

CC 17

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CLERK OF DISTRICT COURT
TWIN FALLS, IDAHO

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

In Re SRBA

) SUBCASE NO. 72-00116A
)
)
)
)

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

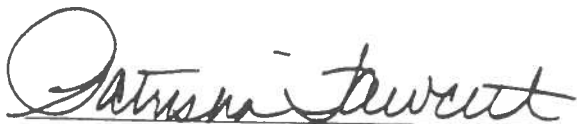
Dated: 11/21/00


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/24, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

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:
Claimant/Seller for Substitution of Party or attorney of record:
David Hubble
Carolyn Hubble
PO Box 1292
Challis ID 83226
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Albert R Chorn
PO Box 1414
Challis ID 83226
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

11/17/2000

RIGHT NUMBER: 72-116A

NAME AND ADDRESS: ALBERT R CHORN
PO BOX 1414
CHALLIS, ID 83226

SOURCE: GARDEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.03 CFS

PRIORITY DATE: 05/15/1878

POINT OF DIVERSION: T14N R19E S32 NENWNE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 10-31	0.03 CFS

PLACE OF USE:

<u>IRRIGATION Within CUSTER County</u>		
T14N R19E S32	NWNE	1
1 ACRES TOTAL		

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



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

November 24, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ALBERT CHORN
PO BOX 1414
CHALLIS ID 83226

RE: SRBA Claim(s) 72-00116A

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: David and Carolyn Hubble

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

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.

RECEIVED
JUN 29 2000
Department of Water Resources
Southern Region

1. Water Right No(s).: 72-00116A
Adjudication Claim No(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 attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant David E. and Carolyn I Hubble
P.O. Box 1292 Challis, ID

4. New Owner/Claimant(s) Albert R. Chorn
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address P.O. Box 1414
City, State and ZIP Code Challis, ID 83226
New Telephone Number (208) 879-5686

5. Date you acquired the property 10/22/99

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 you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ 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 or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Albert R Chorn

- (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

4411?
McGowan
211561

416.77

T-310?
3.2 AC

William H. James

David Hubble
210131

?

402.23

T-308

NORTH CUSTER
HOSPITAL

Don't Eate Tint
or
Bette Eate
144233

Leo & Robt Eate
Cypress Mines Corp.
157018

David Hubble
208046

387.7

352

T309

165.5

S 84° 33' W

165.5

ALLEY

165.5

165.5

165.5

3

William H. James
T-310?

David Hubble
210131

165.5

7

T308

T309

CHALLIS CORPORATE LIMIT LINE N 12° 00' 00" W

152.3

F1254?

V.A. McGowan
211561

N 50° 27' W TO SEE LINE

404.3

260 ft

T1393 *

Allen Hardiman
198739

T-951

(6)

552.21

115.3

T928

5

T417

Harold D. Martin

Martin & Co

177837 150
Richard Gange 2001
J. F. W. T. G.
#197986
T. O. G. H. 9716
W. L. W. 136851
880-265 1388
74.45

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: January 26, 1999

PAGE: 1

RIGHT NUMBER: 72-00116A

NAME AND ADDRESS: DAVID E HUBBLE
CAROLYN I HUBBLE
PO BOX 1292
CHALLIS ID 83226

SOURCE: GARDEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.03 CFS

PRIORITY-DATE: 05/15/1878

POINT OF DIVERSION T14N R19E S32 NENWNE Within CUSTER County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION NONE	04-15 10-15	0.03 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T14N R19E S32 NWNE 1
1 ACRES TOTAL

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 72:

WATER RIGHT NO.	SOURCE
NONE	NONE

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

WATER RIGHT NO.	SOURCE
NONE	NONE

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

WARRANTY DEED

For Value Received DAVID E. HUBBLE AND CAROLYN I. HUBBLE, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto ALBERT R. CHORN, a single man, the Grantee, whose current address is P.O. Box 1414, Challis, Idaho 83226, the following described premises, in Custer County, Idaho, to-wit:

Beginning at a point which point is located at the Southwest corner of Lot 1 in Block 12 of the Original Townsite of Challis; thence Westerly along the North edge of Main Avenue, a distance of 59 feet; thence in a Northerly direction along the West edge of First Street, a distance of 252 feet to corner No. 1, the Place of Beginning of this description; thence in a Westerly direction on a line parallel to the center line of North Avenue, 165 feet to a corner No. 2; thence in a Northerly direction parallel to the center line of First Street, a distance of 352 feet, more or less, to corner No. 3, which is on the corporate limit of the Village of Challis at the Northern extremity; thence in a Easterly direction along the Northern line limit of the Village of Challis, 165 feet to corner No. 4; thence in a Southerly direction on a line parallel to the center line of First Street, a distance of 352 feet, more or less, to corner No. 1, THE POINT OF BEGINNING.

AND

Lots 3 and 4, Seventh Addition to the City of Challis, Custer County, Idaho, as shown by the Official Plat thereof now on file in the Office of said County Recorder.

EXCEPTING therefrom all that certain piece or parcel of land situate, lying and being in Challis, County of Custer and State of Idaho, bounded and more particularly described as follows, to-wit: A tract of land situate in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, Township 14 North, Range 19 East, of the Boise Meridian, described as follows:

Beginning at Corner No. 1, which is a point 390 feet in a Westerly direction from the Southwest corner of Block 12 of Challis Townsite, said point being on the North line of the Main Avenue of Challis Townsite extended: thence North 5°27' West a distance of 260 feet to Corner No. 2; thence Easterly along a line parallel to the North property line of said Main Avenue extended a distance of 165.5 feet to Corner No. 3; thence South 5°58' East a distance of 260 feet to Corner No. 4; thence Westerly along the North property line of Main Avenue extended a distance of 165.5 feet to Corner No. 1, the point of beginning.

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

219745

Dated: This 22 day of October, 1999.

[Signature]
GRANTOR

Carolyn I. Hubble
GRANTOR

STATE OF IDAHO)

: ss

County of:)

On this 22 day of

October, 1999, before

me, a Notary Public, per-

sonally appeared David E.

Hubble & Carolyn I.

Hubble

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

Patsy Kindt
Notary Public for Idaho

Residing at Challis

Commission Expires 3/12/2004

STATE OF IDAHO, COUNTY OF CUSTER

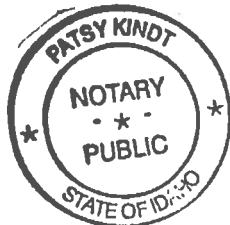
I hereby certify that this instrument was filed for
record at the request of Custer County Title
at 00 minutes past 1
o'clock P.M., this 22nd day of Oct.
1999, in my office, and duly recorded in Book
_____ of Deeds at page _____.

Eckel M. Peck.

Ex-Officio Recorder

BY _____
Deputy

Fee: \$ 6.00
Mail to: CCT



RECEIVED

MAY 20 1996

Department of Water Resources
Southern Region

RECEIVED

MAY 15 1996

OFFICE OF THE
ATTORNEY GENERAL

Don RF
USE AS 1409
CHANGE ALREADY MADE

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.

Case No. 39576

STANDARD FORM 3

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department
of Water Resources,

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

Petitioner,

CONSENT TO SUBSTITUTION OF
PARTY

vs.

A72-00116A

The United States; the State of Idaho; and
all Claimants to the Use of Water From
the Snake River Basin Water System,

Respondents.

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

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Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The *Substitution* shall be filed by the new claimant/purchaser.

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☐ CHANGE IN ADDRESS

My name is _____

I am the claimant of _____

(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on May 13, 1996, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

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

2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

William W. James and/or June K. James
P. O. Box 857
Challis, Idaho 83226

4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

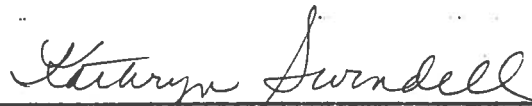
David E. Hubble and/or Carolyn I. Hubble
P. O. Box 1292
Challis, Idaho 83226

4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

5. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



(Signature of person or attorney mailing the form)

☐ **CONSENT TO SUBSTITUTION OF PARTY**

My name is David E. Hubble and/or Carolyn I. Hubble

My address is P. O. Box 1292

Challis, Idaho 83226

My phone number is: Work _____ Home (208) 879-5822

The name and address of the party who I wish to be substituted for are:

William W. James and/or June K. James

P. O. Box 857, Challis, Idaho 83226

I am the new claimant/purchaser of 72-00116A and
(Insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court* to support my *Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

Warranty Deed

William W. James
June K. James

(Signature of prior claimant/seller)

David E. Hubble
Carolyn I. Hubble

(Signature of new claimant/purchaser)

☐ **ATTORNEY OF RECORD COMPLETING FORM**

My name is _____

I am the attorney of record for _____

(Identify party/claimant)

My address and phone number are _____

VERIFICATION

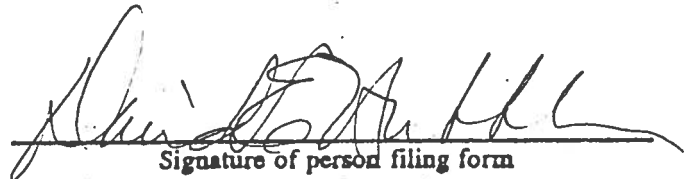
(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of _____

County of _____

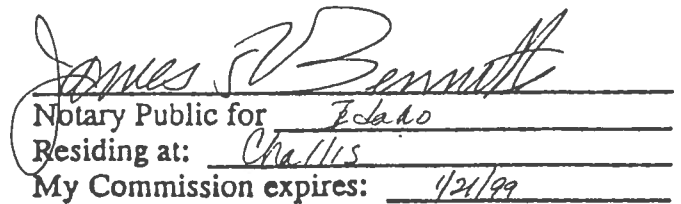
_____, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.


Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on 10 May 1996
(Insert Date)


Notary Public for Idaho
Residing at: Challis
My Commission expires: 4/21/99

WARRANTY DEED

FOR VALUE RECEIVED, WILLIAM JAMES and JUNE JAMES, husband and wife, Grantors, do Bargain, Sell and Convey unto DAVID E. HUBBLE and CAROLYN I. HUBBLE, husband and wife, the Grantees, whose current address is P.O. Box 1292, Challis, Idaho 83226, the following described premises, in Custer County, Idaho, to-wit:

Lots 3 and 4, Seventh Addition to the City of Challis, Custer County, Idaho, as shown by the Official Plat thereof now on file in the Office of said County Recorder.

EXCEPTING therefrom all that certain piece or parcel of land situate, lying and being in Challis, County of Custer and State of Idaho, bounded and more particularly described as follows, to-wit: A tract of land situate in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, Township 14 North, Range 19 East, of the Boise Meridian, described as follows:

Beginning at Corner No. 1, which is a point 390 feet in a Westerly direction from the Southwest corner of Block 12 of Challis Townsite, said point being on the North line of the Main Avenue of Challis Townsite extended: thence North 5°27' West a distance of 260 feet to Corner No. 2; thence Easterly along a line parallel to the North property line of said Main Avenue extended a distance of 165.5 feet to Corner No. 3; thence South 5°58' East a distance of 260 feet to Corner No. 4; thence Westerly along the North property line of Main Avenue extended a distance of 165.5 feet to Corner No. 1, the point of beginning.

TOGETHER with Water Right No. 72-00116A, which is appurtenant thereto, without warranty.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their successors and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in

DEC 03 1996

the records of Custer County, Idaho, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

10095

William W. James
William James

June K. James
June James

STATE OF IDAHO)
: ss.

County of Custer)

On this 1st day of November, 1995, before me, a Notary Public, personally appeared WILLIAM JAMES and JUNE JAMES, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of James Bennett at 15 minutes past 3 o'clock P.M., this 13th day of December, 1995, in my office, and duly recorded in Book _____ of Deeds at page _____.

Ethel M. Peck

Ex-Officio Recorder

BY Wendy Murphy
Deputy

Fee: \$ 6.00
Mail to:

James Bennett
Notary Public for Idaho
Residing at Challis Idaho
Commission Expires 1-21-99

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: A72-00116A

Date Received: 12/ 6/1989

Receipt No: M005313

Received By: *Ownership Change H*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DAVID E HUBBLE
Address: PO BOX 1292
CHALLIS ID

208-879-5822

83226

AND/OR

Name: CAROLYN I HUBBLE
Address: PO BOX 1292
CHALLIS ID

208-879-5822

83226

2. Date of Priority: MAY 15, 1878

3. Source: GARDEN 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	32		NW	NE		CUSTER

5. Description of diverting works:
HEADGATE/DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		

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

A.F.A.

8. Total consumptive use is

2.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	32	NW	NE		IRR	1.0
Section Acres							1.0
Total Acres							1.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGE 12-20-1995 BY FH.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ADAMS, ET. AL.
Decree Plaintiff

VANDERVOORT, ET. AL.
vs Decree Defendant



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 14N Range 19E
Section 32, 1/4 of NW 1/4 of NE 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: 72-00116A
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): William W. James and/or June K. James
P. O. Box 857
Challis, Idaho 83226
- ☐ New Owner/Claimant (Purchaser): David E. Hubble and/or Carolyn I. Hubble
- ☐ New Mailing Address: P. O. Box 1292
Challis, Idaho 83226
- ☐ New Telephone Number: (208) 879-5822
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

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

- ☐ Signature of New Owner/Claimant(s) David E. Hubble Date _____
Carolyn I. Hubble Date _____
- ☐ Signature of Former Owner/Claimant(s) William W. James Date 12-12-95
June K. James Date 12-12-95

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 12-20-95 By: TH

Further Action Needed:

Further Action Taken

Date: 12-30-95 By: TH

Final Review and Data-Entry

Date: 12-21-95 By: TH

Claim Numbers of Split, if any: TH

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

DEC 03 1995

original only recd - copy sent to new owner and submitting attorney

WARRANTY DEED

FOR VALUE RECEIVED, WILLIAM JAMES and JUNE JAMES, husband and wife, Grantors, do Bargain, Sell and Convey unto DAVID E. HUBBLE and CAROLYN I. HUBBLE, husband and wife, the Grantees, whose current address is P.O. Box 1292, Challis, Idaho 83226, the following described premises, in Custer County, Idaho, to-wit:

Lots 3 and 4, Seventh Addition to the City of Challis, Custer County, Idaho, as shown by the Official Plat thereof now on file in the Office of said County Recorder.

EXCEPTING therefrom all that certain piece or parcel of land situate, lying and being in Challis, County of Custer and State of Idaho, bounded and more particularly described as follows, to-wit: A tract of land situate in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, Township 14 North, Range 19 East, of the Boise Meridian, described as follows:

Beginning at Corner No. 1, which is a point 390 feet in a Westerly direction from the Southwest corner of Block 12 of Challis Townsite, said point being on the North line of the Main Avenue of Challis Townsite extended: thence North 5°27' West a distance of 260 feet to Corner No. 2; thence Easterly along a line parallel to the North property line of said Main Avenue extended a distance of 165.5 feet to Corner No. 3; thence South 5°58' East a distance of 260 feet to Corner No. 4; thence Westerly along the North property line of Main Avenue extended a distance of 165.5 feet to Corner No. 1, the point of beginning.

TOGETHER with Water Right No. 72-00116A, which is appurtenant thereto, without warranty.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their successors and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in

DEC 03 1996

0210131

the records of Custer County, Idaho, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

1000 95

William W. James
William James

June K. James
June James



STATE OF IDAHO)
: ss.

County of Custer)

On this 1st day of November, 1995, before me, a Notary Public, personally appeared WILLIAM JAMES and JUNE JAMES, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

James W. Bennett
Notary Public for Idaho
Residing at Challis Idaho
Commission Expires 1-21-99

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of James Bennett at 15 minutes past 3 o'clock P.M., this 13th day of December, 1995, in my office, and duly recorded in Book _____ of Deeds at page _____.

Ethel M. Peck
Ex-Officio Recorder

BY Wendy Murphy
Deputy

Fee: \$ 6.00
Mail to:

JAMES R. BENNETTS

ATTORNEY AT LAW

P.O. Box 36

CHALLIS, IDAHO 83226-0036

TELEPHONE

(208) 879-4488

FAX

(208) 879-4248

December 14, 1995

RECEIVED

DEC 18 1995

Department of Water Resources
Southern Region

Mr. Frank Hitchcock
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

RE: James Sale

Dear Frank:

We need to process the enclosed for ownership change.

Thanks.

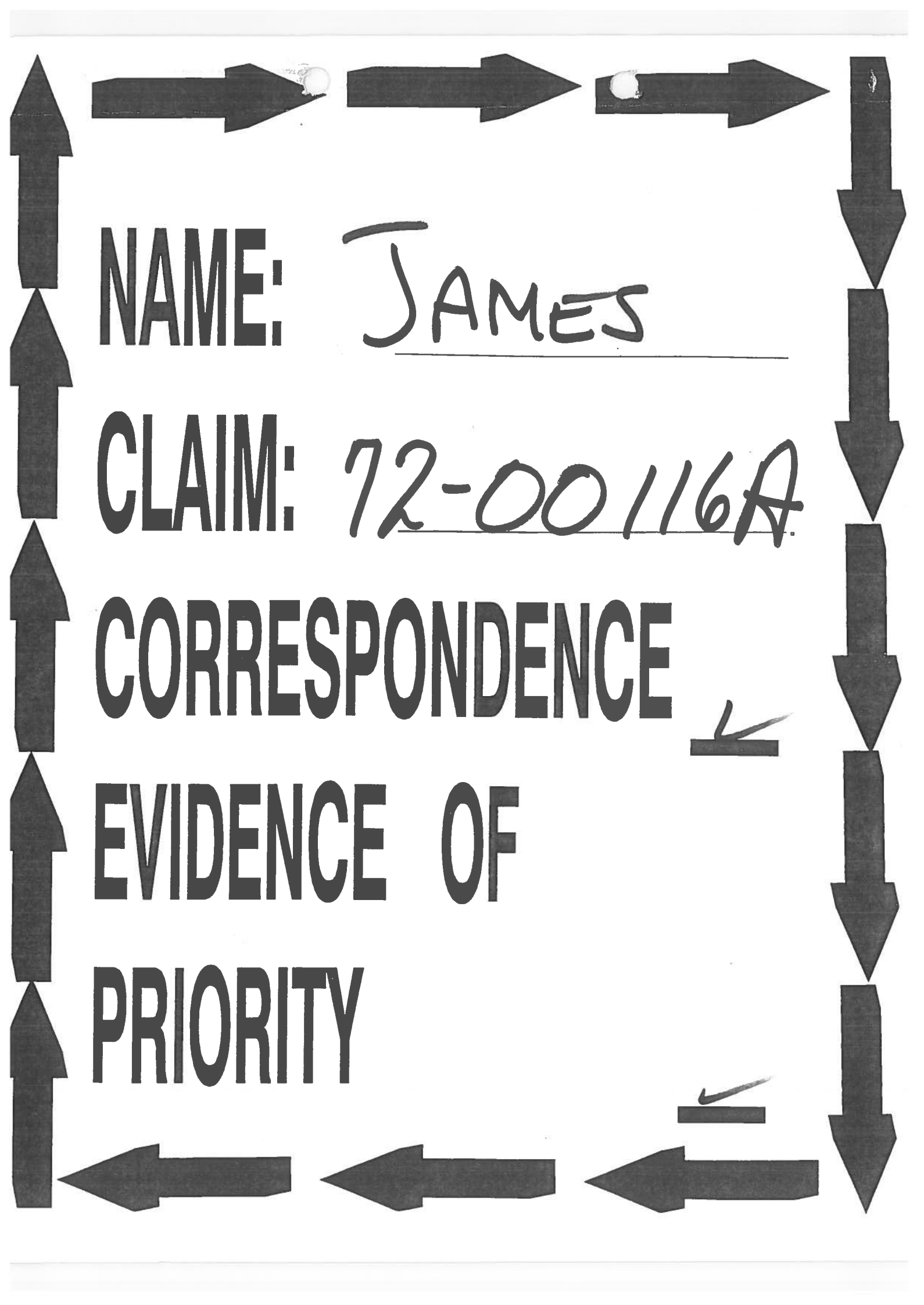
Very truly yours,

James R. Bennetts

JRB:k

Enclosures

DEC 03 1996



NAME: JAMES

CLAIM: 72-00116A

CORRESPONDENCE

EVIDENCE OF

PRIORITY

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: A72-00116A

Date Received: 12/06/1989

Receipt No: M005313

Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM W. JAMES 208-879-4228
Address: BOX 857
CHALLIS, ID 83226

AND/OR

Name: JUNE K. JAMES 208-879-4228
Address: BOX 857
CHALLIS, ID 83226

2. Date of Priority: MAY 15, 1878

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	32	NW	NE			CUSTER

5. Description of diverting works:
HEADGATE/DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.100		

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

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A72-00116A

Page 1

Date: 12/06/89

MICROFILMED
MAR 18 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	32	NW	NE		IRR	1.0
Section Acres							1.0
Total Acres							1.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:

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

ADAMS, ET. AL.

Decree Plaintiff

vs

VANDERVOORT, ET. AL.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): William W. James Date: 12-6-89
June K. James Date: 12-6-89

State of Idaho)
County of Buster) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of December 19 89

Anthony S. Olmsted
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 9/12/1994



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

November 24, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ALBERT CHORN
PO BOX 1414
CHALLIS ID 83226

RE: SRBA Claim(s) 72-00116A

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

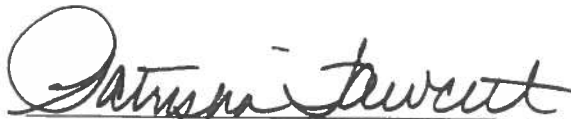
Trish Fawcett
Technical Records Specialist

cc: David and Carolyn Hubble

CERTIFICATE OF MAILING

I certify that on 11/24, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

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:
Claimant/Seller for Substitution of Party or attorney of record:
David Hubble
Carolyn Hubble
PO Box 1292
Challis ID 83226
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Albert R Chorn
PO Box 1414
Challis ID 83226
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

11/17/2000

RIGHT NUMBER: 72-116A

NAME AND ADDRESS: ALBERT R CHORN
PO BOX 1414
CHALLIS, ID 83226

SOURCE: GARDEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.03 CFS

PRIORITY DATE: 05/15/1878

POINT OF DIVERSION: T14N R19E S32 NENWNE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-01 10-31	0.03 CFS

PLACE OF USE:

<u>IRRIGATION Within CUSTER County</u>	
T14N R19E S32	NWNE 1
1 ACRES TOTAL	

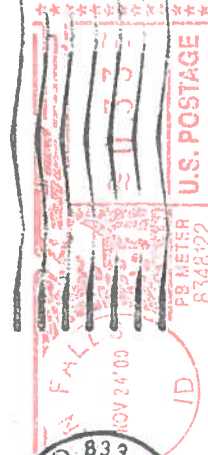
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RETURN SERVICE REQUESTED



RECEIVED

NOV 29 2000

Department of Water Resources
Southern Region

DAVID HUBBLE
CAROLYN HUBBLE
PO BOX 1292
CHALLIS ID

HUBB292 832262002 1A99 04 11/28/00
FORWARD TIME EXP RTN TO SEND
HUBBLE
3 CARDINAL CT #234
HILTON HEAD ISLAND SC 29926-3717
RETURN TO SENDER

83226-12



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

MAR 31 2000

Department of Water Resources
Bozeman Region

February 23, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

David E. and Carolyn Hubble
P.O. Box 1292
Challis, ID 83226

3-29-00
response.
-10

RE: Snake River Basin Adjudication (SRBA)
Water Right #72-00116A

Dear Water Right Holders:

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, **list any other water rights you have,** and return this letter by **March 7 2000**. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Water Right Holder's Signature

Telephone No.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098
RETURN SERVICE REQUESTED

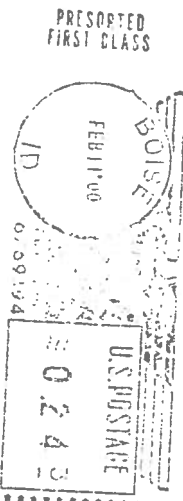
RECEIVED
FEB 22 2000
Department of Water Resources

IMPORTANT WATER RIGHT INFORMATION

David E & Carolyn I Hubble
PO Box 1292
Challis ID 83226

43226

HUBBARD TO 832262007 1A99 05 02/15/00
RETURN TO SENDER
HUBBLE
3 CARDINAL CT #234
HILTON HEAD ISLAND SC 29926-3717
RETURN TO SENDER





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 11, 2000

David E & Carolyn I Hubble
PO Box 1292
Challis ID 83226

RE: Snake River Basin Adjudication, Water Right No. 72-00116A

Dear Mr. & Mrs. Hubble:

Last year the Idaho Department of Water Resources made a recommendation to the SRBA District Court regarding your above-referenced water right claim. Recently, we found that we could have recommended a longer season for your use based on Department guidelines. The purpose of this letter is to allow you to request that the season of use for your water right be extended.

The season that was recommended for your water right is 4/15 to 10/15, and the longest season that we could recommend for irrigation use in your area is 4/1 to 10/31. If you wish to file an objection to request that your season be extended to the longer dates, please write me a letter stating the season that you request. I will forward your request to the Idaho Office of the Attorney General, which has agreed to assist in the modification of your water right. While I do not anticipate that you will need legal counsel for this matter, you will need to participate in some additional steps with the SRBA Court to have the water right corrected.

Please feel free to contact me about this issue. I apologize for any inconvenience that this might cause.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. R. Tuthill, Jr.'.

David R. Tuthill, Jr., P.E.
Chief, Adjudication Bureau

AJ5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

11/06/98 11:46:28
Page 1

Water Right Number - R72-00116A

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

HUBBLE DAVID E
1 - PO BOX 1292
2 -
3 -
City- CHALLIS
Phone - 208-879-5822

VERIFIED BY *KKC*
11-6-98

State- ID Zip- 83226

HUBBLE CAROLYN I
1 - PO BOX 1292
2 -
3 -
City- CHALLIS
Phone - 208-879-5822

State- ID Zip- 83226

*** O - ORIGINAL OWNER ***

JAMES WILLIAM W
1 - BOX 857
2 -
3 -
City- CHALLIS
Phone - 208-879-4228

State- ID Zip- 83226

JAMES JUNE K
1 - BOX 857
2 -
3 -
City- CHALLIS
Phone - 208-879-4228

State- ID Zip- 83226

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
05/15/1878 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GARDEN CREEK SALMON RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract *65 16x* Lot RFlg County Diversion Name
14N 19E 32 NE NW NE (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/15 0.030

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.030 0.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
14N 19E 32 NW NE 1.0 *65 302* 01 IRRIGATION (37) CUSTER
Total Acres: 1.0

+ - - Diversion Means - 2 HP PUMP TO SPRINKLER SYSTEM

AJ5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

11/06/98 11:47:23
Page 2

Water right number - R72-00116A

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

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

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

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

+ - - - - Decree Plaintiff - - - +	+ - - - - Decree Defendant - - - +	+ - Decree Date - +
ADAMS, ET. AL.	VANDERVOORT, ET. AL.	05/19/1914

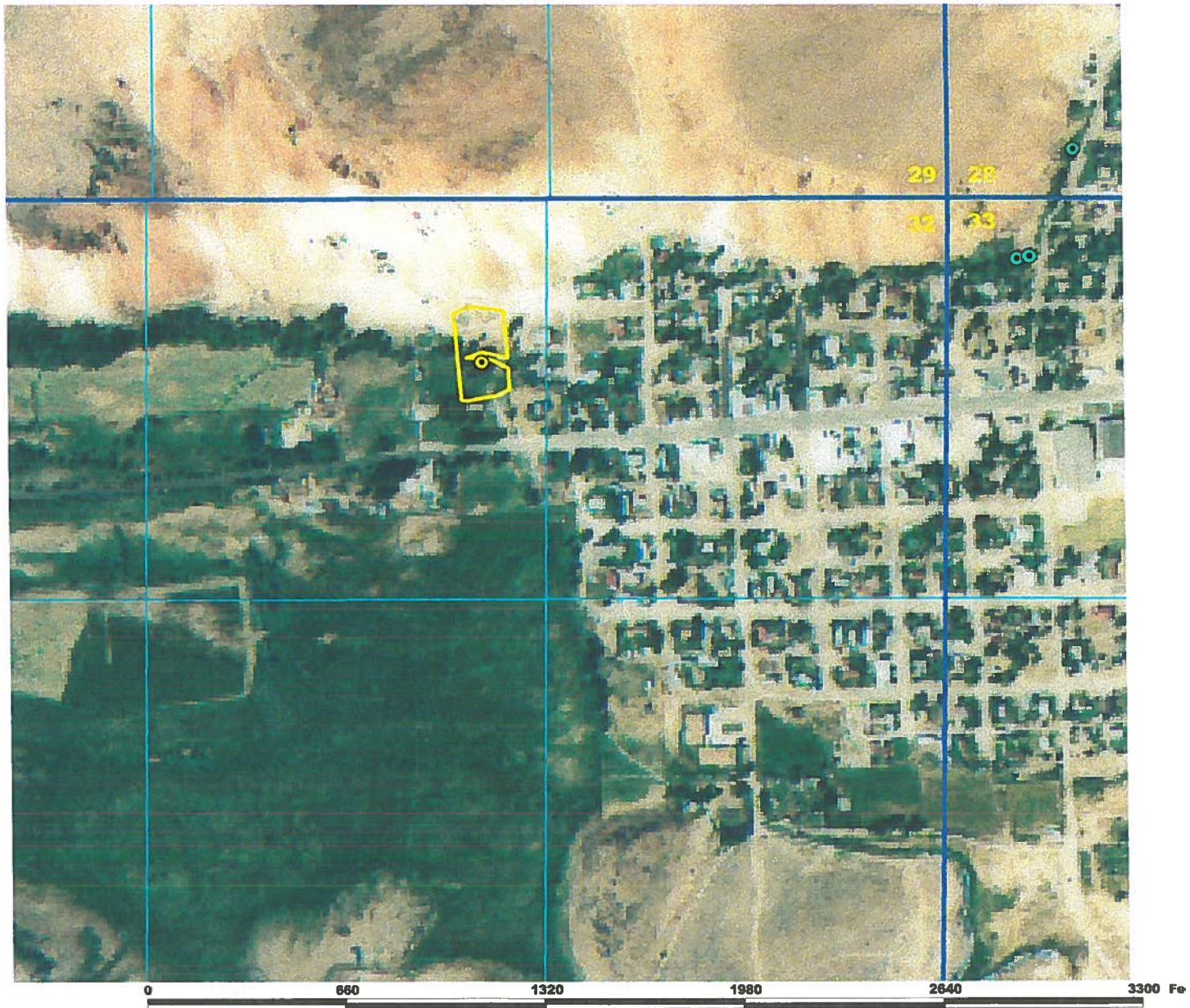
+ - - Audit Fields - 10/28/92 CHRISTEN 11/01/93 CHRISTEN 03/30/95 POST-STD 12/20/95 FHITCHCO 10/26/98 KCHRISTE

+ - - - - - Comments - - - - -
Date: 12/20/1995 User Id: FHITCHCO Subject: COPIED FROM REMARKS
OWNERSHIP CHANGE 12-20-1995 BY FH.

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

Court Report Filing - 00/00/0000	Field Inspection Made - 06/17/1993	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 - 12/06/1989	Last Amended Date - 00/00/0000	Temporary Right - P
Proof Due Date - 00/00/0000	Proof Made Date - 00/00/0000	Water District - 728
Licensed Date - 00/00/0000	Receipt Number - M005313	Federal/State Indicator - S
	POU Ownership Flag - Y	Presumption Flag -
	Name Connector - AND/OR	Notice of Error Flag -

72-00116A
SOURCE = GARDEN CREEK



RECOMMENDED PLACE OF USE
TWP 14N RNG 19E, SEC 32
data entry on October 26, 1998



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

GIS PLACE OF USE PRESENTATION
1992 USDA-F AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

AIM NUMBER72-00116A

DATE10-26-98

TRANSFER NUMBER

AGENTKKC

CLAIMED ACRE TOTAL1

GIS ACRE TOTAL1

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
AIM	14N	19E	32		1														1
IS					1														1
COM					1														1
AIM																			
IS																			
COM																			
AIM																			
IS																			
COM																			
AIM																			
IS																			
COM																			

2-DBPOU.SHP

IAPE NOS.

302

2-DBPOD.SHP

OS. DESCRIPTION

168 Sec 32

NE NW NE

3F TABLES UPDATED

2-DBPOU.DBF

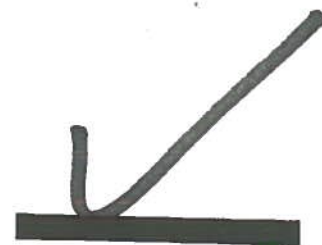
2-DBPOD.DBF

T Reg

R PROOF



CVR



MAPS



PHOTOS



MISC



A72-00116A

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
DECREED P/4	72-00116		14N	19E	32	5															5 ACRES	.20 CFS
CLAIMED	A72-00116A		14N	19E	32	1															1 ACRE	.1 CFS
CLAIMED	A72-10257				32	10			20	19	2										51 ACRES	1.20 CFS

SPLIT REVIEW OF 72-00116

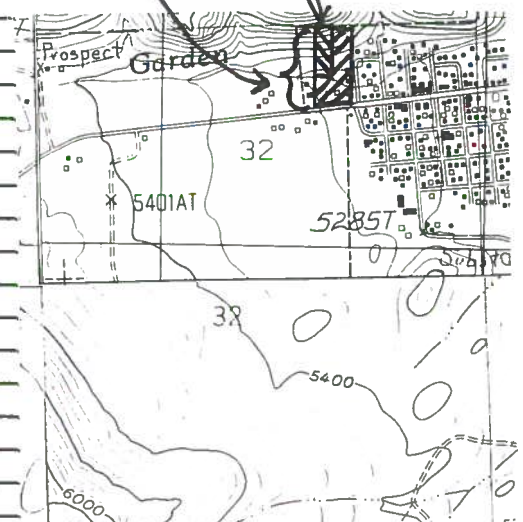
CLAIMED A72-00116A

1 ACRE @ 0.10 CFS

A72-00116B

 @ 0.10 CFS (CLAIMED WITHIN)
 (A72-10257)

 DECREED P/4
 72-00116

 CLAIMED P/4
 A72-00116A


MICROFILMED

MAR 18 1993

R PROOF
CVR
MAPS
PHOTOS
MISC



NOV 01 1994

Water Right Number - R72-00116A

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***

JAMES

WILLIAM W.

1 - BOX 857

2 -
3 -
City- CHALLIS
Phone - 208-879-4228
1 - BOX 857
2 -
3 -
City- CHALLIS
Phone - 208-879-4228

State- ID Zip- 83226

JAMES

JUNE K.

State- ID Zip- 83226

VERIFIED BY
MICROFILMED
NOV 01 1994

Priority Date - 05/15/1878

Region - 17 SOUTHERN

D - DECREED

Stage -

Status -

Source - GARDEN CREEK

Tributary - SALMON RIVER

Twn Rng Sec Tract Lot Rflg County Point of Diversion
14N 19E 32 NE NW NE (37) CUSTER

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/15 0.030

Total Div. Rate - 0.030

Total Consumptive Use - 2.5

Twn Rng Sec Tract Lot Acres Code Description County
14N 19E 32 NW NE 1.0 01 IRRIGATION (37) CUSTER

Total Acres: 1.0

- - - Diversion Means - 2 HP PUMP TO SPRINKLER SYSTEM

- - - Non-Irrigation Use - NONE

- - - Other Rights for Same Use - NONE

Remarks - No Remarks found.

Water right number - R72-00116A

Prefix Translation: RESEARCH

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

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

No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.+ - - - - Decree Plaintiff - - - + + - Decree Date - +
ADAMS, ET. AL. VANDERVOORT, ET. AL. 05/19/1914+ - - - - -Comments- - - - - +
No Comments Found+ - - Audit fields - - +
11/01/93 CHRISTEN+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +
Court Report Filing - 00/00/0000 Field Inspection Made - 06/17/1993 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - 11/01/1993 Old Judicial District -
Response Filed Date - 00/00/0000 Last Amended Date - 00/00/0000 Temporary Right - P
Claim Received Date - 12/06/1989 Receipt Number - M005313 Water District - 728
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - AND/OR Presumption Flag -
Notice of Error Flag -MICROFILMED
NOV 01 1994

LAST: PECK
ADDRESS:
CITY:
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: L.
STATE: ID ZIP: 00000

LAST: JAMES
ADDRESS: BOX 857
CITY: CHALLIS
PHONE NUMBER: 208-879-4228
OWNER CODE: C

FIRST: WILLIAM W.
STATE: ID ZIP: 83226

LAST: JAMES
ADDRESS: BOX 857
CITY: CHALLIS
PHONE NUMBER: 208-879-4228
OWNER CODE: C
FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM

FIRST: JUNE K.
STATE: ID ZIP: 83226
DATABASE N FIELD EXAMINER

MICROFILMED
NOV 01 1994

PHONE NUMBER () -
 ROOM NO. _____
 NAME _____

TIME

DATE _____ TIME _____

DATE _____ TIME _____

A(_____) P(_____)

B(_____) P(_____)

PHONE NUMBER ()

A. AJ CLAIM: # A72-00116A

PRIORITY DATE: 05-15-1878

STAGE: D

B. WR RECORD: # 72-00116A

PRIORITY DATE: 05-15-1878

STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
NFIELD
EXAMINER
N

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

REMARKS:

*date claimed priority date matches declared priority
date accept as claimed*

RECOMMENDED PRIORITY DATE:

05-15-1878

REVIEWED BY

XRC

DATE

11-1-93

MICROFILMED

NOV 01 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-00116A	14N	19E	32		NW	NE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
 A PREFIX NONE R PREFIX NONE
 72-07474
 WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: GARDEN CREEK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
00116A	14N	19E	32		NW	NE		CUSTER

OTHER WR RECORDS WITH SAME WR POD
 AJ CLAIMS IN SAME 40 ACRE TRACT
 A PREFIX NONE R PREFIX NONE

72-07474

A72-00117A
 A72-00117B
 A72-00117C
 A72-00117D
 A72-10260

SOURCE: GARDEN CREEK

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

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

MARKS:

*Based upon field exam & comparison of formal P/D with photo
 T-75 the NE 1/4 of section 32 was added to the claim.*

NOT RECORDED

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC.

1/4 1/4

LOT

COUNTY

14N 19E 32

NE NW

NE

SOURCE: GARDEN CREEK

TRIB: SALMON RIVER

REVIEWED BY:

DATE:

11-1-93

KKC

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A. ROOT WATER RIGHT NUMBERS: A72-00116A
A72-00116B

A72-10257

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOM. ACRES
14N	19E	32	NW	NE		JAMES WILLIAM W.	A72-00116A 7.1.0	72-00116A 7.5.0			
			NW	NE		CITY OF CHALLIS	A72-07117 /	72-07117 /		1	1
			NW	NE		YACOMELLA, TONY S.	A72-10257 /10.0				
			NW	NE		YACOMELLA, MADGE	A72-10260 /				
			NW	NE		CYPRUS THOMPSON CREEK MINING	CA72-00111 /10.0	72-00111 /			
			NW	NE		BRADBURY, W. D.		72-00053 /			
			NW	NE		RIGBY, LOIS T.		72-07474 / 1.0			
			NW	NE		CYPRUS THOMPSON CREEK MINING C		T72-00110 /11.0			
			NW	NE		CYPRUS THOMPSON CREEK MINING C		T72-00111 /11.0			
TOTAL ACRES							1.00	5.00	30.00		

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y FIELD EXAMINER POU COUNTY: CUSTER

PRESUMPTION FLAG:

REMARKS:

*found irrigator occurring on both sides of Barber Creek and covering
1 acre of ground*

Recommend as claimed

RECOMMENDATIONS:

TOTAL ACRES: 1
REVIEWED BY: KHC

DATE: 11-1-93

NOT FOR RECORD

A. AS CLAIMED USES:

PURPOSES
A72-00116A IRRIGATION

TOTAL DIVERSION RATE/VOLUME CLAIMED

FROM

MONTH/DAY
4-15 10-15DIVERSION QUANTITY
0.93 CFS

B. WR RECORDED USES:

PURPOSES
72-00116A IRRIGATION

TOTAL DIVERSION RATE/VOLUME CLAIMED

FROM MONTH/DAY
TODIVERSION QUANTITY
100 CFS
100 CFS

ASSUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

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

Explain in remarks, below.

REMARKS:

Recommend Standard in record.

I measured 0.027 ~~CFS~~ round to 0.03 CFS
the legal limit for I have is 0.03 CFS

therefor I recommend 0.03 CFS.

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Y(☒) N(☐)

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 0.100 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.100 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)

FIELD DATABASE EXAMINER
Y

FLOW MEASUREMENT

MEASUREMENT METHOD

0.03 CFS

, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00116A	GARDEN CREEK	JAMES, WILLIAM W.	0.100	0.100		
A72-00111	GARDEN CREEK	CYPRUS, THOMPSON CREEK MINING C	0.860	0.003		
A72-10257	GARDEN CREEK	YACOMELLA, TONY S.	1.200	0.023		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
2-07117	MUNICIPAL	CITY OF CHALLIS	FROM 01-01 TO 12-31	6.000 CFS	

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 1.03 CFS
ACRES 1 X 0.03 CFS/ACRE = 0.03 CFS
(taken from p/v review)

DOES AMOUNT CLAIMED EXCEED 0.03 CFS/ACRE? Y (X) N ()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED under 5 Acre limit, 0.03 CFS/A.

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 2.5 AF/A

ACRES 1 X CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 2.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 2.5 AF/A

ACRES 1 X DIVERSION VOL. AF/A 2.5 =

TOTAL DIVERSION VOLUME 2.5 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

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RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AE/A

REC. CONS.
USE

IRRIGATION

04-01

1-01

0.100

.03

N/A

2.5

2.8

TOTAL FOR THIS RIGHT

0.100

2.5

REVIEWED BY: KKC

DATE: 11-1-93

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00116

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.300

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A72-00053	A72-00116A	0.100	-	-	72-00116A	0.100
A72-00116B	A72-10257	1.200	-	-	72-00053	1.100
	A72-10257	1.200	-	-	72-00116B	0.100
					72-00116	

TOTAL CFS 2.500

1.300

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

Original decree is for 0.20 CFS

10 CFS claimed under A72-10257 & recognized as valid based upon
quit claimed 110078, Bradley to Yacowella. transferring 10 CFS.

10 CFS claimed under the right

no other claims against original decree found; no wr claimed.

AUTHENTICATION:

SIGNATURE:

Steve S. Chaudhary

DATE: 11-1-93

NAME OF FIELD EXAMINER:

TITLE:

Si Water Resource Agent

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DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

05/30/92

CLAIM NUMBER: A72-00116A

WATER 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 WHOM/DATE
PRIORITY DATE								
POINT OF DTD	Y		11-1-93 KKC	N	6	11-1-93 KKC		
SOURCE			6-17-93 KKC	Y	1.5	" "		
SIZE OF USE	Y		6-17-93 "	N	1.5	" "		
DTG AMOUNT CES/VOLUME			" "	N	1.5, 6	" "		
CONSUMPTIVE USE	-		" "	N	6	" "		
PURPOSES			" "	N	6	" "		
PERIOD OF USE	Y		11-1-93 "	Y	6	" "		
BASIS OF CLAIM	Y		" "	N	6	" "		
REMARKS			" "	N	6	" "		

VERIFIED BY CODES

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

MAPS USED: DATE: 1956
 ASCS T75
 ORTHO
 NAPP
 BLM 10-9C-5 7-16-88

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

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
------------	----------------	---------------	-----------	--------------------	----------------	------------------

C	WILLIAM W. JAMES C JUNE K. JAMES BOX 857 CHALLIS ID 83226 (208) 879-4228	05/15/1878	IRRIGATION	04-01 11-01	0.10 CFS	0.10 CFS
					TOTAL DIVERSION: CONSUMPTIVE USE:	2.5 AFA

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

Point(s) of Diversion: T14N R19E S32 NONE CUSTER County

Use of use Legal Description for: IRRIGATION

NE	NENE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESE	NWSE	SWSE	SESE	SUM
14N 19E 32	01											1.0
												TOTAL ACRES

POU County: CUSTER

Non-Irrigation Uses: NONE

Other Rights: NONE

Non-Irrigation Use: NONE

Dates: Exam Made Date: Verified Date: 12/09/1985

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

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POOR ORIGINAL

20

29

Radio
Relay Sta

CHALLIS
P/D (BM 5283)

P/D 32

Challis
Airport

Sewage Disposal
Ponds

BM 5001

28

Creek

DITCH

22

27

4966

CLAIM A72-00116A INIT KKC
T. R. S. Q/O
P/D 14N 19E 32 NE 1/4
PHOTO ID. 00116A-1-75
1956 Flight

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CHALLIS

34

Hammer

35

Challis
Hol

4400 FEET

1.6 MI. TO IDAHO 75
CLAYTON 24 MI.

12°30'

(BRAEBURY FLAT)

SCALE 1:24000

POOR ORIGINAL

CLAIM A72-00116A INIT
T. R. S. O/O
P/D 14N 19E 32 NEARBY
PHOTO B&M 10-9C-5
DT. & ID. 7-16-88 Edglt

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P/6
P/4

29 28

28 27
32 31



CLAIM # A72-00116A
DATE PHOTOS TAKEN; 6-17-93
PICTURE SET # 2

POOR ORIGINAL

This photo set shows the P/U and two of the sprinklers used. The third sprinkler head is within the picture but is in the shadows and is not visible. You are looking south and the left and west on the right.

P/D

GARDEN CREEK



SPRINKLERS

NO FILM
01188

ORIGINAL

CLAIM # A72-00116A
PHOTO TAKEN ON 6-17-93
PICTURE # 1

POOR ORIGINAL

This picture shows the diversion system and the P/U north of Garden Creek. There are four lines leaving the pump manifold but normal operation is to only open up enough lines so that three sprinklers are used at one time. This photo was taken from the south side of Garden Creek and is looking northeast.

GARDEN CREEK

DIVERSION LINE TO THE
P/U NORTH OF GARDEN CREEK



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Motor - Howard

HP - 2.

Cynt. pump 2" discharge with
1 1/4" black Plastic line crossing G.C.

POOR ORIGINAL

2 garden hoses

2 1/4" Black plastic

lift approx 4'

Sprinkler Rain Bird #30

~~5/32 tip 2 head~~ 1. 5/32

9/64 tip

~~#3 unknown~~

1 with plugged 5/32 & 1 13/64 -

Rain Bird
Series 30
table.
1975 series

3.52 GPM

2.90 GPM

5.89 GPM

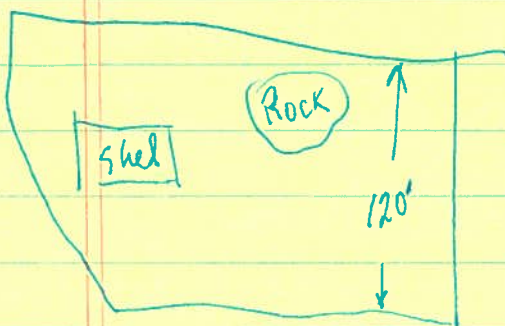
12.32 GPM

normal operation is approx 3 sprinklers at one time
system operating at 24 PSI

Pic start @ #6 on roll 6

0.027 GPM

± 0.03 CFS



Allan Hardman
a comp. on plan

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