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 72-16604
Date Received: 9/28/2001
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TOM VAN KAMPEN
PO BOX 361
CHALLIS ID USA 83226
Phone: (208) 879-5275

LESLIE VAN KAMPEN
PO BOX 361
CHALLIS ID USA 83226
Phone: (208) 879-5275

2. Date of Priority: 10/10/1911

3. Source: PATS CREEK
BEAR CREEK
CHALLIS CREEK

Trib. to: CHALLIS CREEK
CHALLIS CREEK
SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County	Type
14N	18E	4	SE	NE	NW	7	CUSTER	
14N	18E	4	SW	SE	NW		CUSTER	
14N	18E	4	SE	SW	NW		CUSTER	
14N	18E	4	SW	SW	NW		CUSTER	

5. Description of diverting works:

DITCHES, FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1	

7. Total Quantity Appropriated is:
1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
14N	18E	4	SW	NE		IRRIGATION	6
			NW	NE		IRRIGATION	0.3
			NE	NW		IRRIGATION	0.1
			SW	NW		IRRIGATION	1.2
			SE	NW		IRRIGATION	20.6
			NE	SW		IRRIGATION	0.5
						Section Acres	28.7
						Total Acres	28.7

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:

14. Remarks:

PROPERTY IS ALSO KNOWN AS PART OF HOMESTEAD ENTRY NO. 148

THIS RIGHT IS A SPLIT OF 72-10044A. 9/28/01 jr

15. Basis of Claim: Beneficial Use

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED JUN - 7 2000 Department of Water Resource Southern Region

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) _____

Adjudication Claim Number(s) 72-00029B, 72-10044

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) _____

4. New Owner/Claimant(s) Thomas +/OR Leslie Van Kampen

Name connector (Check one): [ ] AND, [ ] OR, [X] AND/OR

New Mailing Address P.O. Box 3161

City, State and ZIP Code Challis, ID 83226

New Telephone Number (208) 879-5275

5. Date you acquired the property September 21, 1999

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 _____ Number and type of stock _____

Diversion rate in CFS _____ (cubic feet per second) 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/Claimant(s) Thomas Van Kampen Date 6-5-2000

Leslie Van Kampen Date 6-5-2000

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

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.

0219553

WARRANTY DEED

For Value Received MARTIN RANKIN, the Grantor, does hereby grant, bargain, sell and convey unto THOMAS VAN KAMPEN AND LESLIE VAN KAMPEN, husband and wife, the Grantees, whose current address is 1751 E. Major Road, Custer, Michigan 49405, the following described premises, in Custer County, Idaho, to-wit:

A parcel of land located in H.E.S. 148, N½, Section 4, Township 14 North, Range 18 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Beginning at Corner number 4 of said H.E.S. 148 from which corner number 3 of H.E.S. 148 bears North 65°14'21" West, 1002.51 feet, the basis of bearing of this description, run thence North 84°07'25" East, along the Northerly boundary of said H.E.S. 148 a distance of 230.66 feet; thence South 01°19'00" West, a distance of 1650.81 feet to a point on the Southerly boundary of said H.E.S. 148; thence North 88°31'01" West along said boundary a distance of 1239.95 feet; thence North 24°00'23" West a distance of 1274.94 feet;
thence North 81°05'44" East a distance of 114.03 feet;
thence North 55°56'45" East a distance of 268.34 feet;
thence South 72°00'43" East a distance of 293.73 feet;
thence North 89°28'48" East a distance of 453.06 feet;
thence South 80°52'56" East a distance of 293.03 feet;
thence South 06°45'31" West a distance of 78.23 feet;
thence South 53°41'22" East a distance of 46.02 feet;
thence North 85°21'14" East a distance of 59.23 feet;
thence North 63°20'14" East a distance of 110.21 feet;
thence North 16°29'50" East a distance of 102.11 feet;
thence North 41°13'06" East a distance of 87.34 feet;
thence South 74°46'39" East a distance of 135.27 feet;
thence North 31°12'22" West a distance of 371.47 feet to the POINT OF BEGINNING, as shown by the record of survey filed August 13, 1999, as instrument No. 219110, records of Custer County, Idaho.

TO HAVE AND TO HOLD the said premises, with his 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 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 he will warrant and defend the same from all lawful claims whatsoever.

Dated: This 21st day of Sept, 1999.

Martin Rankin

MARTIN RANKIN

STATE OF IDAHO)
: ss
County of: CUSTER)

On this 21 day of Sept, 1999, before me, a Notary Public, personally appeared MARTIN RANKIN

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 Challis
Commission Expires 3/12/2004

PATSY KINDT
NOTARY
PUBLIC
STATE OF IDAHO

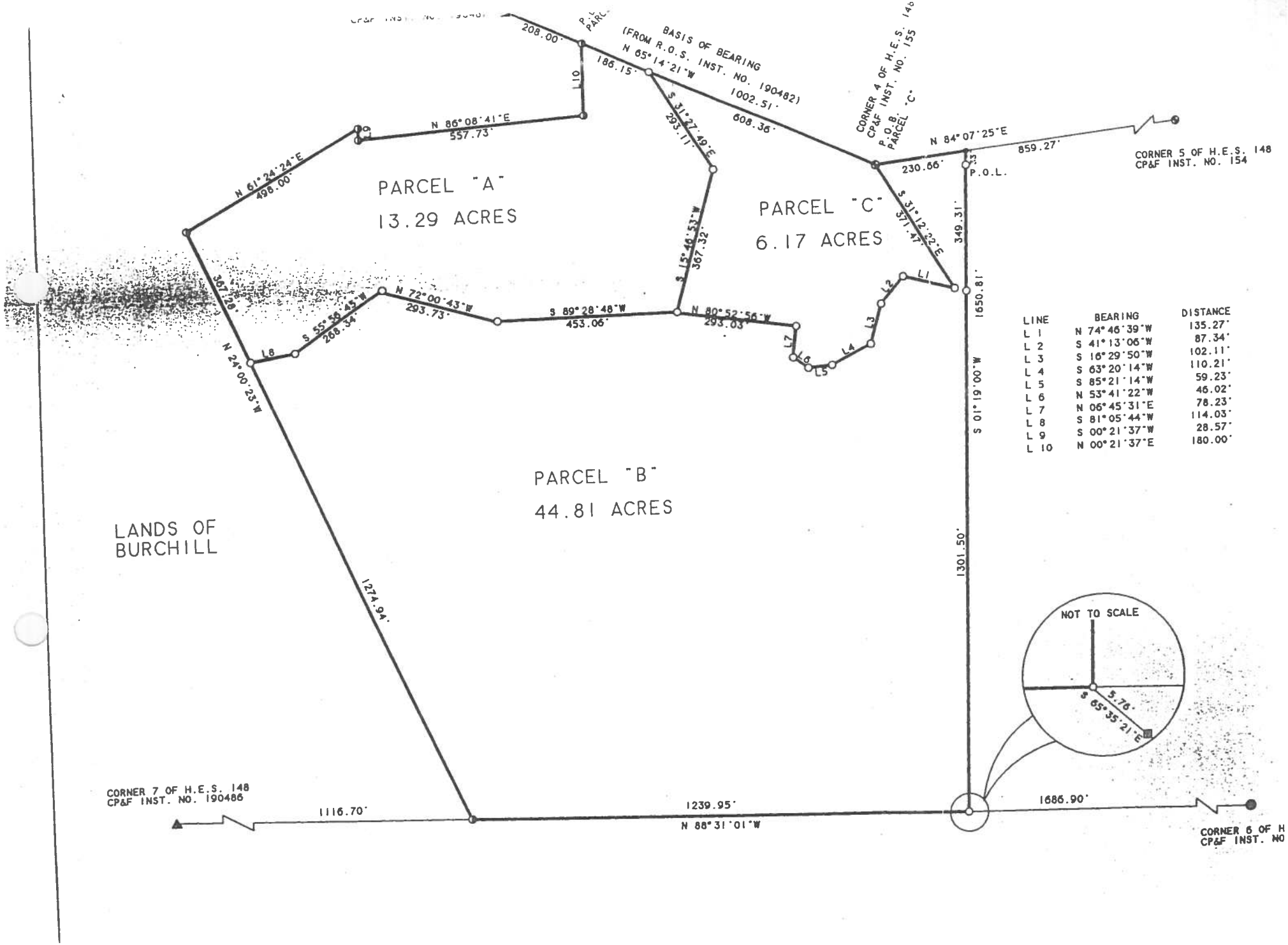
STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of Custer County Title at 27 minutes past 4 o'clock P.M., this 21st day of Sept. 1999, in my office, and duly recorded in Book _____ of Deeds at page _____.

Ethel M. Peck
Ex-Officio Recorder

BY Janet L Dangis
Deputy

Fee: $ 6.00
Mail to:



LINE	BEARING	DISTANCE
L 1	N 74°46'39"W	135.27'
L 2	S 41°13'06"W	87.34'
L 3	S 16°29'50"W	102.11'
L 4	S 63°20'14"W	110.21'
L 5	S 85°21'14"W	59.23'
L 6	N 53°41'22"W	46.02'
L 7	N 06°45'31"E	78.23'
L 8	S 81°05'44"W	114.03'
L 9	S 00°21'37"W	28.57'
L 10	N 00°21'37"E	180.00'

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	TO	DIVERSION RATE	DIVERSION VOLUME
C	JESS RANKIN PO BOX 1114 CHALLIS ID 83226 (208) 879-2335	05/01/1897	IRRIGATION	04-01	10-31	0.220 CFS	
			TOTAL DIVERSION:			0.220 CFS	
C	STEVE RANKIN P O BOX 1114 CHALLIS ID 83226 (208) 879-2335						

Water Source: WHITE VALLEY CREEK Tributary to: CHALLIS CREEK Stage: DECREED

Point(s) of Diversion: T14N R18E S05 Lot05(SENENE) CUSTER County

A0002578 (Burchill/Rankin)

Place of use Legal Description for: IRRIGATION

T	R	S	NE NENE Lt Ac	NE NWNE Lt Ac	NE SWNE Lt Ac	NE SENE Lt Ac	NW NENW Lt Ac	NW NWNW Lt Ac	NW SWNW Lt Ac	NW SENW Lt Ac	SW NESW Lt Ac	SW NWSW Lt Ac	SW SWSW Lt Ac	SW SESW Lt Ac	SE NESE Lt Ac	SE NWSE Lt Ac	SE SWSE Lt Ac	SE SESE Lt Ac	SUM
14N	18E	4		.5	06		03	01	03	28	.5								43.0
																		TOTAL ACRES	43.0

POU County: CUSTER

Other Rights: 72-10044 -SUPPLEMENT WATER FROM BEAR & PATS CREEKS

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 43 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00029B AND 72-10044.

GEN PROPERTY IS ALSO KNOWN AS PART OF HOMESTEAD ENTRY NO. 148.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	TO	DIVERSION RATE	DIVERSION VOLUME
C	JESS RANKIN	10/10/1911	IRRIGATION	04-01	10-31	1.700 CFS	
C	STEVE RANKIN PO BOX 1114 CHALLIS ID 83226 (208) 879-2335						
				TOTAL DIVERSION:		1.700 CFS 85"	

Water Source: PATS CREEK ?
BEAR CREEK
CHALLIS CREEK

Tributary to: CHALLIS CREEK
CHALLIS CREEK
SALMON RIVER

A0002585 (Rankin)

Stage: BENEFICIAL USE

Point(s) of Diversion: T14N R18E S04 Lot07(SENENW)

SWSWNW (A0007594 (Burchill/Rankin CC)) SESWNW (SWSENW CUSTER County (A0002586 (Anderson/Frame/Charles/Rankin) CC))

Place of use Legal Description for: IRRIGATION

T	R	S	NE: NENE Lt Ac	NE: NWNE Lt Ac	NE: SWNE Lt Ac	NE: SENE Lt Ac	NW: NENW Lt Ac	NW: NWNW Lt Ac	NW: SWNW Lt Ac	NW: SENW Lt Ac	SW: NESW Lt Ac	SW: NWSW Lt Ac	SW: SWSW Lt Ac	SW: SESW Lt Ac	SE: NESE Lt Ac	SE: NWSE Lt Ac	SE: SWSE Lt Ac	SE: SESE Lt Ac	SUM
14N	18E	4		.5	06		03	01	03	28	.5								43.0
																		TOTAL ACRES	43.0

Listed As Burchill's 3C
Diversion But Actually CC
Diversion Files Patent!

POU County: CUSTER

Other Rights: 72-00029B

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 43 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00029B AND 72-10044.

GEN PROPERTY IS ALSO KNOWN AS PART OF HOMESTEAD ENTRY NO. 148.

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

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

0215049

DISTRICT COURT
CUSTER COUNTY
IDAHO

OCT 13 11 03 AM '93

JAMES R. BENNETTS
ATTORNEY AT LAW
P. O. BOX 36
CHALLIS, IDAHO 83226
TELEPHONE: (208) 879-4488

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CUSTER
MAGISTRATES DIVISION

****

In the Matter of the Estate of	)	Probate Case No. SP-93-23
	)	
JESS RANKIN,	)	FORMAL PROBATE OF WILL AND APPOINTMENT OF PERSONAL REPRESENTATIVE
Deceased.	)	

****

Upon consideration of the Petition for Formal Probate of the decedent's Will, dated March 4, 1993, and Formal Appointment of STEVEN S. RANKIN as Personal Representative of the decedent, filed with the Court by STEVEN S. RANKIN on the 28th day of September, 1993, the Court finds that:

1. The required notice has been given or waived.

2. The proceeding was commenced within the time period provided by law.

3. The decedent died on September 2, 1993, domiciled in Custer County, Idaho.

4. Venue is proper.

5. A testamentary instrument to which the Petition relates is the decedent's Last Will.

6. STEVEN S. RANKIN is entitled to appointment as the decedent's Personal Representative, to act without bond.

219549

7. The heirs of the decedent are as follows:

NAME:	RELATIONSHIP:
JOHN RANKIN	Son
MAX RANKIN	Son
MARIO RANKIN	Stepson
MARTIN RANKIN	Stepson
STEVEN S. RANKIN	Stepson
DICK CARTER	Nephew
STELLA NICHOLS	Legatee

THEREFORE:

1. The Will of the decedent, dated March 4, 1993, is hereby formally probated.

2. a) STEVEN S. RANKIN is hereby formally appointed as the Personal Representative of the decedent, to act without bond.

b) Upon qualification and acceptance, Letters Testamentary shall be issued to the said Personal Representative.

DATED: October 18, 1993.

Magistrate

#219549
Custer County Req. of
Custer County Title
Time 4:27 P.M.
9/21 1999
Ethel M Peck, Clerk
Janet L Jongis
Deputy
$ 6.00

FORMAL PROBATE OF WILL AND APPOINTMENT OF PERSONAL REPRESENTATIVE - 2

STATE OF IDAHO
COUNTY OF CUSTER ss
I hereby certify that the foregoing is a full, true and correct copy of the original on file in this office.
Date 9-20-99
Ann Bresson
Deputy Clerk

QUITCLAIM DEED

For value received, the Estate of Jess Rankin by and through the Personal Representative, Steven Rankin, Steven Rankin individually, does hereby convey, release, remise and forever quit claim the following described premises unto, **MARTIN RANKIN,** whose address is 1087 Halsey, Idaho Falls, ID 83401:

SEE EXHIBIT "A"

Subject to all existing patent reservations, easements, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, together with all appurtenances and water rights consisting of 11 inches from White Valley Creek.

This deed is being recorded to correct the legal descriptions in deed 218884 recorded 7-28-99, and 219201 and 219202 recorded 8-19-99

DATED: 9-21-99

Steven Rankin

JESS RANKIN ESTATE
By Steven Rankin, Personal Representative

STATE OF IDAHO)
:ss
County of Custer)

On this 21 day of September, 1999, before me a notary public in and for said state, personally appeared Steven Rankin, Personal Representative of the Jess Rankin Estate, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.

Patsy Kindt
Notary Public for Idaho
Residing at: Challis
My Commission Expires: 3/12/2004

PATSY KINDT NOTARY PUBLIC STATE OF IDAHO

Steven Rankin
STEVEN RANKIN

STATE OF IDAHO)
:ss
County of Custer)

On this 21 day of September, 1999, before me a notary public in and for said state, personally appeared Steven Rankin, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.

Patsy Kindt
Notary Public for Idaho
Residing at: Challis
My Commission Expires: 3/12/2004

PATSY KINDT NOTARY PUBLIC STATE OF IDAHO

219551
Custer County Req. of
Custer County Title
Time 4:27 P.M.
9/21 19 99
Ethel M Peck, Clerk
Janet Dangis Deputy
$ 6.00

219551

WADE SURVEYING
P.O. Box 1175
Salmon, Idaho 83467

Phone (208) 756-3070

August 19, 1999

PARCEL "B"

A parcel of land located in H.E.S. 148, N 1/2, Section 4, T. 14 N., R. 18 E., Boise Meridian, Custer County, Idaho more particularly described as follows:

Beginning at Corner Number 4 of said H.E.S. 148 from which Corner Number 3 of H.E.S. 148 bears N 65°14'21" W 1002.51 ft., the Basis Of Bearing of this description, run thence N 84°07'25" E along the northerly boundary of said H.E.S. a distance of 230.66 ft.;

Thence S 01°19'00" W a distance of 1650.81 ft. to a point on the southerly boundary of said H.E.S. 148;

Thence N 88°31'01" W along said boundary a distance of 1239.95 ft.;

Thence N 24°00'23" W a distance of 1274.94 ft.;
Thence N 81°05'44" E a distance of 114.03 ft.;
Thence N 55°56'45" E a distance of 268.34 ft.;
Thence S 72°00'43" E a distance of 293.73 ft.;
Thence N 89°28'48" E a distance of 453.06 ft.;
Thence S 80°52'56" E a distance of 293.03 ft.;
Thence S 06°45'31" W a distance of 78.23 ft.;
Thence S 53°41'22" E a distance of 46.02 ft.;
Thence N 85°21'14" E a distance of 59.23 ft.;
Thence N 63°20'14" E a distance of 110.21 ft.;
Thence N 16°29'50" E a distance of 102.11 ft.;
Thence N 41°13'06" E a distance of 87.34 ft.;
Thence S 74°46'39" E a distance of 135.27 ft.;
Thence N 31°12'22" W a distance of 371.47 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 44.81 ACRES

EXHIBIT A

CUSTER COUNTY TITLE, INC.
P.O. Box 370
8th & Main
Challis, ID 83226
208 879-4424

RECEIVED
JUN - 7 2000
Department of Water Resources
Southern Region

2nd Request!

September 22, 1999

RE: 10199: Rankin - Van Kampen

The Idaho Department of Water Resources
Southern Region Office
1341 Fillmore Street
Twin Falls, ID 83301-3380

Dear Sirs,

Please find enclosed a copy of the Warranty Deed and a signed Notice of Change of Water Right Ownership.

Please send all further correspondence to current owners, Thomas & Leslie Van Kampen.

Please call if you have any questions.

Respectfully,
MBruno
Mindy Bruno
Secretary

enc.

6/6/00

Dear Sirs,
Please find enclosed an original signed Notice of Change of water right ownership, recorded warranty deed transferring the property to the Van Kampens, a plat map, Adjudication claim Profile Report, and a copy of the formal probate of Jess Rankin. Please accept this as our second request and forward all future information to Thomas + Leslie Van Kampen. P.O. Box 341, Challis, ID. 83226

Thanks!
Mindy Bruno

RECEIVED
AUG 07 2001 0223234
Department of Water Resources
Southern Region

QUITCLAIM DEED

For Value Received STEVE RANKIN, does hereby convey, release, remise and forever quitclaim unto THOMAS VAN KAMPEN AND LESLIE VAN KAMPEN, husband and wife, whose current address is:

The following described premises, to-wit:

SEE ATTACHED

together with their appurtenances, ditches, ditch rights. Also together with 11" of decreed water rights from White Valley Creek with priority of May 1, 1897 and 50" of decreed water rights from Challis Creek with priority of October 10, 1911 as designated as portions of 72-10044A

Dated: 8/2/01

Steve Rankin
STEVE RANKIN

STATE OF Idaho)
COUNTY OF Bonneville) ss.

On this 2 day of August In the year 2001, before me, a Notary Public in and for said State, personally appeared Steve Rankin known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Debbie D. Reddick
Notary Public for the State of Idaho
Residing at: Idaho Falls, ID
Commission Expires: 3/27/2007

DEBRA D. REDDICK NOTARY PUBLIC STATE OF IDAHO

****

STATE OF IDAHO, COUNTY OF CUSTER

I hereby Certify that this instrument was filed for record at the request of Custer County Title, at 35 minutes past 9 o'clock A M, this 6th day of August, 2001, in my office, and duly recorded in Book – of Satisfactions, at Page –

Ethel M. Peck
Ex-Officio Recorder

BY: Janet Jangie
Deputy

Fees: $ 6.00
Mail to:

Van Kampen
PO Box 361
Challis, ID 83226

A parcel land located in H.E.S. 148, N½, Section 4, Township 14 North, Range 18 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Beginning at Corner number 4 of said H.E.S. 148 from which corner number 3 of H.E.S. 148 bears North 65°14'21" West, 1002.51 feet, the basis of bearing of this description, run thence North 84°07'25" East, along the northerly boundary of said H.E.S. a distance of 230.66 feet; thence South 01°19'00" West, a distance of 1650.81 feet to a point on the southerly boundary of said H.E.S. 148; thence North 88°31'01" West along said boundary a distance of 1239.95 feet;
thence North 24°00'23" West a distance of 1274.94 feet;
thence North 81°05'44" East a distance of 114.03 feet;
thence North 55°56'45" East a distance of 268.34 feet;
thence South 72°00'43" East a distance of 293.73 feet;
thence North 89°28'48" East a distance of 453.06 feet;
thence South 80°52'56" East a distance of 293.03 feet;
thence South 06°45'31" West a distance of 78.23 feet;
thence South 53°41'22" East a distance of 46.02 feet;
thence North 85°21'14" East a distance of 59.23 feet;
thence North 63°20'14" East a distance of 110.21 feet;
thence North 16°29'50" East a distance of 102.11 feet;
thence North 41°13'06" East a distance of 87.34 feet;
thence South 74°46'39" East a distance of 135.27 feet;
thence North 31°12'22" West a distance of 371.47 feet to the POINT OF BEGINNING, as shown by the record of survey filed August 13, 1999, as instrument No. 219110, records of Custer County, Idaho.

SR.

Transfer No. 69275
Receipt No.S024142

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 72-16604

Priority Date: 10/10/1911
Origin: Adjudication Claim
Basis: Beneficial Use
Status:

CHALLIS CREEK Tributary to: SALMON RIVER

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	04/01	10/31	1.00 CFS		
	Total Diversion		1.00 CFS		

Source and Point(s) of Diversion:

Source	Twp	Range	Section	1/4 of 1/4 of 1/4	Lot	County
CHALLIS CREEK	14N	18E	4	SESWNW		CUSTER
CHALLIS CREEK	14N	18E	4	SWSWNW		CUSTER

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N 18E 4		.3	6.0		.1		1.2	20.6	.5								28.7

Total Acres: 28.7

Conditions/Remarks:

1. 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.

2. PROPERTY IS ALSO KNOWN AS PART OF HOMESTEAD ENTRY NO. 148.^^^

3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 32.5 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00029B AND 72-10044A.^^^

Transfer No. 69275
Receipt No.S024142

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 72-16604

Documentation of Ownership of the Current Place of Use

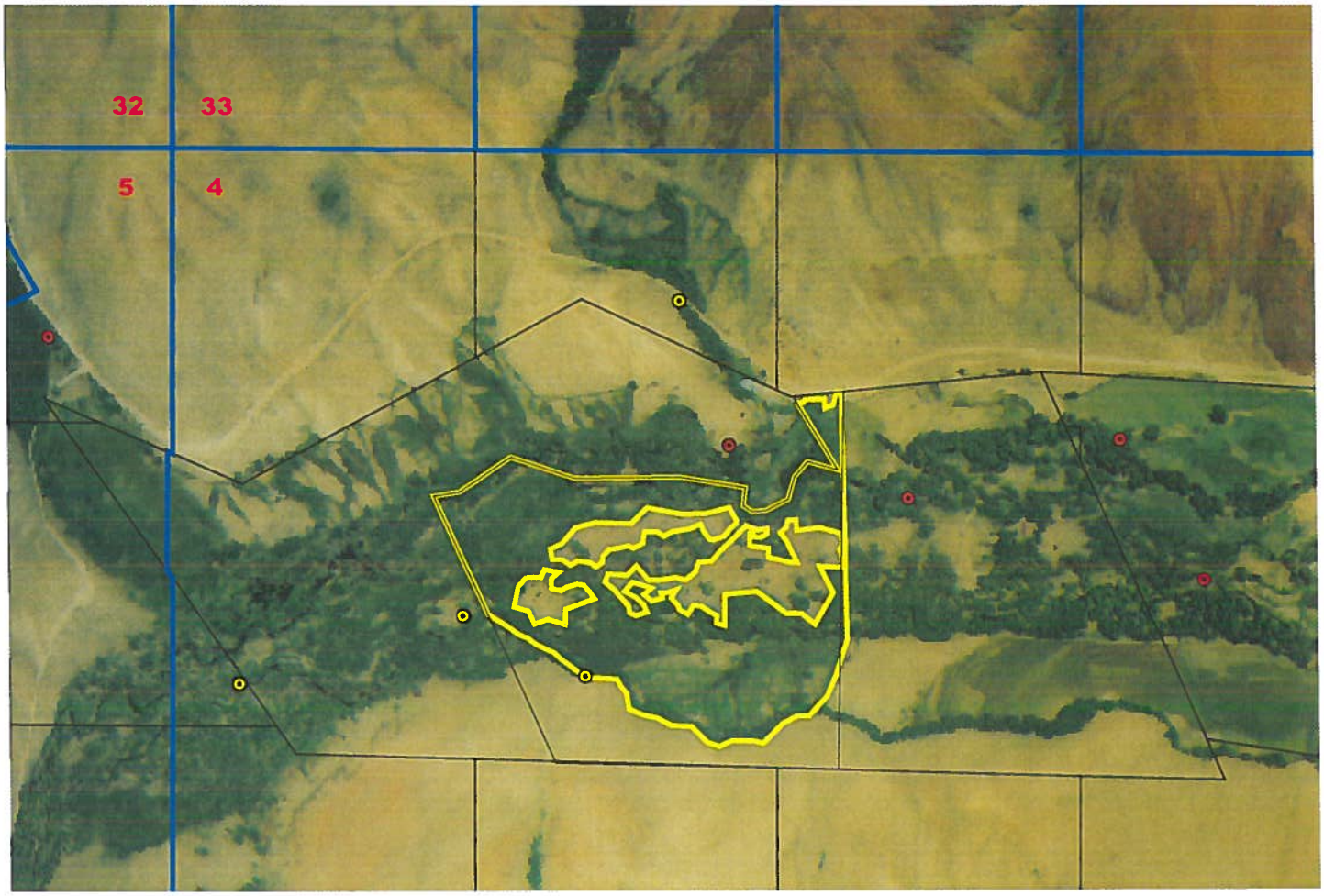
Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

IDAHO DEPARTMENT OF WATER RESOURCES

72-16604



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RECOMMENDED PLACE OF USE
DATA ENTRY ON SEPTEMBER 28, 2001
TWP 14N, R18E, SEC . 4

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

COPY

2001 NOV 23 PM 1:24

FILED

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. 72-10044A, 72-16603, 72-16604**
	)	
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? [X]Yes []No

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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: 11/15/01

T Douglas Grant

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/23, 2001, 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:
   Steve Rankin
   Current address unknown

3. One Copy to:
   Claimant/Purchaser for Substitution of Party or attorney of record:
   Tom VanKampen
   Leslie VanKampen
   PO Box 361
   Cahllis 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

Patrisha Tarvett
Signature of person or attorney mailing the form

10/29/01

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

RIGHT NUMBER: 72-10044A

SPLIT RIGHT: SEE RIGHT NOS. 72-16603 AND 72-16604.

10/29/2001

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

RIGHT NUMBER: 72-16603

NAME AND ADDRESS: STEVE RANKIN
PO BOX 1114
CHALLIS ID 83226

SOURCE:

BEAR CREEK	TRIBUTARY: CHALLIS CREEK
CHALLIS CREEK	TRIBUTARY: SALMON RIVER
PATS CREEK	TRIBUTARY: CHALLIS CREEK

QUANTITY: 0.500 CFS

PRIORITY DATE: 10/10/1911

POINT OF DIVERSION:

T14N R18E S4 SENENW Lot 7 Within CUSTER County
T14N R18E S4 SWSWNW Within CUSTER County
T14N R18E S4 SESWNW Within CUSTER County
T14N R18E S4 SWSENW Within CUSTER County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.500 CFS

PLACE OF USE: IRRIGATION Within CUSTER County

T14N R18E S04	NWNE	0.2	T14N R18E S04	SWNE	0.2
T14N R18E S04	NENW	0.4	T14N R18E S04	SENW	3.0

3.8 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.
PROPERTY IS ALSO KNOWN AS PART OF HOMESTEAD ENTRY SURVEY NO. 148.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 72-10044A.

10/29/2001

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

RIGHT NUMBER: 72-16604

NAME AND ADDRESS: TOM VAN KAMPEN
PO BOX 361
CHALLIS ID 83226

LESLIE VAN KAMPEN
PO BOX 361
CHALLIS ID 83226

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

QUANTITY: 1.000 CFS

PRIORITY DATE: 10/10/1911

POINT OF DIVERSION:

T14N R18E S4 SENENW Lot 7 Within CUSTER County
T14N R18E S4 SWSWNW Within CUSTER County
T14N R18E S4 SESWNW Within CUSTER County
T14N R18E S4 SWSENW Within CUSTER County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	1.000 CFS

PLACE OF USE: IRRIGATION Within CUSTER County

T14N R18E S04	NWNE	0.3	T14N R18E S04	SWNE	6.0
T14N R18E S04	NENW	0.1	T14N R18E S04	SWNW	1.2
T14N R18E S04	SENW	20.6	T14N R18E S04	NESW	0.5

28.7 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 72-29B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 28.7 ACRES IN A SINGLE IRRIGATION SEASON.

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

PROPERTY IS ALSO KNOWN AS PART OF HOMESTEAD ENTRY SURVEY NO. 148. 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 - Beneficial Use

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 72-10044A.

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 23, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TOM VANKAMPEN
LESLIE VANKAMPEN
PO BOX 361
CHALLIS ID 83226

RE: SRBA Claim(s) 72-29B, 72-10044A

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

Trish Fawcett
Technical Records Specialist

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

October 1, 2001

TOM & LESLIE VAN KAMPEN
PO BOX 361
CHALLIS ID 83226

RE: 72-29B & 72-10044A (split see 72-16604)

Dear Mr. & Mrs. Van Kampen,

Thanks for your perseverance in securing the quitclaim deed to straighten out the water rights for the property you purchased from Rankin. Now that the transfer has been filed and is in process, I realized I still needed to do the ownership change for the **recommendations in the adjudication** so you had the opportunity to object to the Place of Use, if you so desired.

I have enclosed copies of the recommendations for your rights and also color copies of the maps. Notice that 72-29B is still shown as appurtenant to the entire 43 acres with the White Valley point of diversion and 72-16604 (part of 72-10044A) is shown as appurtenant to 28.7 acres with all four original points of diversion, and that together both rights are limited to 28.7 acres. The approval of the transfer will take care of reducing 72-29B to the same acres as 72-16604 and changing the points of diversion. This still does not address your concerns with the extra acres in the **middle of your property**, which have not been recommended. The Objection process with the court is the venue for that.

I have enclosed an objection form and a copy of the letter from Jack Challis for you to include. You will probably need to send a letter along with the Objection to petition the court to accept this late objection. (Just explain that the ownership was recently changed so you couldn't object before.)

Please feel free to give me a call at the office if you have any questions or you can call the SRBA court at 208-736-3011.

Sincerely,

Jeanie

Jeanie Robertson
Sr. Water Resource Agent

WATER DISTRICT 72-C
CHALLIS CREEK
P. O. BOX 910
CHALLIS, IDAHO 83226-0910

RECEIVED
DEC 06 2000
Department of Water Resources
Southern Region

December 4, 2000

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

Reference: Thomas J. and Leslie I. Van Kampen

Dear Jeanie:

Per request of Mr. And Mrs. Van Kampen, I am writing regarding the two (2) water rights they are in the process of having transferred from Jess, Martin and/or Steve Rankin's name(s) to their's; I understand those to be 72-00029B (though I would presume the suffix letter will change) and 72-100044 (I again would presume a suffix letter will be added to this right). It is my further understanding some question has arisen regarding a portion of the Van Kampen property and whether or not it has been historically irrigated.

Again it is my understanding that the area in question is that portion of the Van Kampen property which lies between Challis Creek and Bear Creek and between the Burchill property to the west and Axline property to the east. Please be advised this area, primarily the large meadow within those confines, has been irrigated from Diversion No. A0002585 and the ditch system related thereto. Though this diversion is currently out of compliance with District and IDWR specifications and has not been utilized in recent years, the undersigned is aware it has historically been utilized for irrigation of the area stipulated herein.

If there are any additional questions in this regard, please let me know.

Sincerely,
Water District 72-C
Challis Creek

J. R. Challis
Watermaster

cc: Thomas J. and Leslie I. Van Kampen

IDAHO DEPARTMENT OF WATER RESOURCES 09/28/2001

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

72-16604

NAME AND ADDRESS: TOM VAN KAMPEN
PO BOX 361
CHALLIS ID 83226

LESLIE VAN KAMPEN
PO BOX 361
CHALLIS ID 83226

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

QUANTITY: 1.00 CFS

PRIORITY DATE: 10/10/1911

POINT OF DIVERSION:

T14N R18E S4 SENENW Lot 7 Within CUSTER County

T14N R18E S4 SWSWNW Within CUSTER County

T14N R18E S4 SESWNW Within CUSTER County

T14N R18E S4 SWSENW Within CUSTER County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	1.000 CFS

PLACE OF USE: IRRIGATION Within CUSTER County

T14N R18E S04	NWNE	0.3	T14N R18E S04	SWNE	6.0
T14N R18E S04	NENW	0.1	T14N R18E S04	SWNW	1.2
T14N R18E S04	SENW	20.6	T14N R18E S04	NESW	0.5

28.7 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 72-29B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 28.7 ACRES IN A SINGLE IRRIGATION SEASON.

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

PROPERTY IS ALSO KNOWN AS PART OF HOMESTEAD ENTRY SURVEY NO. 148.

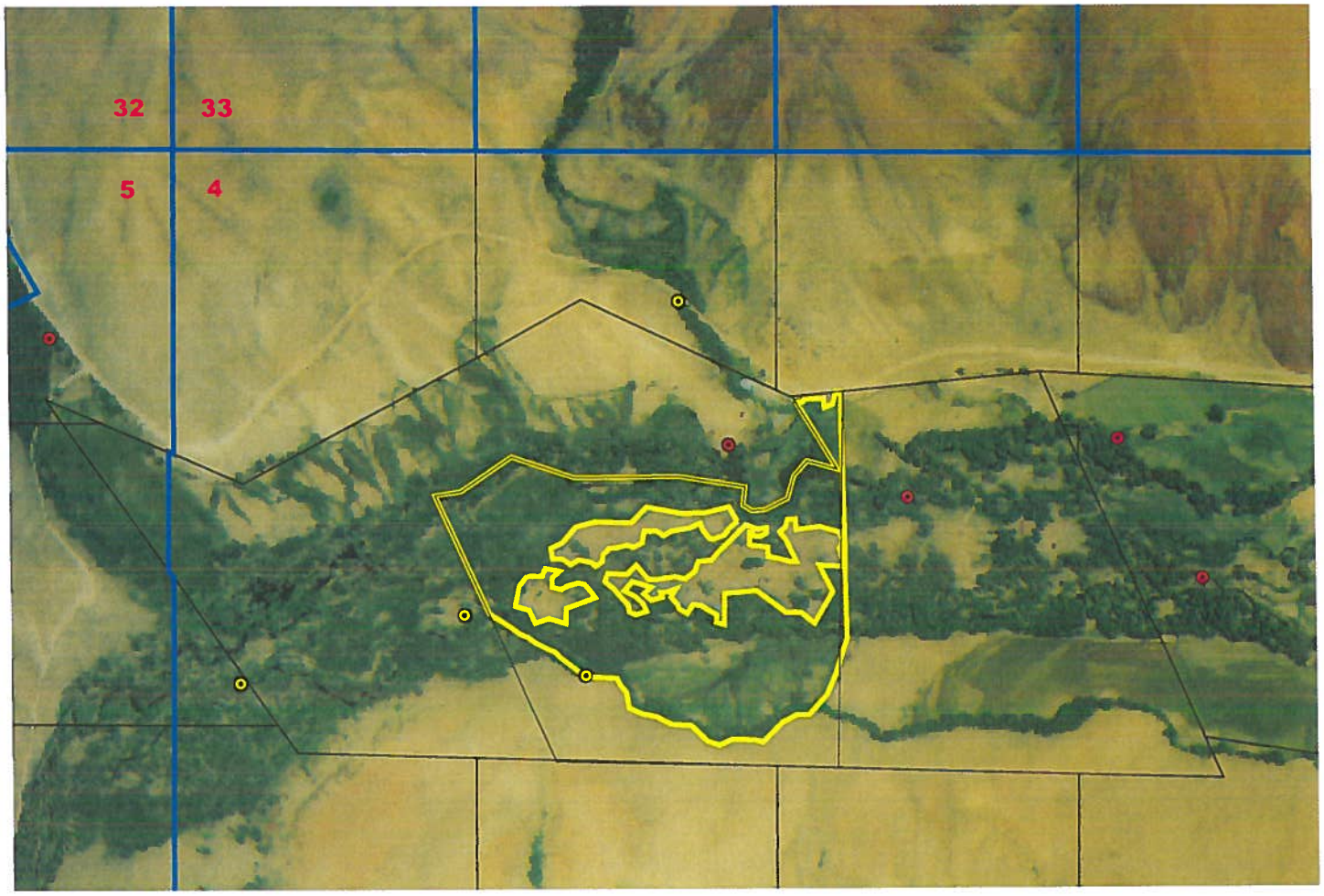
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 72-10044A.

IDAHO DEPARTMENT OF WATER RESOURCES

72-16604



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RECOMMENDED PLACE OF USE
DATA ENTRY ON SEPTEMBER 28, 2001
TWP 14N, R18E, SEC . 4

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

Adjudication Recommendation Report 72-16604 V1

WATER RIGHT NUMBER: 72-16604 V1

Owner Type	Name and Address
Current Owner	TOM VAN KAMPEN PO BOX 361 CHALLIS, ID 83226
Current Owner	LESLIE VAN KAMPEN PO BOX 361 CHALLIS, ID 83226 (208)879-5275

Priority Date: 10/10/1911

Basis: Beneficial Use

Status: Active

Source	Tributary
BEAR CREEK	CHALLIS CREEK
CHALLIS CREEK	SALMON RIVER
PATS CREEK	CHALLIS CREEK

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	04/01	10/31	1.000 CFS	

Total Diversion: 1.000 CFS

Location of Point(s) of Diversion

CHALLIS CREEK CUSTER County	SE1/4SW1/4NW1/4	Sec. 4,	Twp 14N,	Rge 18E, B.M.
CHALLIS CREEK CUSTER County	SW1/4SW1/4NW1/4	Sec. 4,	Twp 14N,	Rge 18E, B.M.
PATS CREEK CUSTER County	L7 SE1/4NE1/4NW1/4	Sec. 4,	Twp 14N,	Rge 18E, B.M.
BEAR CREEK CUSTER County	SW1/4SE1/4NW1/4	Sec. 4,	Twp 14N,	Rge 18E, B.M.

Place of Use

IRRIGATION Within CUSTER County

T14N R18E S04	NWNE	0.3	T14N R18E S04	SWNE	6.0
T14N R18E S04	NENW	0.1	T14N R18E S04	SWNW	1.2
T14N R18E S04	SENW	20.6	T14N R18E S04	NESW	0.5

Total Acres: 28.7

Conditions of Approval:

1. C18 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 72-16604 V1

1.	Explanatory	THIS RIGHT IS A SPLIT FROM FORMER RIGHT 72-10044A.
2.	General	PROPERTY IS ALSO KNOWN AS PART OF HOMESTEAD ENTRY SURVEY NO. 148.
3.	Place of Use - Irrigation	USE OF THIS RIGHT WITH RIGHT NO. 72-29B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 28.7 ACRES IN A SINGLE IRRIGATION SEASON.

Comments:

1. jroberts 9/28/2001 Basis of Recommendation
Comment: This right is a split of 72-10044A as the result of an ownership change of part of the property to Van Kampen. Transfer #69275 has been filed to sort out the points of diversion.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Summary	9/28/2001 2:36:54 PM	jroberts	9/28/2001 2:36:54 PM	jroberts	Active

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
Summary	9/28/2001 2:36:55 PM	jroberts	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (Yes) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?