

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: A72-16562

Date Received: 11/ 2/1999

Receipt No: C047034

Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: PATRICIA W CHALLIS 208-879-4617
Address: PO BOX 1220
CHALLIS ID 83226-1220
AND/OR
Name: J R CHALLIS 208-879-4617
Address: PO BOX 1220
CHALLIS ID 83226-1220

2. Date of Priority: MAY 1, 1879

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	18E	3	SE	SE	NE		CUSTER

5. Description of diverting works:
SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.050		0.10
IRRIGATION	04/01	10/31	0.010		0.02

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) 0.12 A.F.A.

8. Total consumptive use is 40.7 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 100-200 HEAD CATTLE AND/OR HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	18E	3	SE	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:
72-00007C AND 72-10368

14. Remarks:

ITEM 5. THE SPRING RUNS FROM THE BANK INTO A RAVINE WEST AND
SOUTHWEST OF OUR INSIDE EAST PASTURE FENCE.

ITEM 14. SEE ENCLOSED FILING SUPPLEMENT.

15. Basis of Claim: BENEFICIAL USE

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
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CIVIL CASE NUMBER: 39576

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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PATRICIA W CHALLIS 208-879-4617
Address: PO BOX 1220
CHALLIS ID 83226-1220
AND/OR
Name: J R CHALLIS 208-879-4617
Address: PO BOX 1220
CHALLIS ID 83226-1220

2. Date of Priority: MAY 1, 1879

3. Source: SPRING Trib. to: SINKS

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Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	18E	3	SE	SE	NE		CUSTER

5. Description of diverting works:
SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.050		0.10
IRRIGATION	04/01	10/31	0.010		0.02

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) 0.12 A.F.A.

8. Total consumptive use is 40.7 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 100-200 HEAD CATTLE AND/OR HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	18E	3	SE	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:
72-00007C AND 72-10368

14. Remarks:

ITEM 5. THE SPRING RUNS FROM THE BANK INTO A RAVINE WEST AND
SOUTHWEST OF OUR INSIDE EAST PASTURE FENCE.

ITEM 14. SEE ENCLOSED FILING SUPPLEMENT.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

DEC 02 1999

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

Department of Water Resources
Southern Region

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 A72-16562

Date Received

Receipt Number

0047034 + 00471156 (late)
10/28/99 11-16-99

voided

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) J.R. AND/OR PATRICIA W. CHALLIS Phone (208) 879-4617Mailing Address P.O. Box 1220 CHALLIS, ID Zip 83226-12202. Date of Priority (Only one (1) per claim) MAY 1, 18793. Source of water supply (a) SPRING
which is tributary to (b) SINKS4. a. Location of existing point of diversion is: Township 14N Range 18E Section 3,
SE 1/4 of SE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of CUSTERAdditional points of diversion if any: N/Ab. If instream flow, beginning point of claimed instream flow is: N/A

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

THE SPRING RUNS FROM THE BANK
INTO A RAVINE WEST AND SOUTHWEST OF OUR INSIDE EAST PASTURE
FENCE.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 1/1 to 12/31 amount .05 or .10

For IRRIGATION purposes from 4/1 to 10/31 amount .01 or .02

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .06 (cfs) and/or (b) .12 (acre feet)

8. Total consumptive use claimed is 40.7 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater: 100-200 Head Cattle And/or Horses

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>14N</u>	<u>18E</u>	<u>3</u>				<u>1</u>													

Total number of acres irrigated 1

11. In which county (ies) are lands listed above as place of use located? CUSTER

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
72-00007C & 72-10368 or None ()

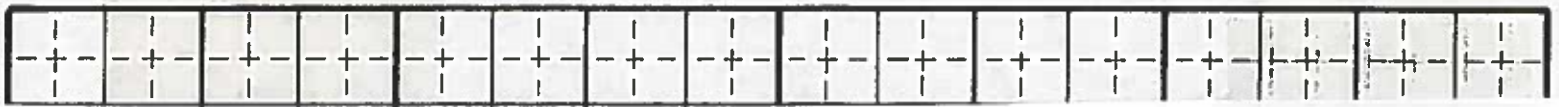
14. Remarks: SEE ENCLOSED FILING SUPPLEMENT

Last Name CHALLIS Ident No. A72-16562

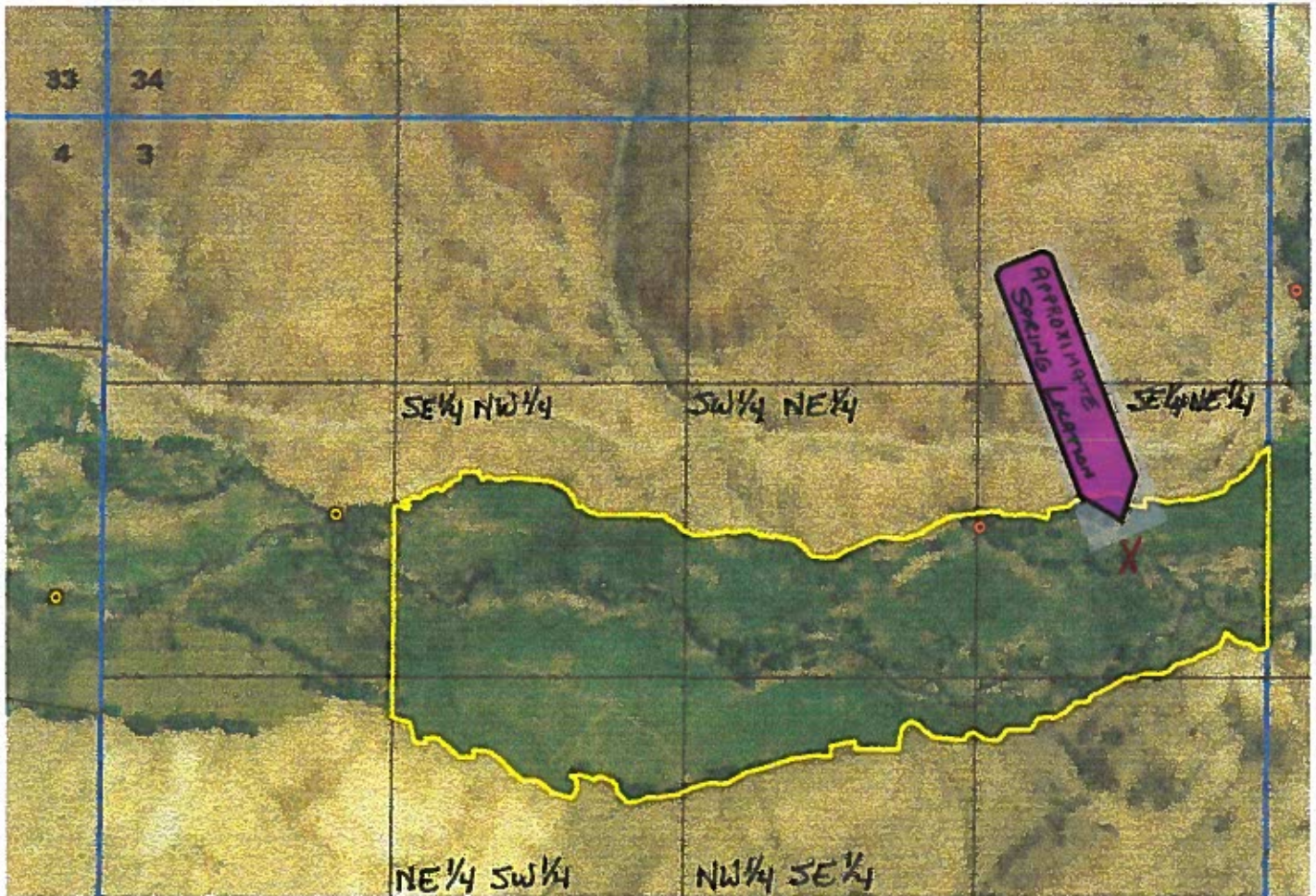
Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

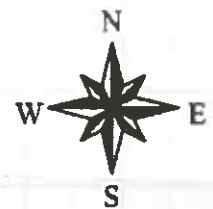
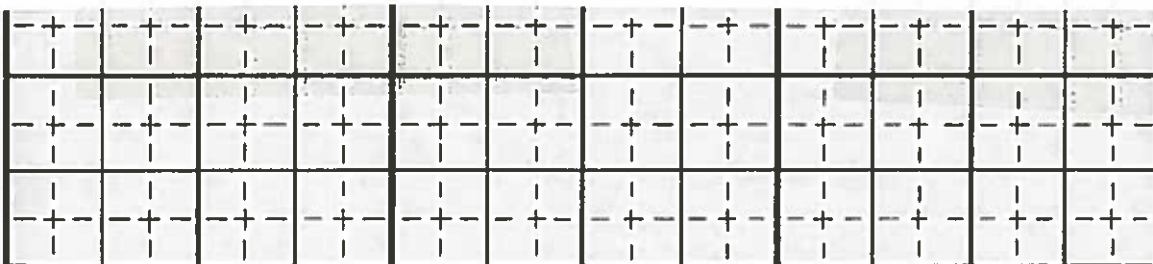
Scale: 2 inches equals 1 mile



T14N R18E SECTION 3



0 660 1320 Feet



Last Name CHALLIS

Ident No. A72-16562

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 SINGLE PAGE FILING SUPPLEMENT PLUS MAP ATTACHED TO PAGE 3

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) J. R. Challis

Date JULY 12, 1999

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

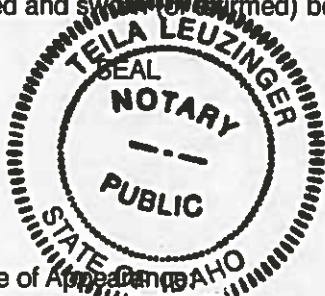
Title and Organization _____

Date _____

State of Idaho/or _____)

County of CUSTER) SS.

Subscribed and sworn to (affirmed) before me this 12th day of JULY 19 99



Notary Public Teila Leuzinger

Residing at Challis, ID

My Commission Expires 8-31-2004

Please Print Name

17. Notice of Appearance

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name CHALLIS

Ident. Number A72-16562

Copies White-State, Yellow-Claimant

C
S
R

**CHALLIS
CREEK
RANCH**

Challis, J. R. & Patricia W.

Filing Supplement A72-16562

T14N, R18E, Section 3, SE¼ SE¼ NE¼, Spring Water Right Claim Filing

14. Remarks:

Though the flow varies proportional to runoff volume, generally there is a minimal flow even in the fall and winter to provide some year-round stockwater unless extreme cold results in a total freeze. Minimal irrigation benefit is limited to the ravine area. The total flow claimed is our best estimate of the maximum flow in a very, very good water year. On the average, flows would be less and, as a result, available in whatever amount the continually changing conditions dictated.

1999 OCT 22 PM 4: 46

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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 Nos.: 72-16561, 72-16562, 72-16563,
72-16564 and 72-16565

Case No. 39576

**ORDER GRANTING MOTIONS TO FILE
LATE CLAIMS**

Pursuant to a hearing held on October 19, 1999, before the Honorable R. Barry Wood and good cause having been shown, the Motions to File Late Claims filed by J.R. and Patricia Challis for Claim Nos. 72-16561, 72-16562, 72-16563, 72-16564 and 72-16565 are hereby GRANTED.

DATED this 22 day of October, 1999.



R. BARRY WOOD, District Court Judge

ORDER GRANTING MOTIONS TO FILE LATE CLAIMS - 1

RECEIVED

OCT 26 1999

CERTIFICATE OF SERVICE

I hereby certify that on this 22 day of October, 1999, I served a copy of the foregoing ORDER GRANTING MOTIONS TO FILE LATE CLAIMS, by depositing same in the United States mail, postage prepaid, in an envelope, addressed to the following:

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

Pat Brown
Attorney at Law
109 South Adams Street
Jerome, ID 83338

United States Dept. of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

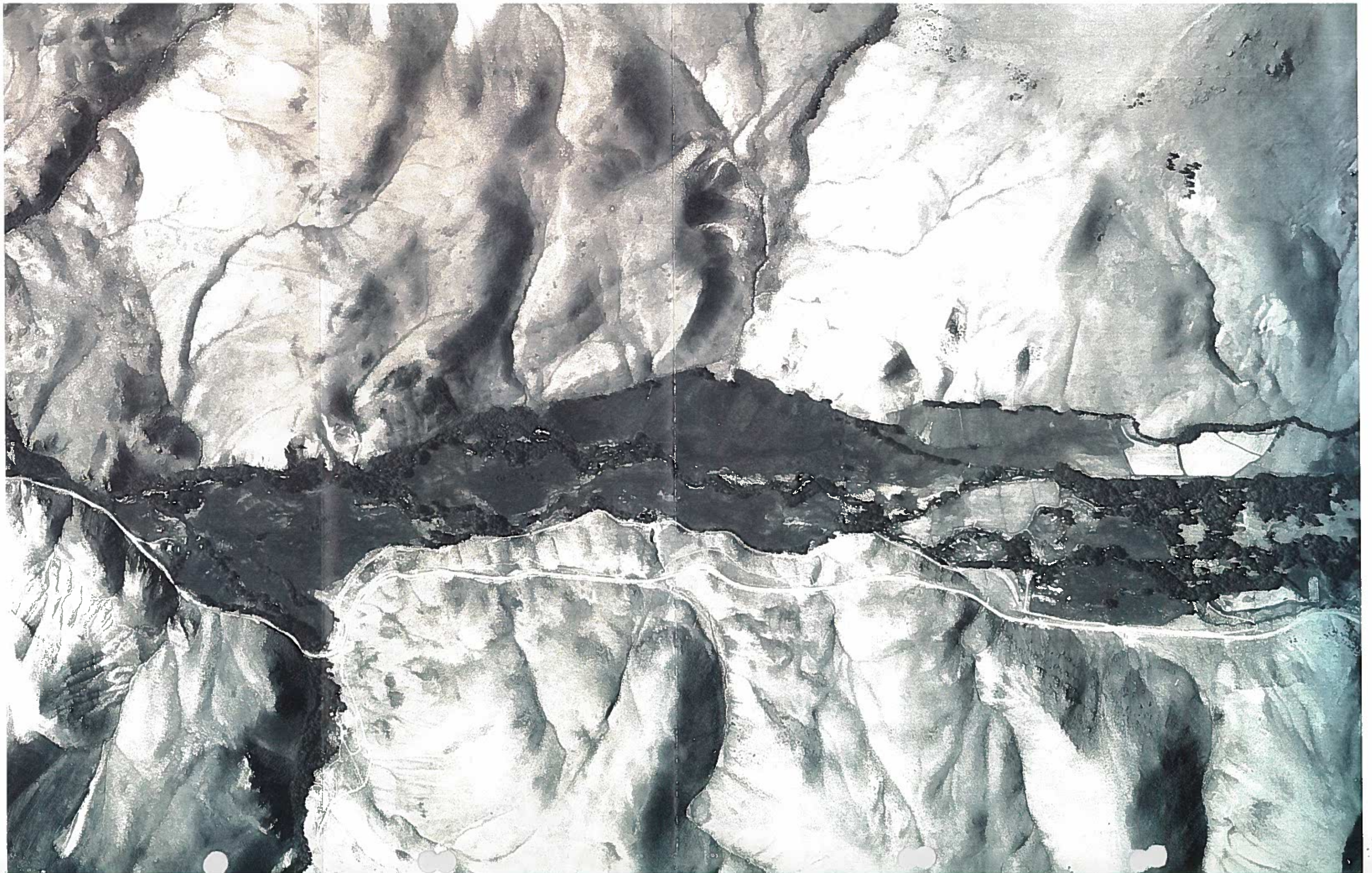
Norman M. Semanko
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

IDWR Depository
P.O. Box 83720
Boise, ID 83720-0098

Thomas Lewis
475 N 500 W
Malad, ID 83252


CLERK OF THE COURT

nms99/challis/order1



RECEIVED

JUL 16 1999

Department of Water Resources

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

In Re SRBA	)	Subcase <u>A72-16562</u>
	)	(Insert water right number)
	)	
Case 39576	)	STANDARD FORM 4
	)	
	)	MOTION TO FILE:
	)	☒ LATE NOTICE OF CLAIM
	)	☐ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a separate form for each late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

- ☐ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is J. R. CHALLIS

My address is P.O. Box 1220

CHALLIS ID 83226-1220

My phone number is: Work (208) 879-4617 Home (208) 879-4617

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A *Motion to File a Late Notice of Claim* will require a hearing before the Presiding Judge.

- ☒ I did not file a Notice of claim to the use of water in the SRBA because:

WE WERE INADVERTENTLY LEAD TO BELIEVE FILING ON A
SPRING ON OUR OWN PROPERTY ON WHICH NO ONE ELSE HAD
ANY CLAIM WAS UNNECESSARY.

- ☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

- ☒ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you must attach a copy of your Notice of Claim.)

ELEVEN (11) COPIES OF "AFFIDAVIT OF WATER USE"

AERIAL PHOTOGRAPH

I have attached:

- ☒ A fully completed Notice of Claim (available from IDWR).
- ☒ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ 50⁰⁰.
Amount PER MS. JEANIE ROBERTSON, IDWR - TWIN FALLS 7/12/99
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on OCTOBER 19, 1999 AT 1:30 P.M.

(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

☐ I must amend my Notice of Claim to the use of water in the SRBA because:

☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

- ☐ An amended Notice of Claim (available from IDWR).
- ☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of IDAHO

County of CUSTER

J.R. CHALLIS

(Insert name of person filing form)

, being first duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

J.R. Challis

Signature of person filing motion

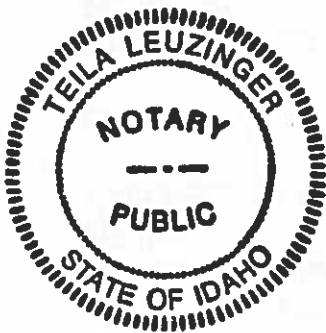
J.R. CHALLIS

Attorney signing in representative capacity

Subscribed and sworn to before me on

July 12, 1999

(Insert Date)



Teila Leuzinger

Notary Public for

Residing at:

My Commission expires:

8-31-2004

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

I certify that on JULY 13, 1999, 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
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

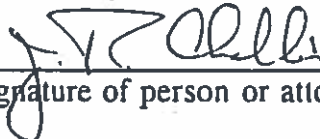
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

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

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert names/addresses of parties)



Signature of person or attorney mailing the form

AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s) 1990

SIGNATURE

PRINTED NAME

DATE 3-30-92

ADDRESS

EXPLANATION(if any)

State of Idaho/or)
County of Custer)

Subscribed and sworn (or affirmed) before me this 30 day of
March 19 92.

Notary Public

Residing at

My Commission Expires

#

Custer County Req. of

Time 10:44 A.M.

Ethel M. Beck, Clerk

\$

3.00

Deputy



AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s) 1984, 1985, 1986, 1987, 1988

SIGNATURE Bessie Hammond

PRINTED NAME William & Bessie Hammond

DATE March 25, 1992

ADDRESS Hc 63 Box 1544 Chualar, ID 83226

EXPLANATION(if any) Lensed the ranch from

the Stevens For Pasture

State of Idaho/or-----)

County of Custer-----)

Subscribed and sworn (or affirmed) before me this 26 day of
SKH April March 1992.

Notary Public Samuel H. Hill

Residing at Chualar, ID 83226

My Commission Expires 12/27/92

0201541

Custer County Req. of

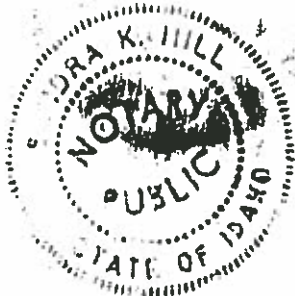
Patricia Challis

Time 12:44 A.M.

May 13, 1992
Elmer M. Veach

Deputy

\$ 3.00



AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s) 1978-84.

SIGNATURE Lynn T. Stevenson

PRINTED NAME Lynn T. Stevenson

DATE 27 March 1992

ADDRESS P.O. Box 367 - Challis, ID. 83226

EXPLANATION(if any) Leased property from
a Robert Stevens

State of Idaho/or-----)

County of CUSTER-----)

Subscribed and sworn (or affirmed) before me this 27 day of
MARCH 1992.

Notary Public Sandra H. Hill

Residing at Challis, ID 83226

My Commission Expires 12/27/95

0201542

Custer County Req. of

Patricia Challis

Time 10:44 A.M.

May 13 1992
Ethel M. Ford, Clerk
Ethel M. Ford

Deputy

\$ 3.00



AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s) 1978-84.

SIGNATURE

Lynn T. Stevenson

PRINTED NAME

Lynn T. Stevenson

DATE

27 March 1992

ADDRESS

P.O. Box 367 - Challis, ID. 83226

EXPLANATION(if any)

Leased Property from
a Robert Stevens

State of Idaho/or-----)

County of CUSTER-----)

Subscribed and sworn (or affirmed) before me this 27 day of

MARCH 1992.

Notary Public

Sandra H. Hill

Residing at

Challis, ID 83226

My Commission Expires

0201542 12/27/95

#

Custer County Req. of

Patricia Challis

Time 10:44 A.M.

May 13 1992

Ethel M. Peck, Clerk

\$ 3.00

Deputy



AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s) 1959 through 1974.

SIGNATURE Vera Sanderson

PRINTED NAME VERA SANDERSON

DATE April 1, 1992

ADDRESS H/c. 62 Box 1220 Ellia, Id. 83235

EXPLANATION(if any) _____

State of Idaho Idaho)
County of Custer)

Subscribed and sworn (or affirmed) before me this 1st day of
April 1992.

Notary Public Sharon Hamilton

Residing at Challis

My Commission 8201543-21-94

Custer County Clerk of

Patricia Challis

Time 10:44 A.M.

Edel M. Gear
May 13 1992
Edel M. Gear, Clerk

Deputy

\$ 3.00



AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s) 1941 - 1942 - 1943

SIGNATURE Gladys Lavery

PRINTED NAME Gladys Lavery

DATE 3-25-92

ADDRESS Box 178 Challis, Idaho 83226

EXPLANATION(if any) my Grandfather used the
water on this ranch from 1928 to 1941.

State of Idaho/or-----)

County of Custer-----)

Subscribed and sworn (or affirmed) before me this 25 day of
March 1992.

Notary Public Sandra K. Hill

Residing at Challis, Idaho 83226

My Commission Expires 12/27/95

0201544

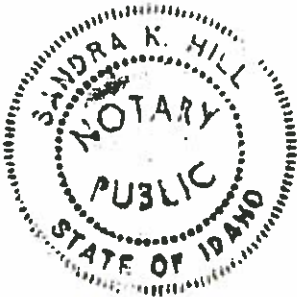
Custer County Clerk of

Patricia Challis

Time 10:44 AM

7 May 13 1992
Ethel M. Veck

\$ 3⁰⁰ Deputy



AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s)-----.

SIGNATURE Glen Doffing :

PRINTED NAME GLEN DOFFING .

DATE April 24, 1992

ADDRESS P.O. Box 3, DEER PARK, WA 99006 .

EXPLANATION(if any) I REMEMBER THIS PASTURE LAND BEING
IRRIGATED IN 1941 THROUGH 1946. I LIVED ON THE
NEIGHBORING RANCH WEST.

State of Idaho/or-----)

County of-----)

Subscribed and sworn (or affirmed) before me this 24 day of
April 1992 .

Notary Public Sandra K Hill

Residing at Challis, ID

My Commission Expires 12/27/95

0201545

Custer County, Idaho

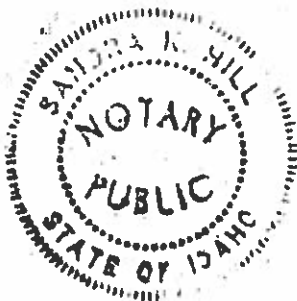
Patricia Challis

Time 10:44A

Ed M. Veck

Deputy

\$ 3.00



AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR refers to the 1909 water right.

I used the water in the year(s) 1937 - 1970.

SIGNATURE Lloyd Reed by Debra Reed (dow) P.O.A.

PRINTED NAME LLOYD REED.

DATE _____

ADDRESS P.O. Box 13 Republic WA 99166

EXPLANATION (if any) Lloyd Reed was a rancher on Challis Creek
for nearly 40 yrs. and used the Challis Creek water

State of ~~Idaho~~ WASHINGTON
County of ~~Idaho~~ FRANKLIN

Subscribed and sworn (or affirmed) before me this 3rd day of
April 1992.

Notary Public Debra Reed

Residing at Republic

My Commission Expires 5-17-92

0201546



Patricia W. Challis
10:44 A.

May 13 1992
Evelyn M. Reed
Deputy

\$ 3.00

AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s)-----.

SIGNATURE William L. Millick

PRINTED NAME William L. Millick

DATE 4/9/92

ADDRESS 446 E 3rd St. P.O. Box 1759 Challis, Id. 83226

EXPLANATION (if any) Helped put up line in the canal at
several times helped change the irrigation
water - last year of 1991 -

State of Idaho/or-----)
County of Custer)

Subscribed and sworn (or affirmed) before me this 9th day of
April 19 92.

Notary Public Sandra H. Hill

Residing at Challis Idaho

My Commission Expires 12/27/95

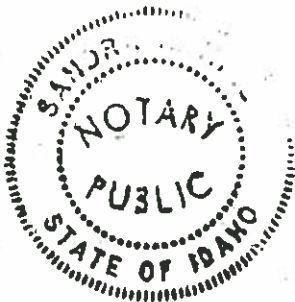
0201547

CUSTER COUNTY

Patricia Challis
10064 A

Ethel M. Buck
May 13, 92
Deputy

3.00



AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

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Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s)-----.

SIGNATURE Ralph H. Hutchison :

PRINTED NAME RALPH HUTCHISON .

DATE April 14, 1992

ADDRESS HC 61 Box 3039 CHALLIS, ID 83226

EXPLANATION (if any) I removed the fields being
irrigated from 1926 on - I was water master
then in the mid 70's or so.

State of Idaho/or-----)

County of-----)

Subscribed and sworn (or affirmed) before me this 14 day of

August 1992.

Notary Public Samuel H. Hill

Residing at Challis, ID 83226

My Commission Expires 12/27/95

0201548

Custer County, Idaho

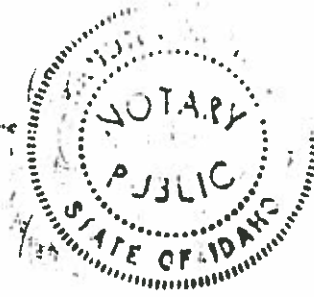
Patricia Challis

10:44A

May 13 1992
Evelyn M. Beck

Deputy

\$ 3.00



AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s)-----.

SIGNATURE

Elmer Stephens

PRINTED NAME

ELMER STEPHENS

DATE

April 14, 1992

ADDRESS

Box 21 Challis, ID 83226

EXPLANATION (if any)

I remember these fields being irrigated
in the early 1920's.

State of Idaho/or-----)

County of-----)

Subscribed and sworn (or affirmed) before me this 14 day of

April 1992.

Notary Public

Sarah H. Hill

Residing at

Challis, ID 83226

My Commission Expires

12/27/95

0201549

County Clerk of

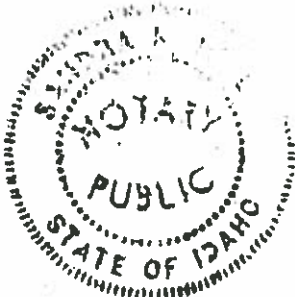
Patricia Challis

10:44 A

May 13, 1992
Ed M. Beck

Deputy

\$ 3.00



AFFIDAVIT OF WATER USAGE

I do hereby certify that I used the irrigation water to
irrigate the property legally described as follows:

S2NE4, SE4NW4, NE4SW4, NW4SE4 Sec 3 T14N R18

Known to be owned today by John R. & Patricia W. Challis.

The purpose of this affidavit is to give proof of usage
and the years the individual used it. The number assigned
this water claim by the IDWR is Number A72-10368 in Custer
County Idaho. This IDWR number refers to the 1909 water right.

I used the water in the year(s) 44 to 48.

SIGNATURE Kenneth Bradbury.

PRINTED NAME KEVINETH BRADBURY.

DATE April 2, 1991

ADDRESS Challis, Ida. HC 63 Box 1680 83226

EXPLANATION(if any) Mother lived there as a small
child in the early 1900 and they irrigated

State of Idaho/or-----)

County of-----)

Subscribed and sworn (or affirmed) before me this 2nd day of

April 1992.

Notary Public Sandra K. Hie

Residing at Challis ID 83226

My Commission Expires 12/27/95



0201550

Custer County Reg. of

Patricia Challis

10:44 A.M.

Echel M. Beck

300

May 13, 1992
Deputy

CSR

**CHALLIS
CREEK
RANCH**

NOV 15 1999

RECEIVED

November 9, 1999

NOV 15 1999

Donald V. Shaff, Manager
Technical Section, Adjudication Bureau
Idaho Department of Water Resources
P. O. Box 83720
Boise, ID 83720-0098

Department of Water Resources

Dear Mr. Shaff:

Enclosed please find our check number 3571 in the amount of \$250.00 covering the Late Filing Fees for our Late Notice of Claim Nos. A72-16561, A72-16562, A72-16563, A72-16564 and A72-16565. Your letter of November 4, 1999, lists five (5) different numbers but I assume those are in error. If this is not the case, please let us know.

After discussing your letter of November 4th with Norm Semanko and advising him I had to be in Boise today anyway I told him I would try and see you on this matter while I was there. Unfortunately, I learned you were in Twin Falls. Sorry I missed you!

In any case, Norm suggested we advise that another party involved in this action was also advised by Ms. Jeanie Robertson that the subject late fees would be waived. Since we are now being required to pay these late fees we, of course, assume she must as well. Those Late Notices of Claim are A72-16559, A72-16560 and A72-16566. We would also question the late fees being applicable to a late revision filing on 72-10032.

Sincerely,
Challis Creek Ranch

J. R. Challis

claim A52
Robin Wegner (Temp)
5/10/303
10/24/99
7/27/99
Louis
7A id 6Z
10032 50

cc: Norman M. Semanko, Rosholt, Robertson & Tucker, Twin Falls



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

November 4, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

J. R. and Patricia W. Challis
P.O. Box 1220
Challis, ID 83226-1220

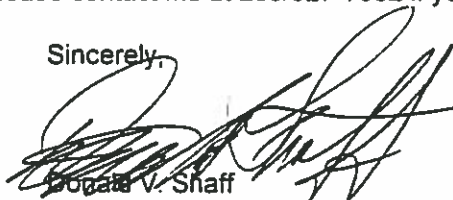
RE: Snake River Basin Adjudication (SRBA) 16
Custer County - Late Notices of Claim No. A72-12561, A72-12562, 16
A72-12563, A72-12564 and A72-12565 16

Dear Mr. and Mrs. Challis:

Your Notices of Claim to a Water Right were received from the SRBA Court recently. Unfortunately, the agent who assisted you apparently failed to recall the contents of SRBA Administrative Order 1 issued by Judge Hurlbutt October 16, 1997, in that late fees in the amount of \$50.00 per claim for uses other than domestic and stockwater were due at filing. Please submit late fees in the amount of \$250.00 payable to IDWR and send the payment to my attention. You can ignore my e-mail to you of October 28, 1999, in which I inquired about the fees.

Upon receipt of the late fees, your Notices of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/327-7932 if you have any questions.

Sincerely,



Douglas V. Shaff
Manager, Technical Section
Adjudication Bureau

DVS:ss:state

cc: Norman E. Semanko

BCC: J. ROBERTSON

Robertson, Jean

From: Merritt, Allen
Sent: Tuesday, August 22, 2000 3:56 PM
To: Jones, Doug; Robertson, Jean; Spencer, Nick
Cc: Peppersack, Jeff
Subject: RE: Jack Challis spring/pond (72-16562)

Please note that I talked with Norm Semanko regarding the 24 hour rule of thumb per the Joyce Gordon application in basin 37 several weeks ago. This morning he called and asked if the rule applied to stockwater and I told him I thought it probably did. I told him that there was a draft memo being circulated that puts in writing the rule of thumb used. I pointed out the language that if the pond was used for other beneficial uses and was not required as part of the delivery system of the original use then it needed a water permit.

One caution in applying this to stockwater that now becomes apparent after reading the discussion below would be the following. Say the right is for 0.02 cfs to water 10 cows. Using the 0.02 cfs for 24 hours would yield 12,928 gallons to be allowed to be stored. Yet the beneficial use for 10 cows would be 120 gallons in one day. The question then is does the rule allow storage of 12,928 gallons or 120 gallons? I think reasonably a pond bigger than 120 gallons should be allowed as part of the water right but how big? If you look at how big 12,928 gallon pond in reality it is not very big (24' x 24' x 3').

In Jeanie's previous memo it is indicated that we can process a pond even in the moratorium area. This is not totally correct as I understand it. The following is a portion of a memo regarding processing permits in the moratorium area.

Glen had Jeff Peppersack call back after I sent the recent message asking for direction. Jeff indicated that there were some limited domestic/stockwater uses that could be processed either from a well or spring or other surface water source. These limited situations could be boiled down to:

If the domestic use is for in-house use or something like drinking/washing/cooking/bathing/toilet type facilities including gas stations etc where the water returns essentially to the basin through a disposal system and the consumption is insignificant then we can process that domestic application. This would include campground use. **Irrigation associated with domestic uses cannot be processed.**

If the stockwater use is for drinking and the distribution facility is contained in pipeline and troughs we can process the application. **If the stockwater is not confined and involves large ponds where there is significant evaporation then this type cannot be processed.**

Please proceed on this basis until further more definitive direction is provided or the Moratorium is amended or withdrawn.

Maybe Semanko needs to be brought back into this discussion and maybe it should involve others as well.

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

From: Jones, Doug
Sent: Tuesday, August 22, 2000 3:24 PM
To: Robertson, Jean; Spencer, Nick
Cc: Merritt, Allen
Subject: RE: Jack Challis spring/pond (72-16562)

Idaho Code presently requires that development of surface or ground water sources be permitted. Apparently there is a DRAFT memo that attempts to put some perspective on the matter. However, given the nature of the situation in that vicinity I recommend, if not insist, that before any verbal or written acknowledgement of exemption be issued by anyone in the Dept., a written proposal with map be obtained from the person seeking the development.

In the specific case of Jack Challis, given the antagonisms between water users and himself, I feel that he should be required to file an application for a pond and that an investigation be undertaken to identify existing water rights in the proposed area.

I also request that he be directed to return the area near the "boundary spring" to its original configuration. It is important that he compact the soil replaced into the excavations to prevent a preferred path of flow caused by his actions.

Doug

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

From: Robertson, Jean
Sent: Tuesday, August 22, 2000 1:31 PM
To: Jones, Doug
Subject: FW: Jack Challis spring/pond (72-16562)

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

From: Spencer, Nick
Sent: Tuesday, August 22, 2000 12:51 PM
To: Robertson, Jean
Subject: RE: Jack Challis spring/pond (72-16562)

Thanks for the info Jeanie. Would you ask Doug if a permit would still be required even where the pond were so small (less than 13,000 gallon capacity) that it would fill in less than 24 hours? I thought that if this were the case the pond would not be considered storage and the addition of it would be below IDWR's radar. Whatever you find out I'll pass on to Norm Semanko. Thanks for the help. NBS

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

From: Robertson, Jean
Sent: Tuesday, August 22, 2000 11:49 AM
To: Spencer, Nick
Subject: Jack Challis spring/pond (72-16562)

Hi Nick,

Was just updating Doug on what you told me about your meeting with Norm Semanko on the Challis springs recommendations. When I mentioned the part about the one spring being developed into a pond, he said an "application for permit" would be the correct procedure to follow for that scenario. We would process it even with the moratorium...just thought I'd let you know! Jeanie

Robertson, Jean

From: Robertson, Jean
Sent: Tuesday, August 22, 2000 11:49 AM
To: Spencer, Nick
Subject: Jack Challis spring/pond (72-16562)

Hi Nick,

Was just updating Doug on what you told me about your meeting with Norm Semanko on the Challis springs recommendations. When I mentioned the part about the one spring being developed into a pond, he said an "application for permit" would be the correct procedure to follow for that scenario. We would process it even with the moratorium...just thought I'd let you know! Jeanie

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

In Re SRBA

Case No. 39576

A. Subcase: 72-16562

STANDARD FORM 1

OBJECTION

Please fill in the following information:

RECEIVED

B. NAME AND ADDRESS OF PERSON OBJECTING

JUN 30 2000

Name: Jack and Patricia Challis

Department of Water Resources

Address: P.O. Box 1220
Challis, ID 83226

Daytime Phone: (208) 879-4617

Name & Address of Attorney, if any:

Norman M. Semanko
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

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

Name: J R Challis
Patricia W. Challis
Address: P.O. Box 1220
Challis, ID 83226

RECEIVED
SEP 01 2000
Department of Water Resources
Southern Region

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

1. ☐ **Name and Address:**
Should be:
2. ☐ **Source:**
Should be:
3. ☒ **Quantity:**
Should be: .06 cfs
4. ☒ **Priority Date:**
Should be: 5/01/1879
5. ☐ **Point(s) of Diversion:**
Should be:
6. ☐ **Instream Flow Description:**
Should be:
7. ☒ **Purpose(s) of Use:**
Should be: Stockwater and irrigation
8. ☐ **Period of Year:**
Should be:
9. ☒ **Place of Use:**
Should be: listed for stockwater and irrigation (1 acre)

11. I object because:

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

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

The recommendation failed to include irrigation use, as claimed, and also failed to include the total quantity claimed for stockwater use.

VERIFICATION

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

NORMAN M. SEMANKO, duly sworn, upon oath, deposes and says:

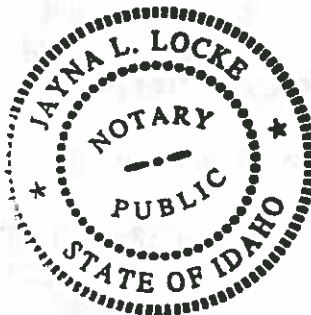
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

N. M. Semanko

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 28, 2000.



Jayna L. Locke

NOTARY PUBLIC FOR IDAHO
Residing at: *Wendell, Id*
My commission expires: *9-25-01*

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

I hereby certify that on June 28, 2000, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

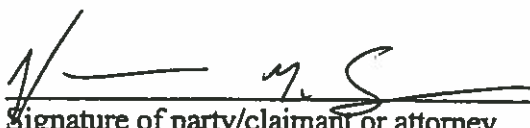
Name: **J R and Patricia Challis**
Address: **P.O. Box 1220**
Challis, ID 83226

3. Copies to:

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

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

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



Signature of party/claimant or attorney
mailing on Objector's behalf

CSR

**CHALLIS
CREEK
RANCH**

RECEIVED

NOV 01 1999

Department of Water Resources
Southern Region

October 29, 1999

Donald V. Shaff
Technical Section Manager
Idaho Department of Water Resources
P. O. Box 83720
Boise, ID 83720-0098

Dear Mr. Shaff:

We received your E-mail yesterday regarding the payments we made for four (4) late filings you advise the Court had forwarded to you for processing. First, please be advised there should have been five (5) late filings, Subcases 72-16561, 72-16562, 72-16563, 72-16564 and 72-16565 (please find enclosed a copy of the ORDER GRANTING MOTIONS TO FILE LATE CLAIMS dated October 22, 1999, signed by R. BARRY WOOD, District Court Judge).

Second, with regard to your question of the amount paid, this amount was specifically stipulated to us by Ms. Jeanie Robertson, Senior Water Resource Agent, Southern Region Office, Twin Falls, when these late claims were filed. In short, we paid what we were then advised to pay by the Department.

If there are any questions or I can answer anything additional, please let me know.

Sincerely,
Challis Creek Ranch

J. R. Challis

cc: Norman M. Semanko, Rosholt, Robertson & Tucker, Twin Falls & Boise

cc: Ms. Jeanie Robertson, IDWR - Twin Falls



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

November 4, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

J. R. and Patricia W. Challis
P.O. Box 1220
Challis, ID 83226-1220

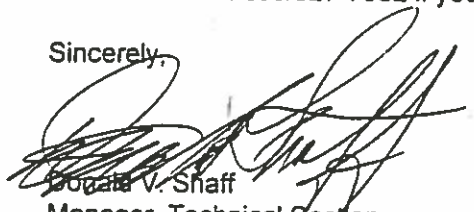
RE: Snake River Basin Adjudication (SRBA)
Custer County - Late Notices of Claim No. A72-12561, A72-12562,
A72-12563, A72-12564 and A72-12565

Dear Mr. and Mrs. Challis:

Your Notices of Claim to a Water Right were received from the SRBA Court recently. Unfortunately, the agent who assisted you apparently failed to recall the contents of SRBA Administrative Order 1 issued by Judge Hurlbutt October 16, 1997, in that late fees in the amount of \$50.00 per claim for uses other than domestic and stockwater were due at filing. Please submit late fees in the amount of \$250.00 payable to IDWR and send the payment to my attention. You can ignore my e-mail to you of October 28, 1999, in which I inquired about the fees.

Upon receipt of the late fees, your Notices of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/327-7932 if you have any questions.

Sincerely,



Douglas V. Shaff
Manager, Technical Section
Adjudication Bureau

DVS:ss:state

cc: Norman E. Semanko

BCC: J. ROBERTSON

RECEIVED

DEC 02 1999

Department of Water Resources
Southern Region

1999 OCT 22 PH 4: 46

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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 Nos.: 72-16561, 72-16562, 72-16563,
72-16564 and 72-16565

Case No. 39576

**ORDER GRANTING MOTIONS TO FILE
LATE CLAIMS**

Pursuant to a hearing held on October 19, 1999, before the Honorable R. Barry Wood and good cause having been shown, the Motions to File Late Claims filed by J.R. and Patricia Challis for Claim Nos. 72-16561, 72-16562, 72-16563, 72-16564 and 72-16565 are hereby GRANTED.

DATED this 22 day of October, 1999.

R. Barry Wood

R. BARRY WOOD, District Court Judge

MAIL





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

November 18, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

NOV 19 1999

Department of Water Resources
Southern Region

J. R. Challis
Challis Creek Ranch
P.O. Box 1220
Challis, ID 83226

Re: Snake River Basin Adjudication
Notices of Claim to a Water Right No. A72-16561, A72-16562, A72-16563,
A72-16564 and A72-16565

Dear Mr. Challis,

You were charged in error for the late fees you paid recently. We were able to retrieve your check No. 3571, voided it and have enclosed it.

Also enclosed are your receipts for the filing fees (#C047033, C047034, C047035, C047036 and C047037). Your receipt for the late fees (#C047156) was also voided. Please keep these receipts for your records.

We apologize for the error and any inconvenience this may have caused you.

Sincerely,

Donald V. Shaff
Manager
Adjudication Technical Section

DVS:region

Enclosures:

Voided Check #3571

Receipts as Referenced Above

Cc: Norm Semanko

J. Robertson

RECEIVED

10-22

DEC 03 1999

Department of Water Resources
Southern Region

RECEIVED

NOV 1 - 1999

Department of Water Resources

CSR

**CHALLIS
CREEK
RANCH**

October 29, 1999

Donald V. Shaff
Technical Section Manager
Idaho Department of Water Resources
P. O. Box 83720
Boise, ID 83720-0098

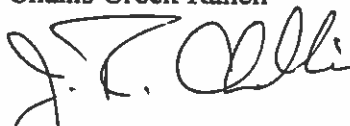
Dear Mr. Shaff:

We received your E-mail yesterday regarding the payments we made for four (4) late filings you advise the Court had forwarded to you for processing. First, please be advised there should have been five (5) late filings, Subcases 72-16561, 72-16562, 72-16563, 72-16564 and 72-16565 (please find enclosed a copy of the ORDER GRANTING MOTIONS TO FILE LATE CLAIMS dated October 22, 1999, signed by R. BARRY WOOD, District Court Judge).

Second, with regard to your question of the amount paid, this amount was specifically stipulated to us by Ms. Jeanie Robertson, Senior Water Resource Agent, Southern Region Office, Twin Falls, when these late claims were filed. In short, we paid what we were then advised to pay by the Department.

If there are any questions or I can answer anything additional, please let me know.

Sincerely,
Challis Creek Ranch



J. R. Challis

cc: Norman M. Semanko, Rosholt, Robertson & Tucker, Twin Falls & Boise

cc: Ms. Jeanie Robertson, IDWR - Twin Falls

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

In Re SRBA

Case No. 39576

A. Subcase: 72-16562

STANDARD FORM 1

OBJECTION

Please fill in the following information:

RECEIVED

B. NAME AND ADDRESS OF PERSON OBJECTING

JUN 30 2000

Department of Water Resources

Name: Jack and Patricia Challis

Address: P.O. Box 1220
Challis, ID 83226

Daytime Phone: (208) 879-4617

Name & Address of Attorney, if any:

Norman M. Semanko
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

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

Name: J R Challis
Patricia W. Challis
Address: P.O. Box 1220
Challis, ID 83226

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

1. ☐ Name and Address:
Should be:
2. ☐ Source:
Should be:
3. ☒ Quantity:
Should be: .06 cfs
4. ☒ Priority Date:
Should be: 5/01/1879
5. ☐ Point(s) of Diversion:
Should be:
6. ☐ Instream Flow Description:
Should be:
7. ☒ Purpose(s) of Use:
Should be: Stockwater and irrigation
8. ☐ Period of Year:
Should be:
9. ☒ Place of Use:
Should be: listed for stockwater and irrigation (1 acre)
11. I object because:
☐ This water right should not exist.
☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The recommendation failed to include irrigation use, as claimed, and also failed to include the total quantity claimed for stockwater use.

VERIFICATION

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

NORMAN M. SEMANKO, duly sworn, upon oath, deposes and says:

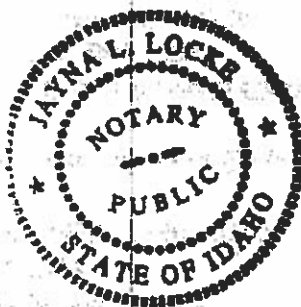
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

N. M. Semanko

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 28, 2000.



Jayna L. Locke

NOTARY PUBLIC FOR IDAHO
Residing at: *Wendell, Id*
My commission expires: *9-25-01*

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

I hereby certify that on June 28, 2000, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

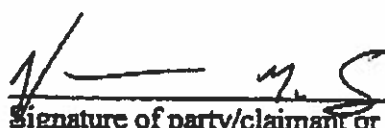
Name: J R and Patricia Challis
Address: P.O. Box 1220
Challis, ID 83226

3. Copies to:

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

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

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



Signature of party/claimant or attorney
mailing on Objector's behalf

AJ0749NP
No. R72-16562

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

DATE: 05/19/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PATRICIA W CHALLIS	10/10/1911	STOCKWATER	01-01 12-31	0.020 CFS	
C	J R CHALLIS					
TOTAL DIVERSION:					0.020 CFS	

Water Source: SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

T14N R18E S03

SWSENE

CUSTER County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
14N	18E	3	:																	:
			:																	:

POU County: CUSTER

Conditions of Approval:

- 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.
- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
 - DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
 - GALLONS PER DAY.

Remarks: EXP STOCKWATER, 100-200 HEAD CATTLE AND/OR HORSES

Dates: Exam Made Date: 04/28/2000

Verified Date:

Objection Filed Date:

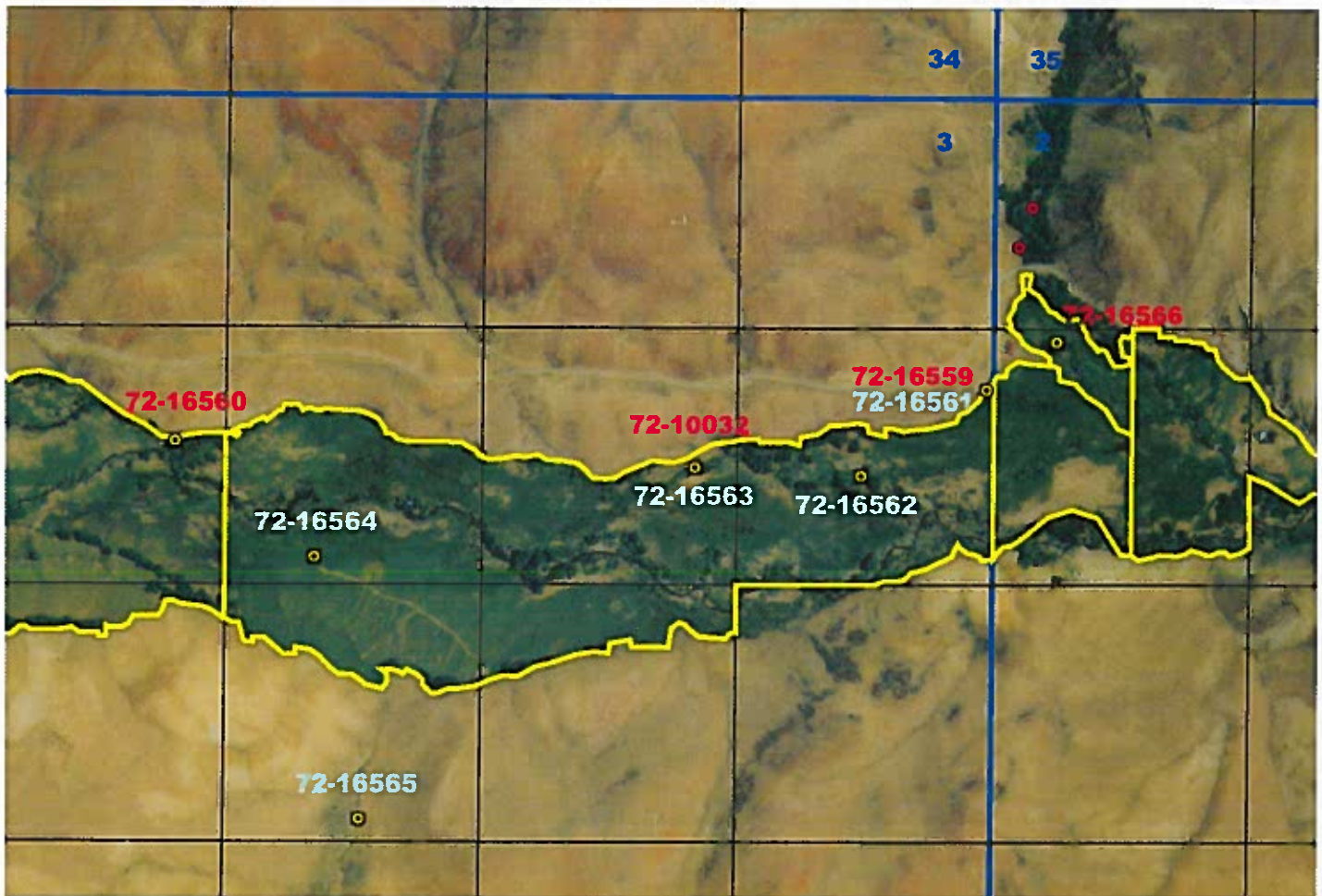
Misc: Water District Number: 72C

Field Inspection Flag:
Presumption Flag:

IDAHO DEPARTMENT OF WATER RESOURCES

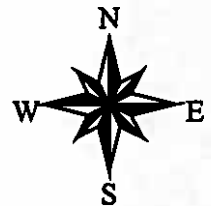
Wegner: 72-10032, 72-16559, 72-16560, 72-16566

**Challis: 72-16561, 72-16562, 72-16563, 72-16564,
72-16565**



0 1320 Feet

**RECOMMENDED PLACE OF USE
DATA ENTRY ON MAY 19, 2000
TWP 14N, R18E, SEC. 2 & 3**



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

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

AJ0749NP
No. R72-16562

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

DATE: 05/18/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PATRICIA W CHALLIS	10/10/1911	STOCKWATER	01-01 12-31	0.020 CFS	
C	J R CHALLIS					
TOTAL DIVERSION:					0.020 CFS	

Water Source: SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

T14N R18E S03

SESENE

CUSTER County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
14N	18E	3	:					S	:											:

POU County: CUSTER

Conditions of Approval:

- 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.
- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP STOCKWATER, 100-200 HEAD CATTLE AND/OR HORSES

Dates: Exam Made Date: 04/28/2000

Verified Date:

Objection Filed Date:

Misc: Water District Number: 72C

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R72-16562

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

DATE: 05/17/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PATRICIA W CHALLIS	10/10/1911	IRRIGATION	04-01-10-31	0.010 CFS	.02
C	J R CHALLIS		STOCKWATER	01-01 12-31	0.010 CFS	
TOTAL DIVERSION:					0.020 CFS	

Water Source: SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

T14N R18E S03

SESENE

CUSTER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE												
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
14N	18E	3	:					19	23	:					25	:		13	:						11	:	91.0	
																								TOTAL ACRES	91.0			

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CUSTER

Other Rights: ~~72-00007C, 72-10368, 72-16561, 72-16563, 72-16564, 72-16565~~

Conditions of Approval:

- N11
N13
- 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.
 - N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
 - STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
 - USE.

Remarks: POU1 ~~USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF~~
~~A COMBINED TOTAL OF 91 ACRES IN A SINGLE IRRIGATION SEASON.~~
~~COMBINED RIGHT NOS.: 72-00007C, 72-10368, 72-16561, 72-16562,~~
~~72-16563, 72-16564, AND 72-16565.~~
~~THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1 ACRE WITHIN~~
~~THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.~~

EXP STOCKWATER, 100-200 HEAD CATTLE AND/OR HORSES

Dates: Exam Made Date: 04/28/2000

Verified Date:

Objection Filed Date:

Misc: Water District Number: 72C

Field Inspection Flag:
Presumption Flag:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

17:18:06
05/17/00
15

PAGE: 3
PROFILE REPORT

CLAIM NUMBER: A72-16562

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PATRICIA W CHALLIS	05/01/1879	IRRIGATION	04-01 10-31	0.010 CFS .01	0.02 AFA
C	J R CHALLIS	10/19/1911	STOCKWATER	01-01 12-31	0.050 CFS .01	0.10 AFA
TOTAL DIVERSION:					0.060 CFS	0.12 AFA
CONSUMPTIVE USE:					.02	40.70 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: BENEFICIAL USE

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

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM		
14N	18E	3	: 01	:	:	:	:	:	:	:	:	:	:	1.0		
TOTAL ACRES													1.0			

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 100-200 HEAD CATTLE AND/OR HORSES EXP

Other Rights: 72-00007C AND 72-10368, 72-16561, 16563, 16564, 16565

Remarks: GEN ITEM 5. THE SPRING RUNS FROM THE BANK INTO A RAVINE WEST AND
SOUTHWEST OF OUR INSIDE EAST PASTURE FENCE.
ITEM 14. SEE ENCLOSED FILING SUPPLEMENT.

Copy to
Comments

Dates: Exam Made Date: 4/28/2000 Verified Date: Objection Filed Date:

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

Remarks:
POU!
E14, K06
(1Ac.)