

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/15/2022

Water Right 72-16879
WR Report AFTER Ownership Change Split

Owner Type **Name and Address**
Current Owner CHARLES L WUNSCH
900 SLEEPING DEER RD
CHALLIS, ID 83226-4764
(208) 420-5296

Current Owner ALICIA S WUNSCH
900 SLEEPING DEER RD
CHALLIS, ID 83226-4764
(208) 420-5296

Priority Date: 5/1/1879

Basis: Decreed

Status: Active

Source
CHALLIS CREEK

Tributary
SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.010 CFS	
	<u>Total Diversion</u>		0.010 CFS	

Source and Point(s) of Diversion:

CHALLIS CREEK	L10(SWNWNW)	Sec. 7, Twp 14N, Rge 19E, CUSTER County
CHALLIS CREEK	SWNWNE	Sec. 17, Twp 14N, Rge 19E, CUSTER County(R)

Place Of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	16					3.3												3.3

Right Acre Limit: 0.06
POU Total Acres: 3.3

Conditions of Approval:

- | | | |
|----|-----|--|
| 1. | X27 | This right is limited to the irrigation of 0.055 acres within the authorized place of use in a single irrigation season. |
| 2. | 004 | This right does not grant any right-of-way or easement across the land of another. |
| 3. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 4. | R43 | The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the |

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/15/2022

- | | | |
|-----|-----|--|
| 5. | T08 | watermaster suitable control of the diversion(s).
Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. |
| 6. | T19 | Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree. |
| 7. | R63 | This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above. |
| 8. | X35 | Rights 72-16879 and 72-16880 when combined shall not exceed the irrigation of 0.055 acres. |
| 9. | | The diversion rate of this right is .00066. |
| 10. | R05 | Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 72A. |
| 11. | | Rights 72-16879, 72-16880, 72-16881 and 72-16882 when combined shall not exceed a total diversion rate of 0.0582 cfs and the irrigation of 2.87 acres. |
| 12. | 029 | Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game. |
| 13. | X60 | Place of use is located within Lot 13, Mountain Vista Subdivision. |

Comments:

- | | | | |
|---|---|-----------|-------------------|
| 1 | cskinner
Updated shape | 1/20/2006 | POD |
| 2 | cskinner
Updated Shape | 1/20/2006 | POU |
| 3 | pskaggs
This is now an approved transfer, transfer number = 70680 | 4/24/2006 | Transferred Right |
| 4 | Ownership
Change
Split into 72-16633 (Challis Creek Cattle Co.), 72-16839 (Rose Trust), 72-16840 (Dimmer), 72-16841 (Yacomella/Hill and 72-16842 (Webster). | 1/26/2011 | Split Right |
| 5 | tfawcett
Updated Shape | 1/26/2011 | POU |
| 6 | Ownership
Change
This right was split into 72-16633 (Challis Creek Cattle Co) 72-16860 (Babb), 72-16861 (Gassman) and 72-16862 (Simon). | 5/2/2011 | Split Right |
| 7 | tfawcett
Updated Shape | 5/2/2011 | POU |

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/15/2022

8 tfawcett 5/11/2011 POU
Updated PLS

9 tfawcett 11/14/2011 split right
This right was split from 72-16633 pursuant to an ownership change.

10 tfawcett 11/14/2011 POU
Updated Shape

11 tfawcett 11/14/2011 POU
Updated PLS

12 ainouye 5/17/2018 Removal of Redundant Combined Use Limit Condition
Over the years stacked water rights 72-16633, 72-16635, 72-16637, and 72-16639 have been split by multiple ownership changes. A condition was implemented on the parent rights that identified the summation of the rates and acres associated with the parent rights and the subsequent children rights and was not actually a limiting condition. This non-limiting condition was removed from the parent rights and all resulting split portions to eliminate the need to continually update it on all the parent and children rights on future ownership changes.

13 jbitzenburg 7/15/2022 Split Right
Split into 72-17000.

14 jbitzenburg 7/15/2022 POU
Updated Shape

Dates and Other Information:

Decreed Date: 11/17/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 72A
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

**Water Rights 72-16879, 72-16880, 72-16881, and 72-16882
Map AFTER Ownership Change Split**



 Place Of Use Boundary

 Townships

 PLS Sections

 Quarter Quarters

 State Outline

Taxlots

0 0.035 0.07 0.14 Miles



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/16/2022

Water Right 72-16879
WR Report BEFORE Ownership Change Split

Owner Type **Name and Address**
Current Owner CHARLES L WUNSCH
900 SLEEPING DEER RD
CHALLIS, ID 83226-4764
(208) 420-5296

Current Owner ALICIA S WUNSCH
900 SLEEPING DEER RD
CHALLIS, ID 83226-4764
(208) 420-5296

Priority Date: 5/1/1879

Basis: Decreed

Status: Active

Source
CHALLIS CREEK

Tributary
SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.010 CFS	
	<u>Total Diversion</u>		0.010 CFS	

Source and Point(s) of Diversion:

CHALLIS CREEK	L10(SWNWNW)	Sec. 7, Twp 14N, Rge 19E, CUSTER County
CHALLIS CREEK	SWNWNE	Sec. 17, Twp 14N, Rge 19E, CUSTER County(R)

Place Of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	16					3.3			2.7									6.0

Right Acre Limit: 0.10
POU Total Acres: 6.0

Conditions of Approval:

- 004 This right does not grant any right-of-way or easement across the land of another.
- T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
- T08 Failure of the right holder to comply with the conditions of this transfer is cause

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/16/2022

5. T19 for the Director to rescind approval of the transfer.
Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. X35 Rights 72-16879 and 72-16880 when combined shall not exceed the irrigation of .1 acres.
8. The diversion rate of this right is .0012.
9. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 72A.
10. Rights 72-16879, 72-16880, 72-16881 and 72-16882 when combined shall not exceed a total diversion rate of .1059 cfs and the irrigation of 5.22 acres.
11. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
12. X60 Place of use is located within Lots 13 and 14, Mountain Vista Subdivision.

Comments:

- 1 cskinner 1/20/2006 POD
Updated shape
- 2 cskinner 1/20/2006 POU
Updated Shape
- 3 psdaggs 4/24/2006 Transferred Right
This is now an approved transfer, transfer number = 70680
- 4 Ownership 1/26/2011 Split Right
Change
Split into 72-16633 (Challis Creek Cattle Co.), 72-16839 (Rose Trust), 72-16840 (Dimmer), 72-16841 (Yacomella/Hill and 72-16842 (Webster).
- 5 tfawcett 1/26/2011 POU
Updated Shape
- 6 Ownership 5/2/2011 Split Right
Change
This right was split into 72-16633 (Challis Creek Cattle Co) 72-16860 (Babb), 72-16861 (Gassman) and 72-16862 (Simon).
- 7 tfawcett 5/2/2011 POU
Updated Shape
- 8 tfawcett 5/11/2011 POU

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/16/2022

Updated PLS

9 tfawcett 11/14/2011 split right
This right was split from 72-16633 pursuant to an ownership change.

10 tfawcett 11/14/2011 POU
Updated Shape

11 tfawcett 11/14/2011 POU
Updated PLS

12 ainouye 5/17/2018 Removal of Redundant Combined Use Limit Condition
Over the years stacked water rights 72-16633, 72-16635, 72-16637, and 72-16639 have been split by multiple ownership changes. A condition was implemented on the parent rights that identified the summation of the rates and acres associated with the parent rights and the subsequent children rights and was not actually a limiting condition. This non-limiting condition was removed from the parent rights and all resulting split portions to eliminate the need to continually update it on all the parent and children rights on future ownership changes.

Dates and Other Information:

Decreed Date: 11/17/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 72A
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

**Water Rights 72-16879, 72-16880, 72-16881, & 72-16882
BEFORE Ownership Change Split**



-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  State Outline
-  Taxlots

0 0.035 0.07 0.14 Miles

