

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/4/2022

Water Right 72-4215B
WR Report AFTER Ownership Change Split

Owner Type **Name and Address**
Current Owner DAN J URBAN
 PO BOX 1391
 CHALLIS, ID 83226
 (208) 879-4851

Current Owner LYNDA L DALE
 PO BOX 1391
 CHALLIS, ID 83226
 (208) 879-4851

Priority Date: 5/1/1960

Basis: Decreed

Status: Active

Source
BEAR CREEK

Tributary
CHALLIS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	5/01	7/01	0.610 CFS	
STOCKWATER	5/01	7/01	0.020 CFS	
	<u>Total Diversion</u>		0.630 CFS	

Source and Point(s) of Diversion:

BEAR CREEK NESENW Sec. 6, Twp 14N, Rge 18E, CUSTER County

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	18E	5					4.4			0.7									5.1
15N	18E	32												7.1					7.1

POU Total Acres: 12.2

STOCKWATER 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	18E	5					X			X									
15N	18E	32												X					

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

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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.
2. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.8 CFS. COMBINED RIGHT NOS.: 72-8D, 72-2081C, & 72-4215B. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.94 CFS. COMBINED RIGHT NOS.: 72-00008C, 72-02081D, 72-04215A, 72-00008D, 72-02081C, 72-04215B, 72-17004, 72-17005, 72-17006, 72-17007, 72-17010, & 72-17011.
3. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MAY 1 AND AFTER JULY 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
5. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 12.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00008D, 72-02081C, 72-04000B, & 72-04215B.
6. PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 267.
7. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
8. THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE: 72-00008C, 72-02081D, 72-04215A, 72-00008D, 72-02081C, AND 72-04215B. STOCKWATER/16 HORSES

Comments:

- 1 KCHRISTE 11/13/1998 COPIED FROM REMARKS
OWNERSHIP CHANGE MADE 3/8/96 BY TLB. AHDERS TO DALE.
- 2 AJU10-DS 11/21/1998 AJU10 CONDITION UPDATE
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
- 3 JROBERTS 12/23/1998 UPDATED REMARKS
72-02081C WAS AMENDED WHICH INCREASED DIVERSION RATE, QNT REMARKS UPDATED ACCORDINGLY.
- 4 JROBERTS 12/30/1998 REMOVED POD
REMOVED POD IN NESWNE (LOWER DITCH).
- 5 JROBERTS 3/9/1999 OWNERSHIP CHANGE
OWNERSHIP CHANGE FROM L.A. LADDY AND DIANE DALE TO LYNDIA DALE AND DAN URBAN. COPY OF WARRANTY DEED AND MAP SUBMITTED WITH FORM.

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6 jbitzenburg 8/3/2022 Split Right
Split into 72-17010 and 72-17011.

7 jbitzenburg 8/4/2022 POU
Updated Shape

Dates and Other Information:

Decreed Date: 10/9/2001
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 72A
Mitigation Plan: False

Combined Use Limits:

Rate
2.660

Volume

Acres

7.940

40.0

Water Rights

72-8D ,72-4215B ,72-
2081C
72-8C ,72-8D ,72-2081D
,72-4215A ,72-4215B ,72-
2081C
72-8D ,72-4000A ,72-
4000B ,72-4215A ,72-
4215B ,72-2081C

SubCase:

N/A

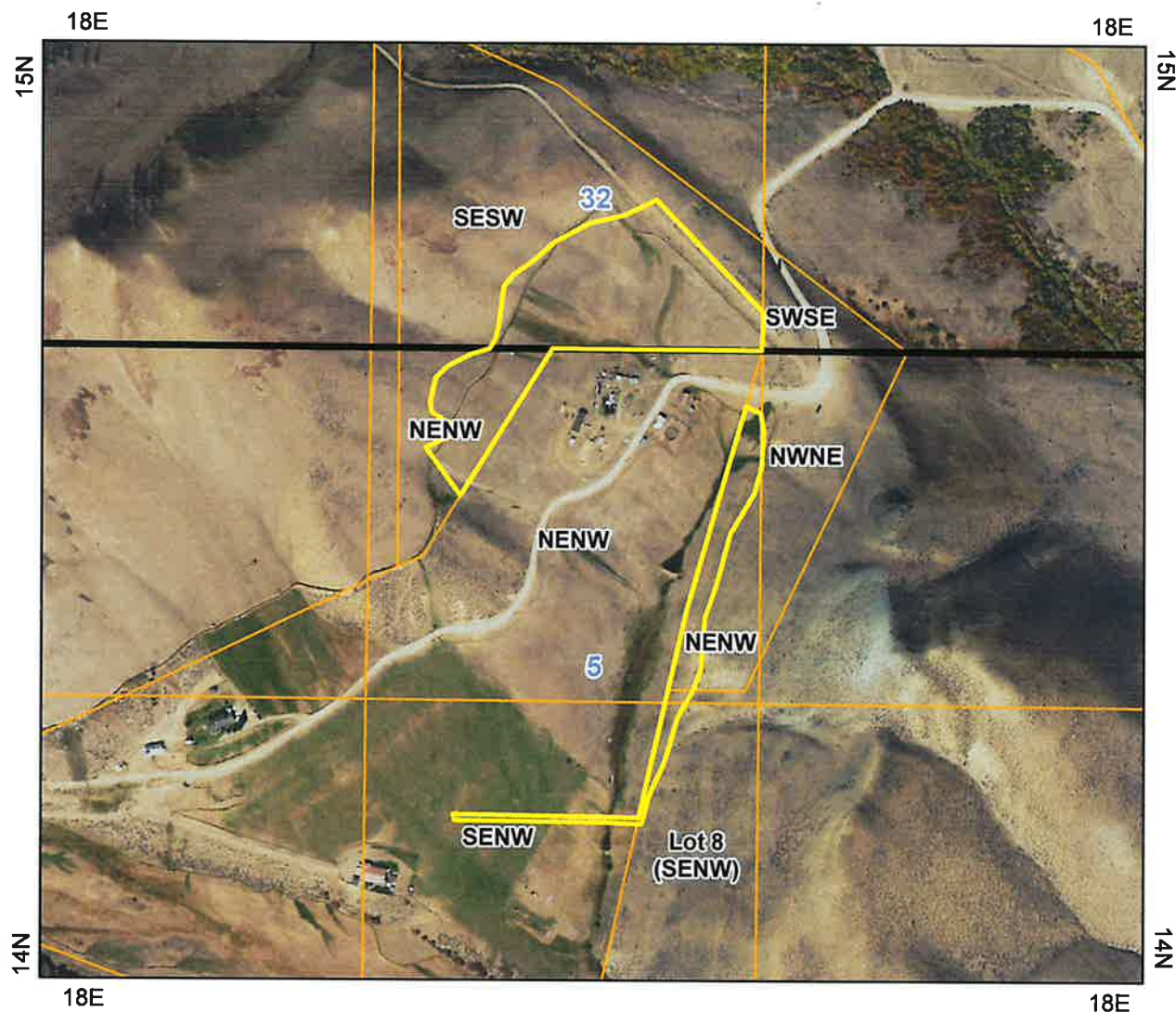
Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

Water Rights 72-8D, 72-4000C, 72-2081C, & 72-4215B Map AFTER Ownership Change Split

Irrigation



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

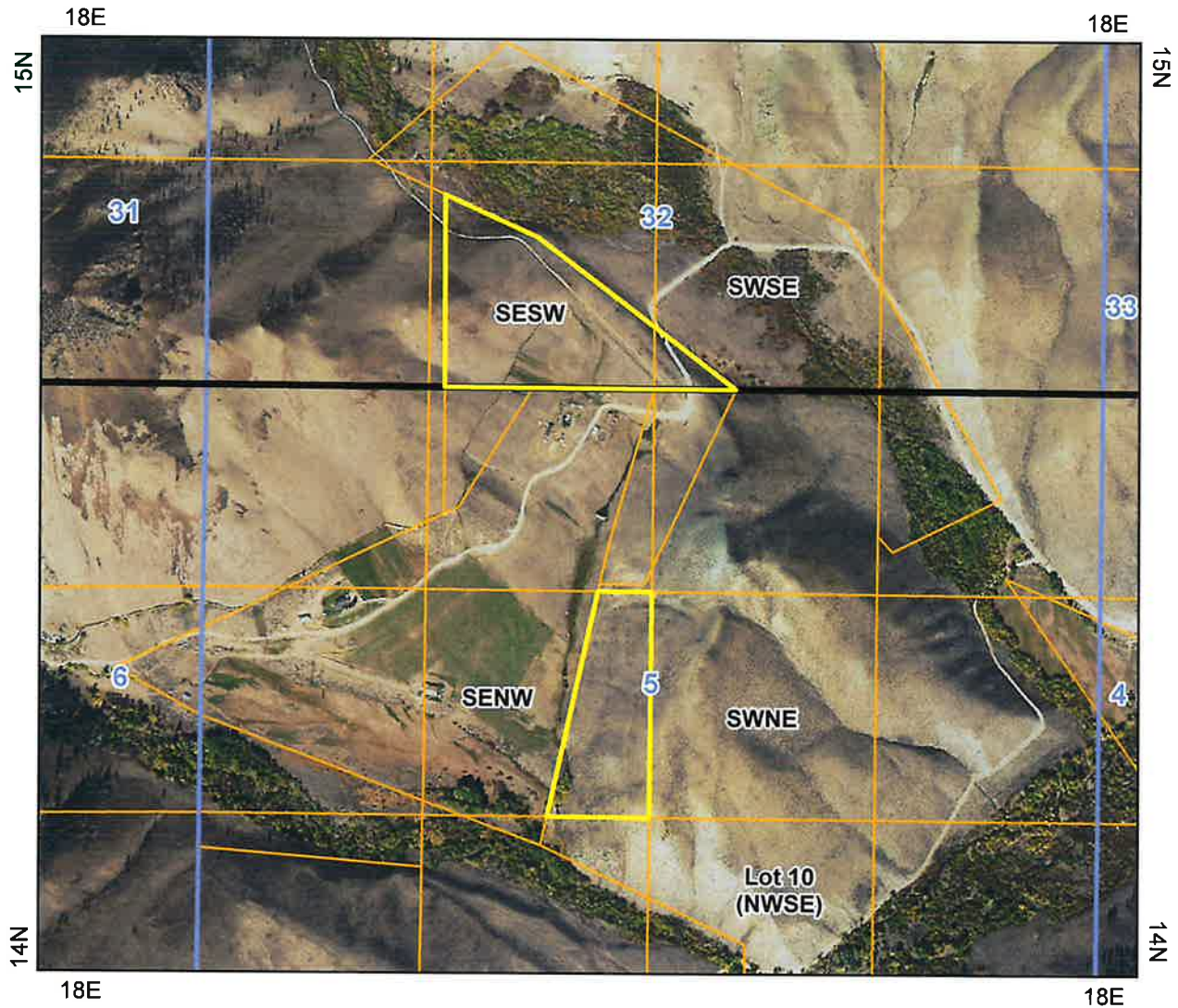
0 0.05 0.1 0.2 Miles



State of Idaho
Department of Water Resources

Water Right 72-4215B Map AFTER Ownership Change Split

Stockwater



-  Place Of Use Boundary
-  Townships
-  PLS Sections
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-  State Outline

0 0.125 0.25 0.5 Miles



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Basis: Decreed

Status: Active

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BEAR CREEK

Tributary
CHALLIS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	5/01	7/01	2.000 CFS	
STOCKWATER	5/01	7/01	0.020 CFS	
	<u>Total Diversion</u>		2.020 CFS	

Source and Point(s) of Diversion:

BEAR CREEK NESENW Sec. 6, Twp 14N, Rge 18E, CUSTER County

Place Of Use:

IRRIGATION within CUSTER County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14N	18E	5					26.0			6.9									32.9
15N	18E	32												7.1					7.1

POU Total Acres: 40.0

STOCKWATER within CUSTER County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14N	18E	5					X			X									
15N	18E	32												X					

Conditions of Approval:

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5. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 40 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00008D, 72-02081C, 72-04000B, & 72-04215B
6. PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 267.
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<u>Rate</u>	<u>Volume</u>
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Acres

40.0

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72-8D ,72-4215B ,72-
2081C
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,72-4215A ,72-4215B ,72-
2081C
72-8D ,72-4000A ,72-
4000B ,72-4215A ,72-
4215B ,72-2081C

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

Water Rights 72-8D, 72-2081C, 72-4000B, & 72-4215B
Map BEFORE Ownership Change Split
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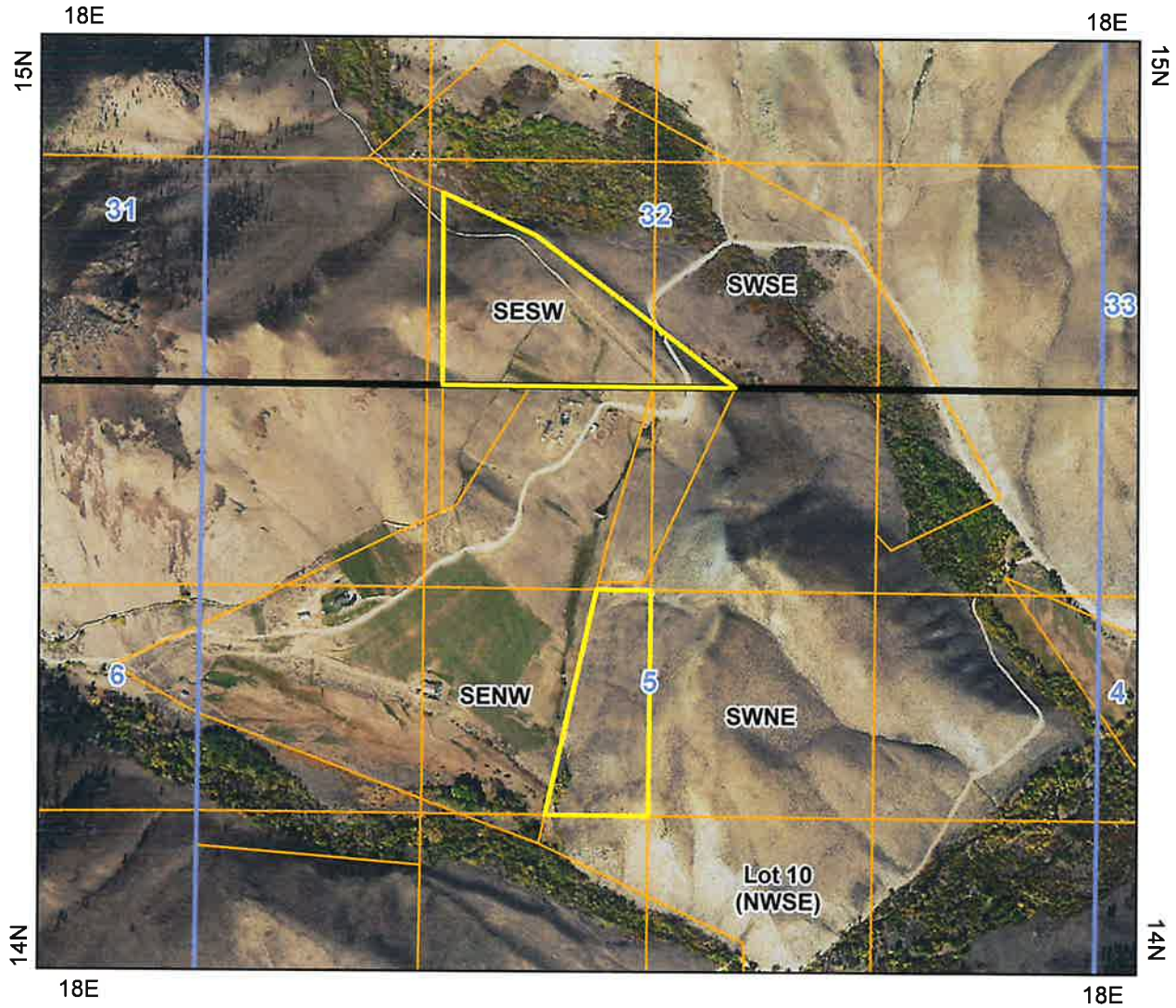
0 0.05 0.1 0.2 Miles



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Stockwater



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