

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-16637

WR report before ownership change split

WATER RIGHT NUMBER: 72-16637

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SYDNEY L DOWTON PO BOX 7 ELLIS, ID 83235-0007 (208)876-4225
Current Owner	CHALLIS CREEK CATTLE CO LLC PO BOX 10 CHALLIS, ID 83226 (208)879-4242
Original Owner	KAREN A DOWTON PO BOX 7 ELLIS, ID 83235 (208)876-4225
Previous Owner	ROBERT A PIVA HC 63 BOX 1641 CHALLIS, ID 83226
Previous Owner	KAY A PIVA HC 63 BOX 1641 CHALLIS, ID 83226

Priority Date: 11/06/1915

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CHALLIS CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01	to 11/01	0.140 CFS	
	<u>Total Diversion:</u>		0.140 CFS	

Location of Point(s) of Diversion

CHALLIS CREEK	L10 (SW1/4NW1/4NW1/4)	Sec. 7,	Twp 14N,	Rge 19E, B.M.
CUSTER County				
CHALLIS CREEK	SW1/4NW1/4NE1/4	Sec. 17,	Twp 14N,	Rge 19E, B.M.
CUSTER County				

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	19E	15						4.7	2.6										7.3
14N	19E	16	40.0	40.0	39.6	40.0	33.5	5.9	7.9						6.4	6.4			219.7

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Total Acres: 227

Conditions of Approval:

1. X27 This right is limited to the irrigation of 6.79 acres within the place of use described above in a single irrigation season.
2. 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.
3. 004 This right does not grant any right-of-way or easement across the land of another.
4. 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. 72C.
5. 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.
6. 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).
7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. The diversion rate of this right is .139 after the diversion rate of lots 11, 12, 15 and 16 were subtracted on 1/28/2011.
10. Rights 72-16633, 72-16839, 72-16840, 72-16841, 72-16842, 72-16635, 72-16843, 72-16844, 72-16745, 72-16846, 72-16637, 72-16847, 72-16848, 72-16849, 72-16850, 72-16639, 72-16851, 72-16852, 72-16853 and 72-16854 when combined shall not exceed a total diversion rate of 4.38 cfs and the irrigation of 213 acres.
11. 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.

Remarks:

Comments:

1. cskinner 1/20/2006 POD
Comment: Updated shape
2. cskinner 1/20/2006 POD
Comment: Updated shape
3. cskinner 1/20/2006 POU
Comment: Updated Shape
4. psdaggs 4/24/2006 10:40:16 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 70680
5. Ownership Change 1/26/2011 Split Right
Comment: Split into 72-16637 (Challis Creek Cattle Co), 72-16847 (Rose Trust), 72-16848 (Dimmer), 72-16849 (Yacomella/Hill), and 72-16850 (Webster) by ownership change.
6. tfawcett 1/26/2011 4:02:50 PM POU
Comment: Updated Shape