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APR 23 2010

STATE DEPARTMENT OF
DEPARTMENT OF WATER RESOURCES

Transfer No.

76184

AMENDED

MINIMUM REQUIREMENTS CHECKLIST **TO BE SUBMITTED WITH APPLICATION FOR TRANSFER**

AMENDED

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A

* Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application. Part 2B forms are available on the Department's website at: http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/PDFs_09/WaterRight_TransferApp_Part2B.pdf.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner.
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/wrt_default.htm.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☒ ☐ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.)
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Other. Please describe: _____

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APR 23 2016

Rev. 10/09

Page _____ of _____

DEPARTMENT OF
STATE OF IDAHO WATER RESOURCES
DEPARTMENT OF WATER RESOURCES

Transfer No. 76186**AMENDED**

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

AMENDEDName of Applicant(s) City of Challis - A Municipal Corporation Phone 208-879-2386Mailing address P.O. Box 587 Challis ID 83226 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it Attachment #2b.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it Attachment #3.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No RepresentativeName of Representative Curt R. Thomsen Phone 208-879-6655Mailing address P.O. Box 600 Challis ID 83226 Email cthomsen@custertel.net☒ Send all correspondence for this application to the representative and not to the applicant.

OR

☐ Send original correspondence to the applicant and copies to the representative.☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it Attachment #4.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant or Authorized Representative

Mark Luper, Mayor
Print Name and Title if applicable

4-14-10
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it Part 1A.2. Shift irrigated acreage under Right Nos. 72-110B & 72-111B to cover a new driving range at the City of Challis Golf Course; record an additional/supplemental supply of Garden Creek water diverted under Right Nos. 72-110B & 72-111B to the pond authorized by Permit No. 72-7559; authorize the aesthetic stream flowing thru the Golf Course.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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MAY 17 2010

APPLICATION FOR TRANSFER OF WATER RIGHTS
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	72-110B	0.60 cfs	Irrigation	4/15 to 10/15	Garden Creek/Salmon River
☐ ☐		0.02 cfs	Diversion to Storage	4/15 to 10/15	
☐ ☐		5 af	Recreation Storage	1/1 to 12/31	
☐ ☐		0.02 cfs	Aesthetic	4/15 to 10/15	
☒ ☐	72-111B	0.24 cfs	Irrigation	4/15 to 10/15	Garden Creek/Salmon River
☐ ☐		0.01 cfs	Diversion to Storage	4/15 to 10/15	
☐ ☐		3.6 af	Recreation Storage	1/1 to 12/31	
☐ ☐		0.01 cfs	Aesthetic	4/15 to 10/15	
☐ ☐				to	

Total authorized under rights 0.87 cfs and/or _____ ac-ft2. Total amount of water proposed to be transferred or changed 0.07 cubic feet per second and/or 5 af acre-feet per annum.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it Attachment #5.

New ?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	32			16.0					21.2	1.8					13.0			52
14N	19E	32			J,R											J			

Total Acres (for irrigation use) 52

Mark Lupton *Maya*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: Existing diversion not changed. In-ground sprinkler system in place as previously. Additional place of use covered by enlargement of underground system.
- b. Who owns the property at the point(s) of diversion? Yacomella
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: Diversion into Bradbury Ditch as now exists. No change.
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it Attachment #6. List the name of the entity and type of lien: _____
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: 3.0 acres or irrigable land taken out of existing use area and moved to new area - stage and driving range. 2.0 acres will further be dried for the conversion to recreation storage and aesthetic uses.
- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: None. The point of diversion to Bradbury Ditch is the same. This serves combined rights as noted on attached.

f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a Part 2A report obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/>, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the Part 2B form can be obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/>, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: _____

1. amount _____	(cfs/ac-ft) for _____	purposes from _____	to _____
amount _____	for _____	purposes from _____	to _____
amount _____	for _____	purposes from _____	to _____
amount _____	for _____	purposes from _____	to _____
amount _____	for _____	purposes from _____	to _____
amount _____	for _____	purposes from _____	to _____
amount _____	for _____	purposes from _____	to _____
amount _____	for _____	purposes from _____	to _____

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☐ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☒ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it Attachment #8a.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

[illegible]

FOR DEPARTMENT USE ONLY

Transfer contains pages and attachments.

Received by _____ Date 7/8/09 Prelim. Check by _____ Date _____

Fee Paid \$100⁰⁰ Date " " Received by _____ Receipt # 5030989

Add'l Fee Paid	Date	Received by	Receipt #
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Part 2A

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-110B

WATER RIGHT NUMBER: 72-110B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF CHALLIS PO BOX 587 CHALLIS, ID 83226 (208)879-2386
Original Owner	CYPRUS THOMPSON CREEK MINING CO C/O BERT DOUGHTY PO BOX 62 CLAYTON, ID 83227 (208)345-8292

Priority Date: 05/15/1878

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15	to 10/15	0.620 CFS	
	<u>Total Diversion:</u>		0.620 CFS	

Location of Point(s) of Diversion

GARDEN CREEK	NW1/4NW1/4NW1/4	Sec. 32, 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 32			16.0				20.0								18.0		54.0

Total Acres: 54

Conditions of Approval:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 54 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00110B, AND 72-00111B.
2. 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 APRIL 15 AND AFTER OCTOBER 15 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.

Part 2A

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-110B

3. THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF DIVERSION LOCATED IN TWP 14N, RNG 19E, SEC 32 NNNWNW ALSO KNOWN AS THE UPPER BRADBURY DITCH. COMBINED RIGHT NOS.: 72-00048, 72-00051B, 72-00051L, 72-00051N, 72-00080A, 72-00110A, 72-00110B 72-00111A, 72-00111B AND 72-10257.
4. 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:

Comments:

1. KCHRISTE 2/22/1996 COPIED FROM REMARKS
Comment: ITEM 5 WATER IS DIVERTED WITH ROCK JETTY INTO METAL MEASURING FLUME. FLOW IS CONTROLLED BY WHEEL VALVE AT DIVERSION POINT. WATER THEN FLOWS INTO EARTHEN DITCH SYSTEM AND EVENTUALLY FLOWS INTO 8" STEEL BURIED PIPELINE WITH ENDPOINT BEING SPRINKLERS. *** CHANGE OF OWNERSHIP ENTERED ON 8-4-95 BASED UPON SIGNED 1409(7) AND ATTACHED WARRANTY DEED. KKC***
***** PURSUANT TO APPROVED TRANSFER 4740 DATED JANUARY 23 1996 Combined Right Nos. 72-00110 and 72-00111 shall not exceed the total combined irrigation of 183.0 acres, nor a total combined annual diversion volume of 640.5 af. ***** DATA ENTRY BY KKC 2-14-96
***** CHANGE OF OWNERSHIP SPLITTING RIGHT DATA ENTERED 2-15-96 KKC
2. AJU10-DS 11/21/1998 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
3. DJONES 11/18/1999 SEASON OF USE
Comment: SEASON OF USES CHANGED TO REFLECT APPROVED TRANSFER, STANDARD REMARK ADDED.

Dates and Other Information:

Licensed Date:
Decreed Date: 11/17/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number: 72A
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		54

Combined Water Rights: 72-110B , 72-111B

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-111B

WATER RIGHT NUMBER: 72-111B

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CYPRUS THOMPSON CREEK MINING CO C/O BERT DOUGHTY PO BOX 62 CLAYTON, ID 83227 (208)345-8292
Current Owner	CITY OF CHALLIS PO BOX 587 CHALLIS, ID 83226 (208)879-2386

Priority Date: 05/15/1899

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	0.250 CFS	
	<u>Total Diversion:</u>	0.250 CFS	

Location of Point(s) of Diversion

GARDEN CREEK	NW1/4NW1/4NW1/4	Sec. 32, 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 32			16.0				20.0								18.0		54.0

Total Acres: 54

Conditions of Approval:

- THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF DIVERSION LOCATED IN TWP 14N, RGE 19E, SEC 32 NNNWNW ALSO KNOWN AS THE UPPER BRADBURY DITCH. COMBINED RIGHT NOS.: 72-00048, 72-00051B, 72-00051L, 72-00051N, 72-00080A, 72-00110A, 72-00110B 72-00111A, 72-00111B AND 72-10257.
- 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 APRIL 15 AND AFTER OCTOBER 15 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-111B

3. 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.
4. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 54 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00110B, AND 72-00111B.

Remarks:Comments:

1. KCHRISTE 2/22/1996 COPIED FROM REMARKS

Comment: WATER IS DIVERTED WITH ROCK JETTY INTO METAL MEASURING FLUME. FLOW IS CONTROLLED BY WHEEL VALVE AT DIVERSION POINT. WATER THEN FLOWS INTO EARTHERN DITCH SYSTEM AND EVENTUALLY FLOWS INTO 8" STEEL BURIED PIPELINE WITH ENDPOINT BEING SPRINKLER WHEEL LINES. LENGTH OF DITCH SYSTEM IS APPROXIMATELY 5400' AND BURIED PIPE SEGMENT IS APPROXIMATELY 3800' FOR TOTAL LENGTH OF APPROXIMATELY 9200'. *** CHANGE OF OWNERSHIP ENTERED ON 8-4-95 BASED UPON SIGNED 1409(7) AND ATTACHED WARRANTY DEED. KKC*** **PURSUANT TO APPROVED TRANSFER 4749 DATED JANUARY 23 1996 KKC * Combined Right Nos. 72-00110 and 72-00111 shall not exceed the total combined irrigation of 183.0 acres, nor a total combined annual diversion volume of 640.5 af. *****CHANGE OF OWNERSHIP COMPLETED BASED UPON FORM 42-1409 (7) SIGNED BY BOTH PARTIES. THE CLAIM WAS SPLIT BASED UPON 54 IRRIGATED ACRES FOR THE CITY OF CHALLAS AND 129 IRRIGATED ACRES FOR MR STRAND. TOTAL IRRIGATED ACRES WERE 183. KKC 2-15-96

2. AJU10-DS 11/21/1998 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

3. DJONES 11/18/1999 SEASON OF USE

Comment: SEASON OF USE CHANGED TO REFLECT APPROVED TRANSFER, STANDARD REMARK ADDED.

4. DSHAFF 11/23/1999 DATA ENTRY

Comment: REMOVED DUPLICATED STATEMENT IN USE USE REMARK.

Dates and Other Information:

Licensed Date:
Decreed Date: 11/17/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number: 72A
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		54

Combined Water Rights: 72-110B , 72-111B

Challis Golf Course; Attachment 7A



0 625 1,250 2,500 Feet

2009 aerial imagery

Legend

⊗ point_of_diversion

current_pou

Sections

QQ

Prepared by:
Nick Van Dyke
April 2, 2010

Challis Golf Course

Attachment 7B



0 625 1,250 2,500 Feet

2009 aerial imagery

Prepared by:
Nick Van Dyke
April 1, 2010



Legend

-  pond
-  acres_dried_for_new_uses
-  driving_range
-  acres_to_driving_range
-  Sections
-  QQ

ET Idaho 2009: Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho

Please send suggestions for improving this site to robison at lambeley dot edu Copyright 2010, University of Idaho

Challis (NWS--101663)

For a different kind cover or crop click on the above link.

You can highlight this table and copy via the clipboard to a Microsoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Precipitation Deficit (click here for a graph)

	1996												Growing Season ^a	Non Growing Season ^b	Annual
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec			
Mean						mm/day							mm		
Monthly ^c	0.02	0.03	0.06	0.73	2.75	4.31	5.06	4.37	2.65	0.77	-0.16	-0.15	645	4	641
15-Day Moving Average ^d	0.01	0.00	0.05	0.66	2.72	4.34	5.11	4.30	2.57	0.78	-0.14	-0.15			
7-Day Moving Average ^e	-0.02	0.01	0.05	0.67	2.75	4.31	5.08	4.33	2.60	0.76	-0.17	-0.14			
3-Day Moving Average ^f	-0.02	0.02	0.06	0.72	2.73	4.30	5.06	4.36	2.63	0.77	-0.17	-0.15			
Standard Deviation						mm/day							mm		
Monthly	0.10	0.05	0.13	0.72	1.46	0.89	1.21	1.52	0.98	1.17	0.52	0.61	94	7	96
15-Day Moving Average	0.09	0.08	0.13	0.53	1.26	1.15	1.08	1.30	1.20	0.96	0.29	0.42			
7-Day Moving Average	0.14	0.15	0.21	0.56	1.54	1.79	1.46	1.52	1.55	1.09	0.51	0.52			
3-Day Moving Average	0.21	0.24	0.36	1.14	2.30	2.41	1.94	1.82	2.10	1.27	0.72	0.71			
20% Exceedance						mm/day							mm		
Monthly	0.02	0.05	0.11	1.10	3.46	5.09	5.70	5.07	3.57	1.53	-0.05	0.09	724	3	730
15-Day Moving Average	0.08	0.13	0.21	1.92	4.35	5.94	6.32	5.67	3.95	2.52	0.11	0.07			
7-Day Moving Average	0.13	0.23	0.37	2.69	5.04	6.70	6.87	5.99	4.57	2.83	0.23	0.21			
3-Day Moving Average	0.20	0.37	0.53	3.31	6.16	7.19	7.25	6.45	5.05	3.42	0.41	0.21			
80% Exceedance						mm/day							mm		
Monthly	-0.05	-0.03	-0.02	0.66	1.80	3.57	4.30	3.43	1.62	0.03	-0.25	-0.16	575	9	565
15-Day Moving Average	-0.16	-0.13	-0.19	-0.23	0.52	2.32	3.25	2.33	0.14	-0.34	-0.35	-0.42			
7-Day Moving Average	-0.35	-0.39	-0.45	-0.68	-0.90	-0.11	1.65	1.30	-2.06	-0.84	-1.75	-0.72			
3-Day Moving Average	-0.65	-1.00	-1.20	-1.60	-4.20	-3.76	-1.95	-1.24	-5.55	-2.07	-2.14	-1.49			
Ave Highest Pdf						mm/day									
15-Day Moving Average ^g	0.05	0.09	0.20	1.18	3.62	5.30	5.87	4.98	3.40	1.31	0.09	0.04			

$$645(0.0032808) = 2.14 \mu\text{A}$$

Attachment PA

ET Idaho 2009: Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho

Please send suggestions for improving this site to etidaho@liberty.edu Copyright 2010, University of Idaho

Challis (NWS-101663)

Statistics based on 30 years between 1961 to 1996

For a different land cover or crop click on the above link.
 You can highlight this table and copy via the clipboard to a Microsoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Open water - shallow systems (ponds, streams) Precipitation Deficit (Click here for a graph)

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean	-0.11	0.34	0.97	1.92	2.29	3.05	3.88	3.41	2.03	1.21	0.01	-0.17	6150	0	570
Monthly ^c	-0.11	0.34	0.97	1.92	2.29	3.05	3.88	3.41	2.03	1.21	0.01	-0.17			
15-Day Moving Average ^d	-0.15	0.31	1.00	1.95	2.22	3.11	3.99	3.33	1.92	1.25	0.01	-0.16			
7-Day Moving Average ^e	-0.14	0.32	0.99	1.89	2.27	3.07	3.92	3.36	1.97	1.23	-0.02	-0.15			
3-Day Moving Average ^f	-0.12	0.34	0.97	1.91	2.27	3.04	3.89	3.40	2.01	1.21	0.00	-0.17			
Standard Deviation															
Monthly	0.31	0.23	0.28	0.59	1.20	0.57	1.23	1.09	0.87	0.53	0.47	0.43	52	0	52
15-Day Moving Average	0.52	0.33	0.49	0.76	1.09	1.12	1.08	0.92	1.22	0.45	0.55	0.42			
7-Day Moving Average	0.69	0.48	0.65	1.05	1.47	1.74	1.49	1.30	1.57	0.72	0.74	0.60			
3-Day Moving Average	0.92	0.66	1.00	1.43	2.05	2.37	1.98	1.64	2.07	1.03	0.98	0.87			
20% Exceedance															
Monthly	0.18	0.55	1.57	2.49	2.84	3.79	4.43	3.88	2.63	1.47	0.33	0.08	619	0	619
15-Day Moving Average	0.32	0.77	1.69	2.80	3.56	4.53	4.85	4.37	2.97	1.88	0.66	0.27			
7-Day Moving Average	0.47	1.04	2.02	3.26	4.36	5.05	5.15	4.58	3.48	2.36	0.83	0.41			
3-Day Moving Average	0.55	1.20	2.44	3.85	4.78	5.52	5.49	4.80	3.70	2.61	0.98	0.45			
80% Exceedance															
Monthly	-0.40	0.16	0.56	1.45	1.48	2.10	3.65	2.46	1.10	1.00	-0.47	-0.24	491	0	491
15-Day Moving Average	-0.75	-0.34	0.01	0.45	0.23	1.22	2.17	1.57	-0.48	0.35	-1.06	-0.89			
7-Day Moving Average	-1.57	-0.82	-0.61	-0.52	-1.13	-1.31	0.84	0.31	-2.21	-0.46	-1.50	-1.89			
3-Day Moving Average	-3.00	-1.91	-2.16	-2.59	-4.14	-5.32	-2.49	-2.38	-5.77	-1.77	-3.47	-2.4			
Ave Highest P ^g															
15-Day Moving Average ^h	0.20	0.54	1.40	2.48	2.95	3.99	4.61	3.96	2.70	1.65	0.40	0			

Waiting for <http://www.liberty.edu/ETIdaho/forecast.php?station=101663&cover=SS&area=Challis>.

This document was sent to the printer
 Document name: Microsoft Word - screen.png.doc
 Printer name: \\60175\scs\510s.BW
 Time sent: 5:27:11 PM 4/1/2010
 Total pages: 1

$$570(0.0032808) = 1.9 \text{ in}$$

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 76186APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) City of Challis - A Municipal Corporation Phone 208-879 2386Mailing address P.O. Box 587 Challis, ID 83226 Email _____

- ☒ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☒ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☒ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No RepresentativeName of Representative Curt R. Thomsen Phone 208-879-6655Mailing address P.O. Box 600 Challis, ID 83226 Email cthomsen@custertel.net

- ☒ Send all correspondence for this application to the representative and not to the applicant.
- OR ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
- OR ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

RECEIVED

JUL 06 2009

DEPT. OF WATER RESOURCES
PROVIDING AUTHORITY TO

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2.** see narrative attached

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: Existing diversion not changed. In-ground sprinkler system in place as previously. Additional place of use covered by enlargement of underground system.

b. Who owns the property at the point(s) of diversion? Yacomella
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: Diversion into Bradbury Ditch as now exists. No change.

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? NO
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it Attachment #6. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: 4.0 acres of irrigable land taken out of existing use area and moved to new area - stage and driving range.

e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: None.
The point of diversion to Bradbury Ditch is the same. This serves combined rights as noted on attached.

f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☐	No change to rights only place of use.				
☐ ☒	72-110B	0.620	irrigation	4-15 to 10-15	Garden Creek
☐ ☒	72-111B	0.250	irrigation	4-15 to 10-15	Garden Creek
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights .870 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed .064 cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Tw	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14	19	32			16					18		4				16			54

Total Acres (for irrigation use) 54

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUL 06 2003

DEPT. OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1. of the application, attach a Proof Report (obtained from Department) or Details Report (obtained from website @ <http://www.idwr.idaho.gov/apps/ExtSearch/SearchWRAJ.asp>). Label it **Part 2A**.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable.

Right Number: 72-111B

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

[illegible]

Total Acres (for irrigation use)	54
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NARRATIVE TO APPLICATION FOR TRANSFER

CITY OF CHALLIS

TRANSFER FOR STAGE AND DRIVING RANGE AREA

The City of Challis has two water rights, 72-110B and 72-111B which cover the 54 acres of the golf course property. The City received a gift of 3.77 acres from Challis Recreation and Development Corporation (CRDC) in January 2007, for the area known as the Community Stage and golf course driving range.

Prior to January, 2007, CRDC and community groups had raised money to construct a Community Stage at the back of the tee to the driving range previously built by CRDC and volunteers. The range is uphill and serves as an amphitheater for the Stage when in use and as a golf course driving range otherwise.

The grass driving range and stage area has been irrigated by a connection to the City's golf course sprinkler system, at a time when the golf course was owned by CRDC, before it was transferred to City ownership. Because the driving range-stage area is outside the 54 acres covered by the City's golf course water right, the City is applying to transfer four acres of irrigation coverage to the driving range area, and to take four acres out of the 54 acres on the golf course to affect the transfer in place of use to clear up any issues about usage.

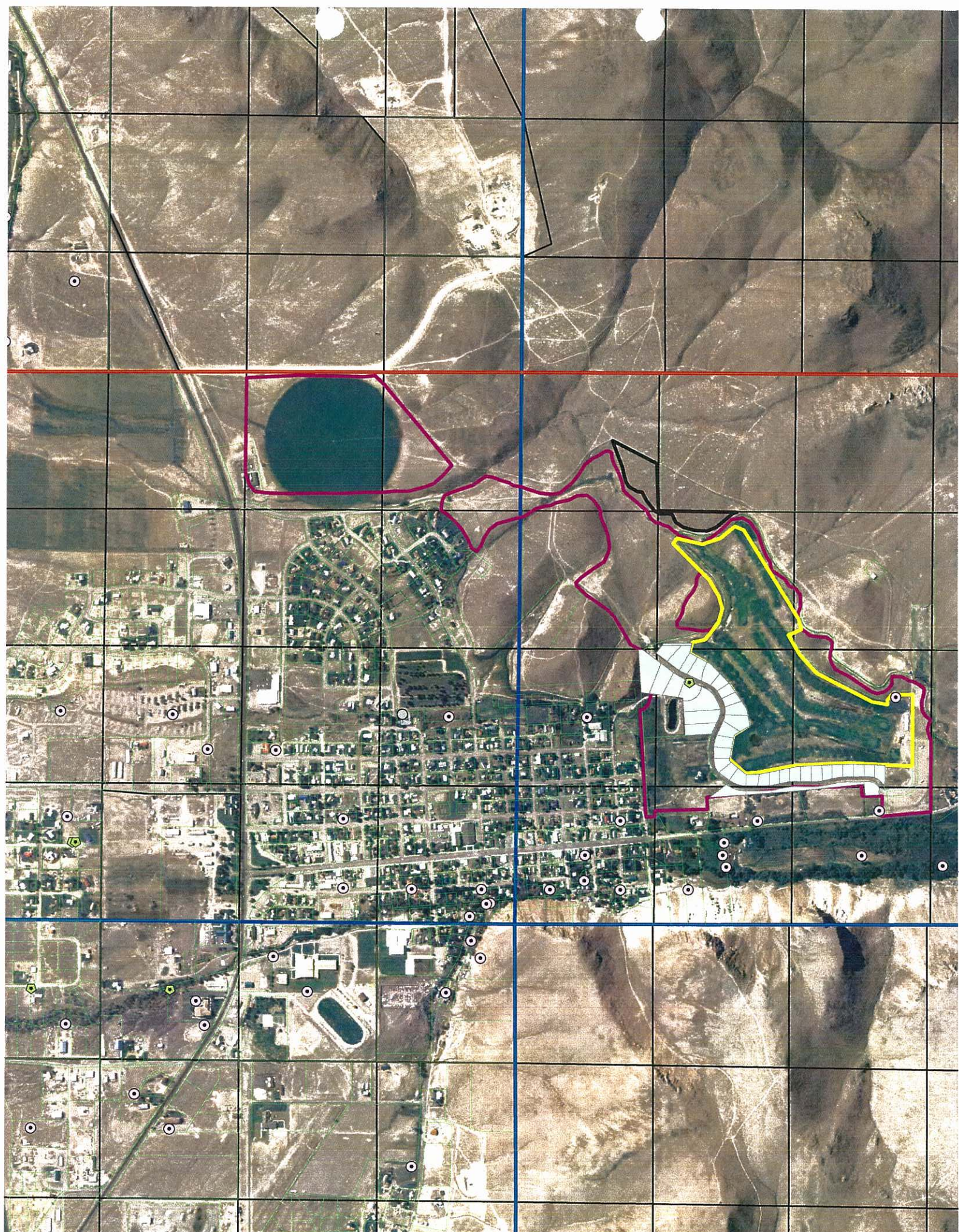
The areas on the golf course which are removed from irrigation include the clubhouse, maintenance shed, parking lot, and roadways to the clubhouse and stage-driving range, and areas adjacent to the 6th and 7th fairways. These areas (1-3) are described in the map attached.

Also attached is the Deed of Gift to the City describing the stage and driving range areas.

There is no change in the point of diversion for the City golf course water rights, and the irrigation system remains as it was, only the extension to the driving range area is now recognized. There is no increase in the number of acres irrigated under the City's golf course irrigation rights.

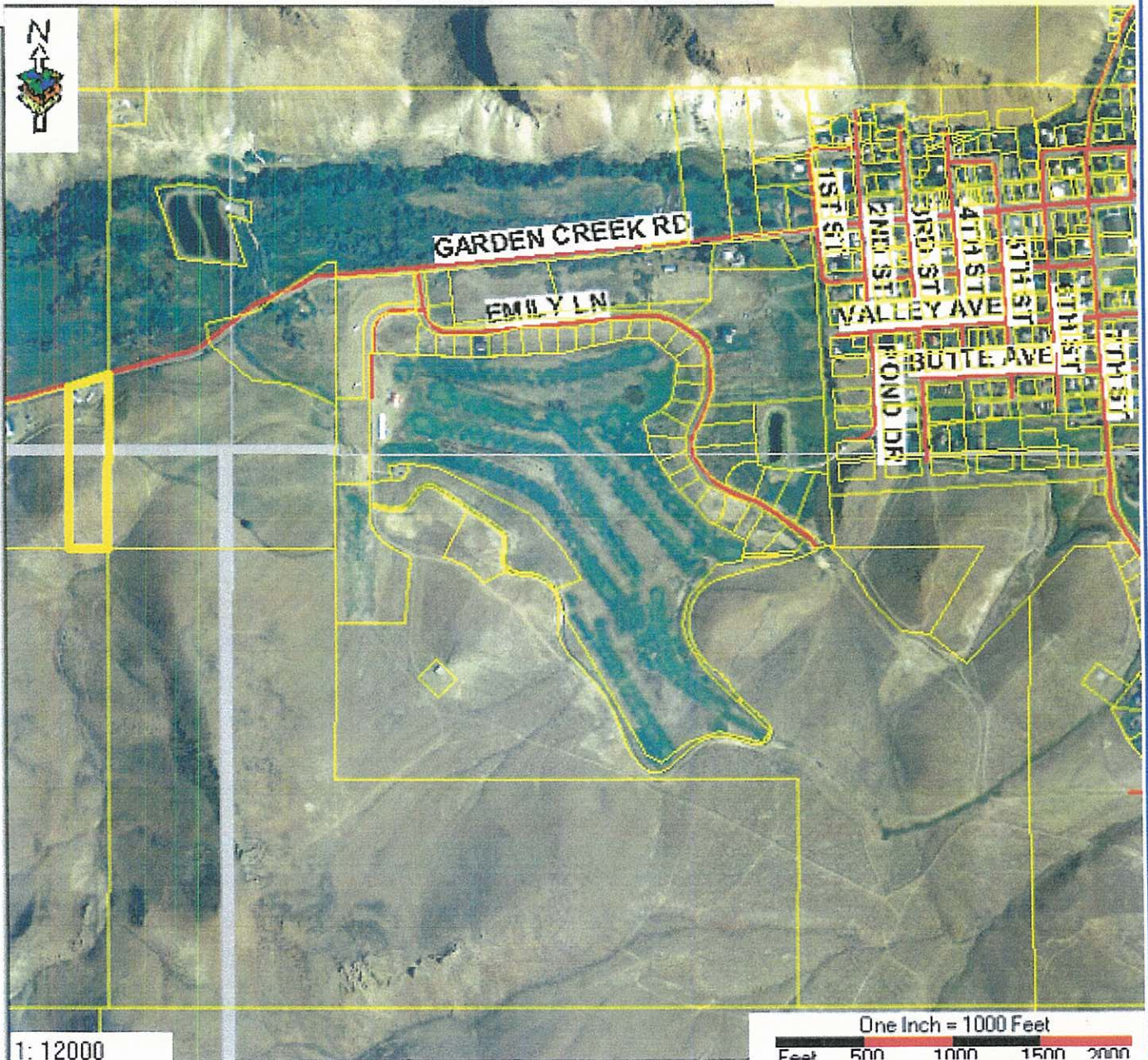


- AREA 1 - CLUBHOUSE, SHOP, SNED, PARKING + ROAD
- AREA 2 - BETWEEN #6 GREEN + #7 TEE
- AREA 3 - BETWEEN #7 FAIRWAY + #8 FAIRWAY



Visible Layers Tool: Check the layers you want to see on the map.

T.14N R.19E Sec.31





5938
GOLF
COURSE
SUBFILE

DEED OF GIFT

SPENCER STRAND and DAN STRAND d.b.a. Challis Recreation and Development Corporation, 'Grantors', do hereby donate, gift, grant and convey to THE CITY OF CHALLIS, a municipal corporation of the State of Idaho, 'Grantee', whose address is P.O. Box 587, Challis, Idaho, 83226, the following described premises, located in Challis, Custer County, State of Idaho, more particularly described as follows, to wit:

A parcel of land located in the City of Challis, Section 32, T. 14 N., R. 19 E., Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the SE Corner of said Section 32 from which the SW Corner of the SE1/4SE1/4 of said section bears S 89°46'30"W a distance of 1321.26 ft., the Basis Of Bearing of this description, run thence N 59°29'58"W a distance of 4342.36 ft. to the POINT OF BEGINNING;

Thence N 89°52'05"W a distance of 214.75 ft. to a point on the westerly boundary of the NE1/4SW1/4 of said section;

Thence N 00°07'55"E along said NE1/4SW1/4 a distance of 427.53 ft. to the SW Corner of said SE1/4NW1/4 of said Section 32;

Thence N 00°10'43"E along the westerly boundary of said SE1/4NW1/4 a distance of 379.00 ft.;

Thence S 89°49'16"E a distance of 192.88 ft.;

Thence S 01°23'57"E a distance of 806.66 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 3.77 ACRES.

Reserving the following: The right to construct underground utilities within the boundaries of all of the land conveyed; The right to repair and maintain the irrigation pipe line existing within deeded property; and the right to extend roadways across the property conveyed, wherever necessary. The party that is responsible for any repairs or alterations will restore any portions of the property affected by such construction.

Grantee shall not alter or interfere with any utility placed on or under the property including the existing water pipes serving neighboring property, without written consent of Grantors.

TO HAVE AND TO HOLD, all and singular, the said premises with the appurtenances, unto THE CITY OF CHALLIS, Grantee, its successors and assigns forever, subject to the restrictions contained herein.

Grantors donate said premises as a public driving range and stage area. The premises and all improvements shall revert to Grantors should the premises cease to be used as a driving range and stage area for a period of more than eight months.

IN WITNESS WHEREOF, SPENCER STRAND and DAN STRAND, Grantors, have hereunto set their hands and seals this 16th day of January, 2007.


SPENCER STRAND

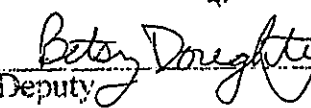

DAN STRAND

ACCEPTANCE


BETTY HORN
City Clerk / City of Challis

235760
Custer County Reg. of
City of Challis
Time 3:50 P M Date 1-16, 2007

ACKNOWLEDGMENT

 \$9.00
Deputy

STATE OF IDAHO)
County of Custer) ss.

On this 16th day of January, 2007, before me, a Notary Public for the State of Idaho, personally appeared SPENCER STRAND, DAN STRAND, and BETTY HORN known or identified to me to be the