

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72769

This is to certify that: DELBERT M And DONNA LENOR HUGHES
HC 61 BOX 3054
CHALLIS ID 83226
(208)879-2365

have requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
72-10272	WR/Decreed	05/01/1879	5.61 cfs	N/A	N/A	158.0	CHALLIS CREEK
72-10276	WR/Decreed	10/10/1911	2.40 cfs	N/A	N/A	158.0	CHALLIS CREEK

Purpose of Transfer (Changes Proposed)

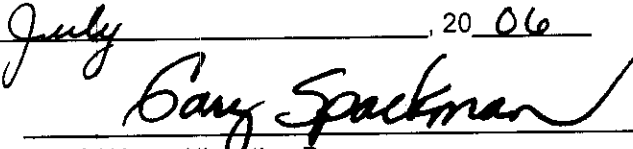
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
72-10272	NO	YES	NO	NO	NO	NO
72-10276	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
72-10272	72-10272	5.61 cfs	N/A	N/A	158.0		N/A	N/A	N/A	N/A
72-10276	72-10276	2.40 cfs	N/A	N/A	158.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		8.01 cfs	N/A	N/A	158.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 27th day of July, 20 06



Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 72-10272

WATER RIGHT NO. 72-10272
As Modified by Transfer No. 72769

In accordance with the approval of Transfer No. 72769, Water Right No. 72-10272 is now described as follows.

Right Holder: DELBERT M And DONNA LENOR HUGHES
 HC 61 BOX 3054
 CHALLIS ID 83226

Priority Date: May 01, 1879

Source: CHALLIS CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	5.61 CFS
			5.61 CFS

LOCATION OF POINT(S) OF DIVERSION:

CHALLIS CREEK	SWNWNW	Sec. 7 Twp 14N Rge 19E CUSTER County
CHALLIS CREEK	SWSENE	Sec. 7 Twp 14N Rge 19E CUSTER County
(Rediversion)		
CHALLIS CREEK	NWNWSW	Sec. 8 Twp 14N Rge 19E CUSTER County
(Rediversion)		

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	7	5.0			30.0													35.0
14N	19E	8		1.0	23.0		11.0	14.0	34.0	40.0									123.0

Total Acres: 158

CONDITIONS OF APPROVAL

1. Rights 72-10272 and 72-10276 when combined shall not exceed a total diversion rate of 8.01 cfs and the irrigation of 158 acres.
2. 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.
3. This right does not grant any right-of-way or easement across the land of another.
4. 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.

WATER RIGHT NO. 72-10272
As Modified by Transfer No. 72769

CONDITIONS OF APPROVAL

5. 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).
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. 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. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 27th day of July, 2006


Chief, Water Allocation Bureau

WATER RIGHT NO. 72-10276
As Modified by Transfer No. 72769

In accordance with the approval of Transfer No. 72769, Water Right No. 72-10276 is now described as follows.

Right Holder: DELBERT M And DONNA LENOR HUGHES
 HC 61 BOX 3054
 CHALLIS ID 83226

Priority Date: October 10, 1911

Source: CHALLIS CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	2.40 CFS
			2.40 CFS

LOCATION OF POINT(S) OF DIVERSION:

CHALLIS CREEK	SWNWNW	Sec. 7 Twp 14N Rge 19E CUSTER County
CHALLIS CREEK	SWSENE	Sec. 7 Twp 14N Rge 19E CUSTER County
(Rediversion)		
CHALLIS CREEK	NWNWSW	Sec. 8 Twp 14N Rge 19E CUSTER County
(Rediversion)		

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 7	5.0			30.0														35.0
14N 19E 8		1.0	23.0		11.0	14.0	34.0	40.0										123.0

Total Acres: 158

CONDITIONS OF APPROVAL

1. Rights 72-10272 and 72-10276 when combined shall not exceed a total diversion rate of 8.01 cfs and the irrigation of 158 acres.
2. 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.
3. This right does not grant any right-of-way or easement across the land of another.
4. 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.

WATER RIGHT NO. 72-10276
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5. 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).
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Dated this 27th day of July, 20 06


Chief, Water Allocation Bureau