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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69275

This is to certify that: THOMAS VAN KAMPEN AND/OR
LESLIE VAN KAMPEN
PO BOX 381
CHALLIS ID 83226
(208)879-5275

has 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. 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>Acres</u>	<u>Total</u>	<u>Source</u>
72-29B	AJC/Decreed	05/01/1897	0.22 cfs		43.0	43.0	WHITE VALLEY CREEK
72-16604	WR/Decreed	10/10/1911	1.00 cfs		28.7	28.7	BEAR CREEK, CHALLIS CREEK, PATS 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>
72-29B	NO	YES	YES	NO	NO	NO
72-16604	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>
72-29B	72-29B	0.22 cfs	93.4 af	N/A	28.7		N/A	N/A	N/A	N/A
72-16604	72-16604	1.00 cfs	100.5 af	N/A	28.7		N/A	N/A	N/A	N/A
TOTALS		1.22 cfs	100.5 af	N/A	28.7		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 4th day of June, 2002


Chief, Water Allocation Bureau

MICROFILMED

AUG 26 2002

WATER RIGHT NO. 72-29B
As Modified by Transfer No. 69275

In accordance with the approval of Transfer No. 69275, Water Right No. 72-29B is now described as follows.

Right Holder: THOMAS VAN KAMPEN AND
 LESLIE VAN KAMPEN
 PO BOX 361
 CHALLIS ID 83226

Priority Date: 05/01/1897

Source: CHALLIS CREEK

Tributary: SALMON RIVER

BENEFICIAL USE	From	To	Diversion Rate	Volume
IRRIGATION	04/01 to	10/31	0.22 CFS	93.4 AF
			0.22 CFS	93.4 AF

LOCATION OF POINT(S) OF DIVERSION:

CHALLIS CREEK Lot 9 SWSWNW Sec. 4 Twp 14N Rge 18E CUSTER County

CHALLIS CREEK SESWNW Sec. 4 Twp 14N Rge 18E 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	18E	4		.3	6.0		.1		1.2	20.6	.5								28.7

Total Acres: 28.7

CONDITIONS OF APPROVAL

1. Rights 72-29B and 72-16604 when combined shall not exceed a total annual maximum diversion volume of 100.5 af at the field headgate, and the irrigation of 28.7 acres.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 72-C, Challis Creek.
3. 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.
4. Diversion of water from Challis Creek is limited to those times water is available for diversion under this right and priority from White Valley Creek at the original point of diversion in L5 (SENENE), S5, T14N, R18E.
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

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AUG 26 2002

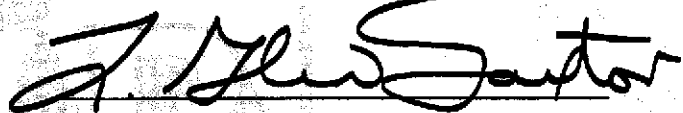
WATER RIGHT NO. 72-29B
As Modified by Transfer No. 69275

CONDITIONS OF APPROVAL

6. Approval of Transfer 69275 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
7. The point of diversion in SESWNW, S4, T14N, R18E and the place of use are located within Homestead Entry No. 148.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 4th day of June, 20 02



Chief, Water Allocation Bureau

MICROFILMED

AUG 26 2002

WATER RIGHT NO. 72-16604
As Modified by Transfer No. 69275

In accordance with the approval of Transfer No. 69275, Water Right No. 72-16604 is now described as follows.

Right Holder: THOMAS VAN KAMPEN AND
 LESLIE VAN KAMPEN
 PO BOX 361
 CHALLIS ID 83226

Priority Date: 10/10/1911

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	to 10/31	1.00 CFS	100.5 AF
			1.00 CFS	100.5 AF

LOCATION OF POINT(S) OF DIVERSION:

CHALLIS CREEK Lot 9 SWSWNW Sec. 4 Twp 14N Rge 18E CUSTER County

CHALLIS CREEK SESWNW Sec. 4 Twp 14N Rge 18E 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 18E 4		.3	6.0		.1		1.2	20.6	.5								28.7

Total Acres: 28.7

CONDITIONS OF APPROVAL

1. Rights 72-29B and 72-16604 when combined shall not exceed a total annual maximum diversion volume of 100.5 af at the field headgate, and the irrigation of 28.7 acres.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 72-C, Challis Creek.
3. 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.
4. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. Approval of Transfer 69275 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

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 AUG 26 2002

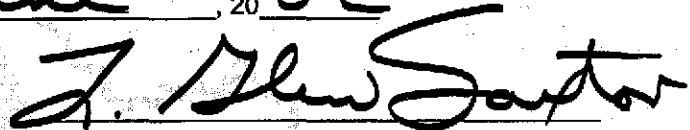
WATER RIGHT NO. 72-16604
As Modified by Transfer No. 69275

CONDITIONS OF APPROVAL

6. The point of diversion in SESWNW, S4, T14N, R18E and the place of use are located within Homestead Entry No. 148.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 4th day of June, 2002



Chief, Water Allocation Bureau

MICROFILMED

AUG 26 2002

JUN 10 2002

2002 JUN 14 PM 3:35

72-16603A
TWIN FALLS CO., IDAHO
FILED

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREE

**For Water Rights 72-16603 and
72-16604**

On November 23, 2001, the Idaho Department of Water Resources filed an *Amended Director's Report* recommending that water right claim 72-10044A be split and decreed as 72-16603 and 72-16604. No objection was filed to this *Amended Director's Report* and the time for filing objections has expired.

Therefore, IT IS ORDERED that water rights 72-16603 and 72-16604 are hereby decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED 1/14/02

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 72-16604

2002 JAN 14 PM 3:36

FILED
TWIN FALLS CO., IDAHO

NAME AND ADDRESS: LESLIE VAN KAMPEN
TOM VAN KAMPEN
PO BOX 361
CHALLIS, ID 83226

SOURCE: PATS CREEK
BEAR CREEK
CHALLIS CREEK

TRIBUTARY: CHALLIS CREEK
CHALLIS CREEK
SALMON RIVER

QUANTITY: 1.00 CFS

PRIORITY DATE: 10/10/1911

POINT OF DIVERSION: T14N R18E S04 LOT 07 (SENNW) Within Custer County
SESNNW
SWSNNW
SWSNNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.00 CFS

PLACE OF USE:	Irrigation	Within Custer County
T14N R18E S04	NWNE 0.3 NENW 0.1 SENEW 20.6	SWNE 6.0 SWNW 1.2 NESW 0.5
28.7 Acres Total		

USE OF THIS RIGHT WITH RIGHT NO 72-29B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 28.7 ACRES IN A SINGLE
IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

PROPERTY IS ALSO KNOWN AS PART OF HOMESTEAD ENTRY NO. 148.
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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick
Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

MICROFILMED

AUG 26 2002

2002 JAN 14 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 72-16604

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 72-16604 was mailed
on January 14, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

LESLIE VAN KAMPEN
TOM VAN KAMPEN
PO BOX 361
CHALLIS, ID 83226

ROBBIN GLATZ
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
01/14/02

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AUG 26 2002

202 JAN 14 PM 3:35

FILED
TWIN FALLS CO., IDAHO
CLERK

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

**In Re SRBA
Case No. 39576**

**FINAL ORDER DISALLOWING WATER
RIGHT CLAIM 72-10044A**

On November 23, 2001, the Idaho Department of Water Resources filed an *Amended Director's Report* recommending that the above water right claim be split and decreed as 72-16603, and 72-16604. No objection was filed to this *Amended Director's Report* and the time for filing objections has expired.

THEREFORE IT IS ORDERED AND ADJUDGED that water right claim 72-10044A is hereby **disallowed with prejudice** and shall not be confirmed in any partial decree or in any final decree entered in the SRBA, Case No. 39576, in whatever form that final decree may take or be styled.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

DATED 1/14/02

Roger Burdick
ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICHOPIA
JAN 16 2002

MEMORANDUM

TO: **FILE** 72-16604

FROM: **VAULT**

RE: **TRANSFER #** 69275

DATE: 5.1.01

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**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 72-29B

MICROFILMED
AUG 26 2002