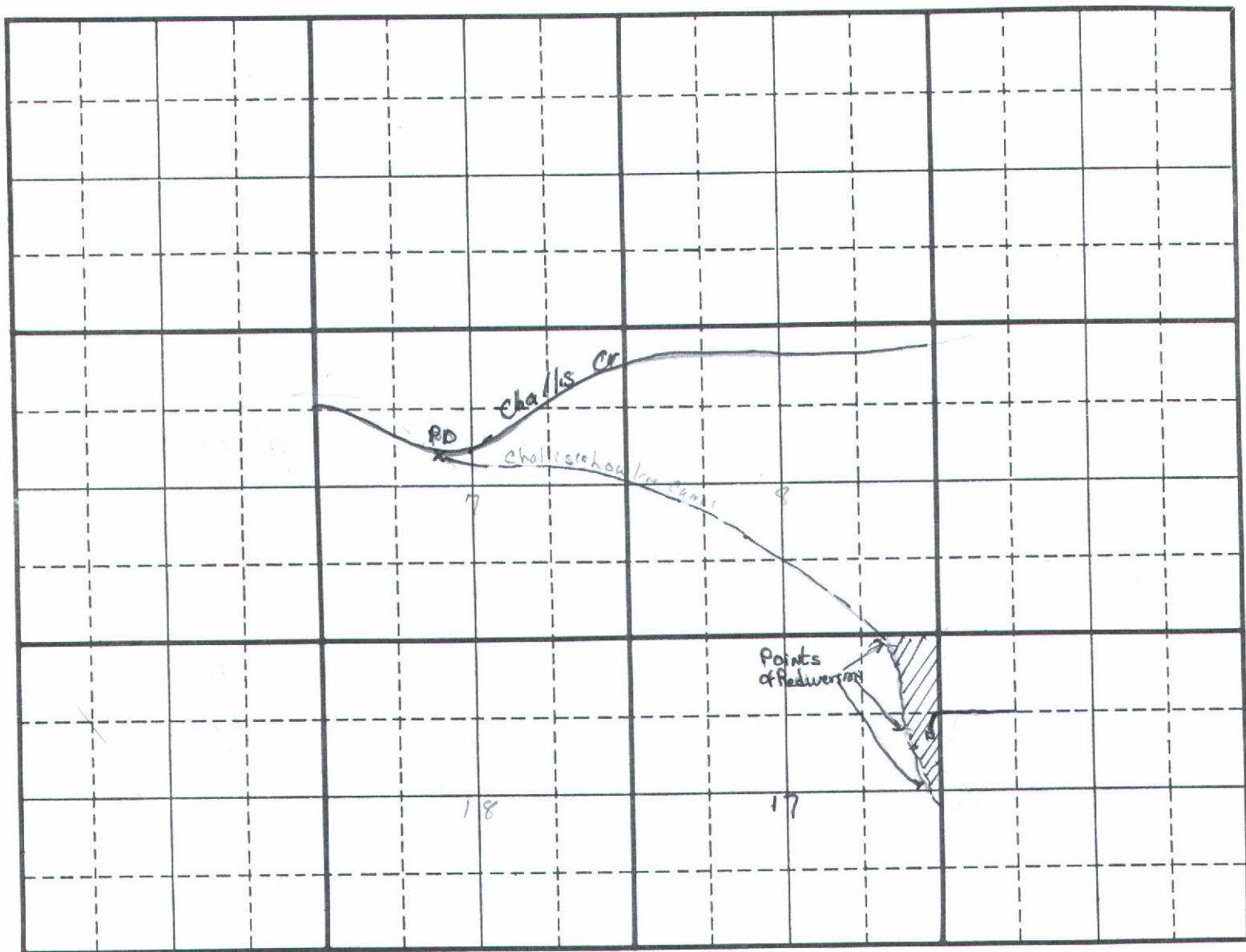


(8) Remarks This Highwater in excess of decreed water



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Custer) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Roberta Helen Green
(Claimant)

Sworn to before me this 9th day of December, 19 81.

Richard S. Blair
Notary Public
Residing at Challis, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by TGB Date 12-9-81 Exception filed by: _____ Date _____
Prelim. check by DO Date 12-16-81
\$30.00 fee received by maria Date 12-10-81 # 20702
Published in Custer Publishing Co
Dates 1/14 + 1/21/82

Forwarded to
claimant by: _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

FEBRUARY 8, 1982

ROBERTA HELEN GREEN

BOX 213

CHALLIS

ID 83226

RE: Claim No. 72-4087

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,



LOREN O. HOLMES

Southern Region Supervisor

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Roberta Helen Green
(Name of Claimant)

Box 213, Challis, ID.
(Mailing Address)

83226
(Zip Code)

Telephone No. 879-2320

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) April 1, 1909

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Challis Creek tributary to Salmon River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>4.0 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>March 1</u>	To <u>Aug 1</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) 4.0 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SE 1/4 NW 1/4, Sec. 7 Twp. 14N Rge. 19E B.M., County of Custer

Additional points of diversion: Rediverted from NENE 2pt SENE Sec 17, Twp 14N Rge 19E

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Cement check in creek with earth ditches to place of use

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14N	19E	17	15			7													22

No. of acres 22

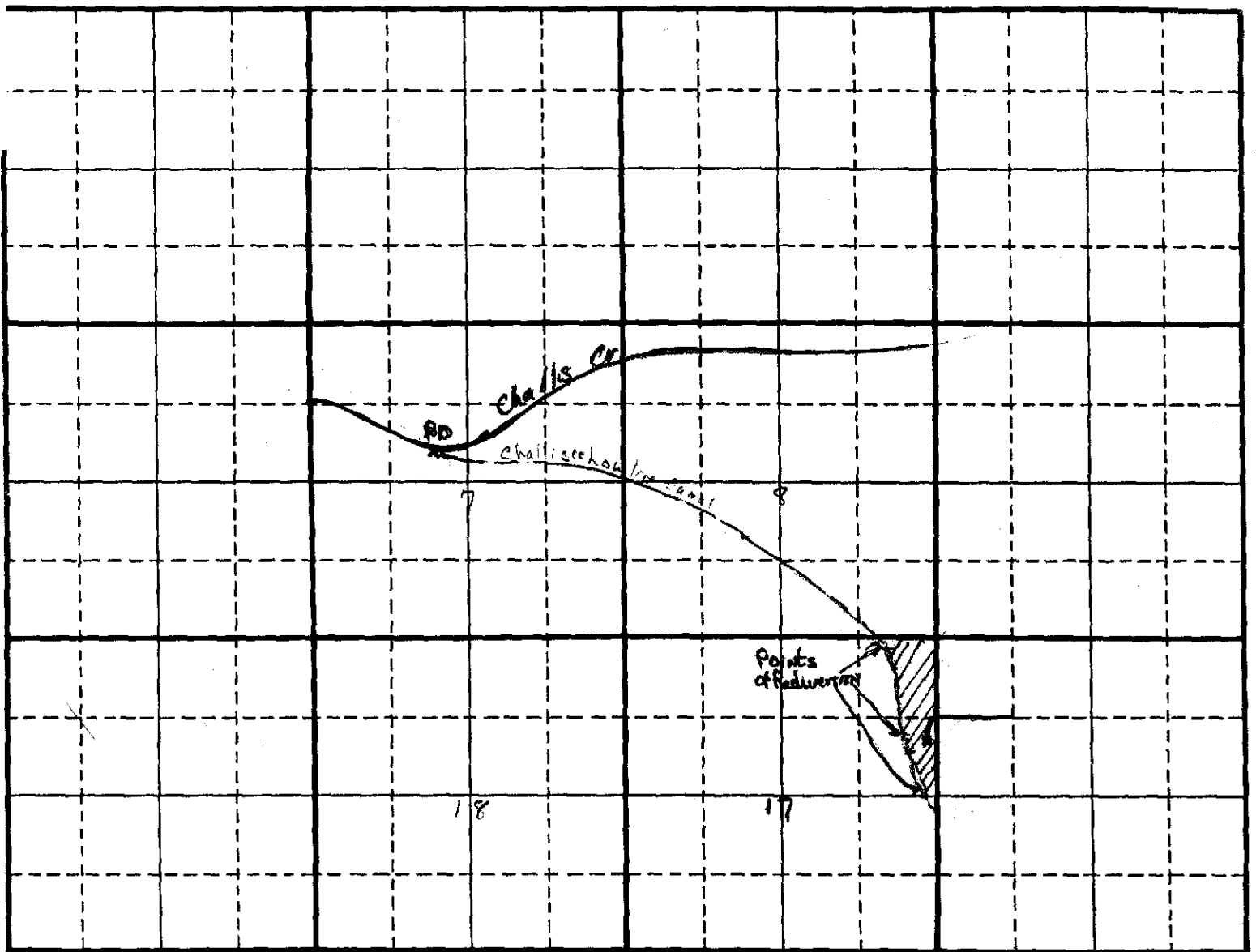
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

(8) Remarks This High water in excess of decreed water



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Custer) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Rheta Helen Green
(Claimant)

Sworn to before me this 9th day of December, 1981.

Richard S. Blain
Notary Public
Residing at Challis, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by TGB Date 12-9-81 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by [initials] Date 12-16-81
\$30.00 fee received by maria Date 12-10-81 # 20702
Published in Custer Publishing Co
Dates 1/4 & 12/1/82

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss.

I, MARGARET PARKS

Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated January 14, 1982, and ending with the issue dated January 21, 1982

Margaret Parks
Subscribed and sworn to before this 21st day of January, 1982.

Ethel M. Beck
Notary Public, residing at Challis, Idaho. My commission expires on January 21, 1986.

72-4087

GREEN, ROBERTA
HELEN
BOX 213 CHALLIS, ID
83226

Source: CHALLISCREEK
tributary to SALMON
RIVER

Priority Date: 04/01/1909

Amount: 4.00 CFS

Diversion Point: SENW

Sec 07 T 14N R 19E NENE

SENE Sec 17 T 14N R 19E

(REDIVERSION), CUSTER
Co.

Use: IRRIGATION (4.00
CFS) from 03/01 to 08/01

Place of Use: NENE
SENE Sec 17 T 14N R 19E
FOR 22 ACRES

Diversion Means: CEM-
ENT CHECK, EARTH
DITCHES

MICROFILMED

ok
margaret

SEARCHED
SERIALIZED
INDEXED
FILED
JAN 21 1982
FBI - CHALLIS



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

RECEIVED

MAY 26 1999

Department of Water Resources

SOUTHERN REGION

March 3, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERTA GREEN
PO BOX 213
CHALLIS ID 83226

RE: 72-04087

Dear Roberta,

You had questioned whether there was a "High Water Right" for your property in Township 14N, Range 19E, Section 17 (the Home Place).

I found no claim in the adjudication filings but I did find this statutory claim (72-04087) in our water right files. It appears to be the usage you were referring to. In order for this type of water right or claim to be included in the adjudication, it was required to be "reclaimed" in the adjudication. Evidently this one was somehow overlooked.

It is not too late to file a claim, but because a Director's Report has already been filed for your area, the process becomes a little more complicated and involves the SRBA court. A Standard Form 4 (SF4), MOTION TO FILE A LATE CLAIM, must be filed with the court along with a completed claim form and check for \$50.00 (filing fee) made out to IDWR (Idaho Department of Water Resources). Note the mailing requirements for copies on page 6 of the SF4.

I have included the necessary forms. Assuming you agree with the other recommendations for this property (72-00020E and 72-02147A), you may wish to use some of the information from those recommendations in completing your claim form, such as location of the Point of Diversion and acres in the Place of Use. Please remember to sign the claim and have your signature notarized.

If I can be of further assistance, please feel free to give me a call at the office.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

Water Right Number - 72-04087

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

GREEN

ROBERTA HELEN

1 - BOX 213

2 -

3 -

City- CHALLIS

State- ID Zip- 83226

Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
04/01/1909 17 SOUTHERN S - STATUTORY CLAIM+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
CHALLIS CREEK SALMON RIVER

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
14N	19E	7	SE NW			(37) CUSTER				
		17	NE NE		R	(37) CUSTER				
			SE NE		R	(37) CUSTER				

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/01	08/01		4.000	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
4.000 0.0

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
14N	19E	17	NE NE		15.0	01	IRRIGATION	(37) CUSTER
14N	19E	17	SE NE		7.0	01	IRRIGATION	(37) CUSTER

Total Acres: 22.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

Prefix Translation: WATER RIGHT

+ - Decree Date - +

+ - - - - - Comments: - - - - - +

+-----Water Rights Dates and Flags Area-----+

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 01/28/1986	OLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Presumption Flag	-	Name Connector	-	POU Ownership Flag	-
SRBA Decreed Flag	-				

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

Z2-408Z

GREEN, ROBERTA HELEN

BOX 213, CHALLIS, ID 83226

Source: CHALLIS CREEK tributary to SALMON RIVER

Priority Date: 04/01/1909

Amount: 4.00 CFS

Diversion Point: SENW Sec 07 T 14N R 19E NENE SENE
Sec 17 T 14N R 19E (REDIVERSION), CUSTER Co.

Use: IRRIGATION (4.00 CFS) from 03/01 to 08/01

Place of Use: NENE SENE Sec 17 T 14N R 19E FOR 22 ACRES

Diversion Means: CEMENT CHECK, EARTH DITCHES

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

A. KENNETH DUNN

Director

Published 1/14 & 1/21/82.

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

JANUARY 6, 1982

Custer Publishing Company
P. O. Box 405
Challis, Idaho 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 1, 1982.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: J E Stanton

Right Number 72-4087 Applicant GREEN, Roberta Helen

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed. None

By ADM Date 2/3/82

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 2/5/82

RECORDED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
SE NW	07	14 N	19 E	--	--	004.9

IDAHO STREAM CODE INDEX

2720.0920.3870.-----

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----

IDAHO STREAM CODE INDEX

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