

Pg 7 of 8

T#5534

Sec. 5

Sec. 4

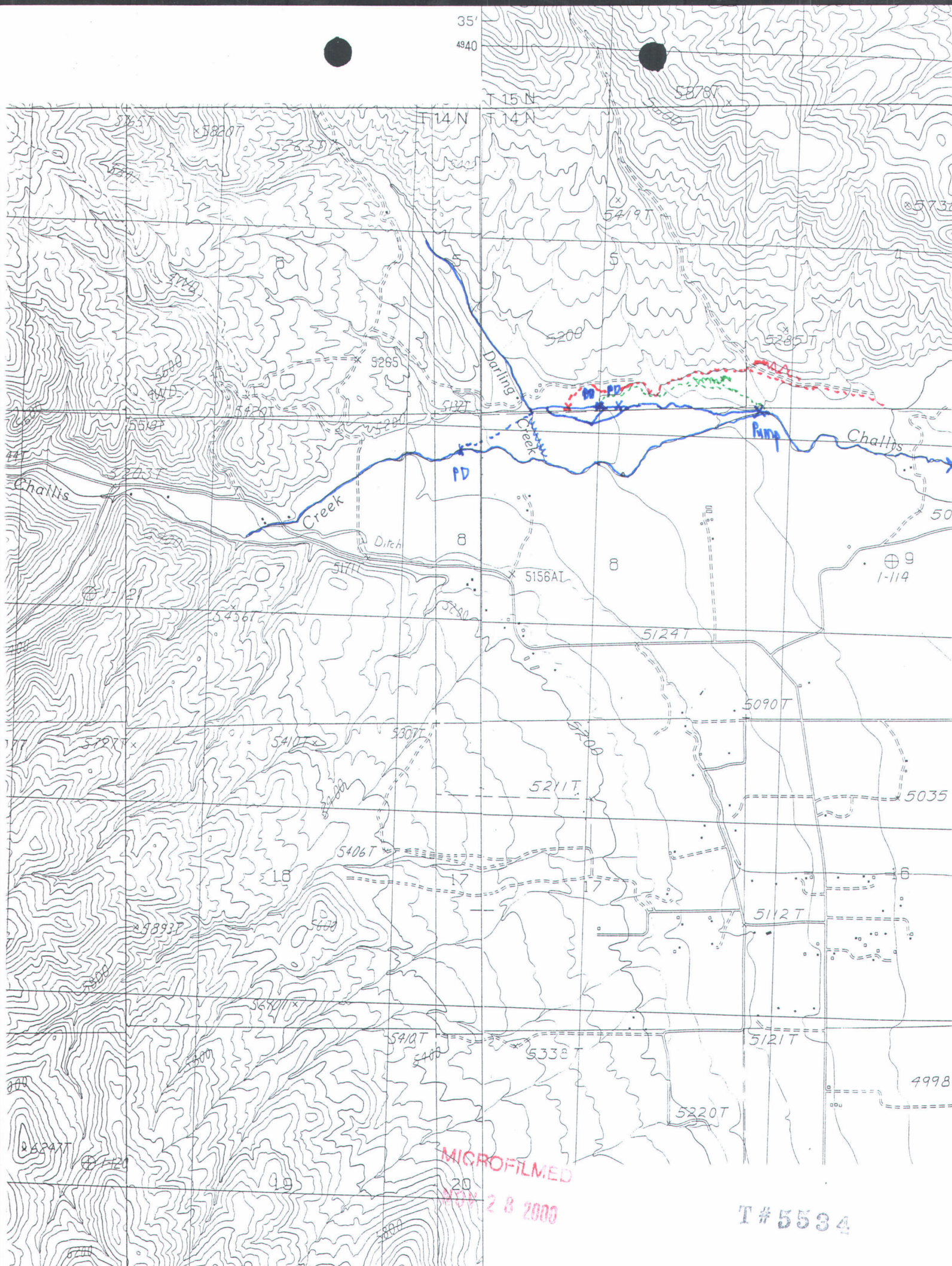
Sec. 8

Sec. 9

MICROFILM

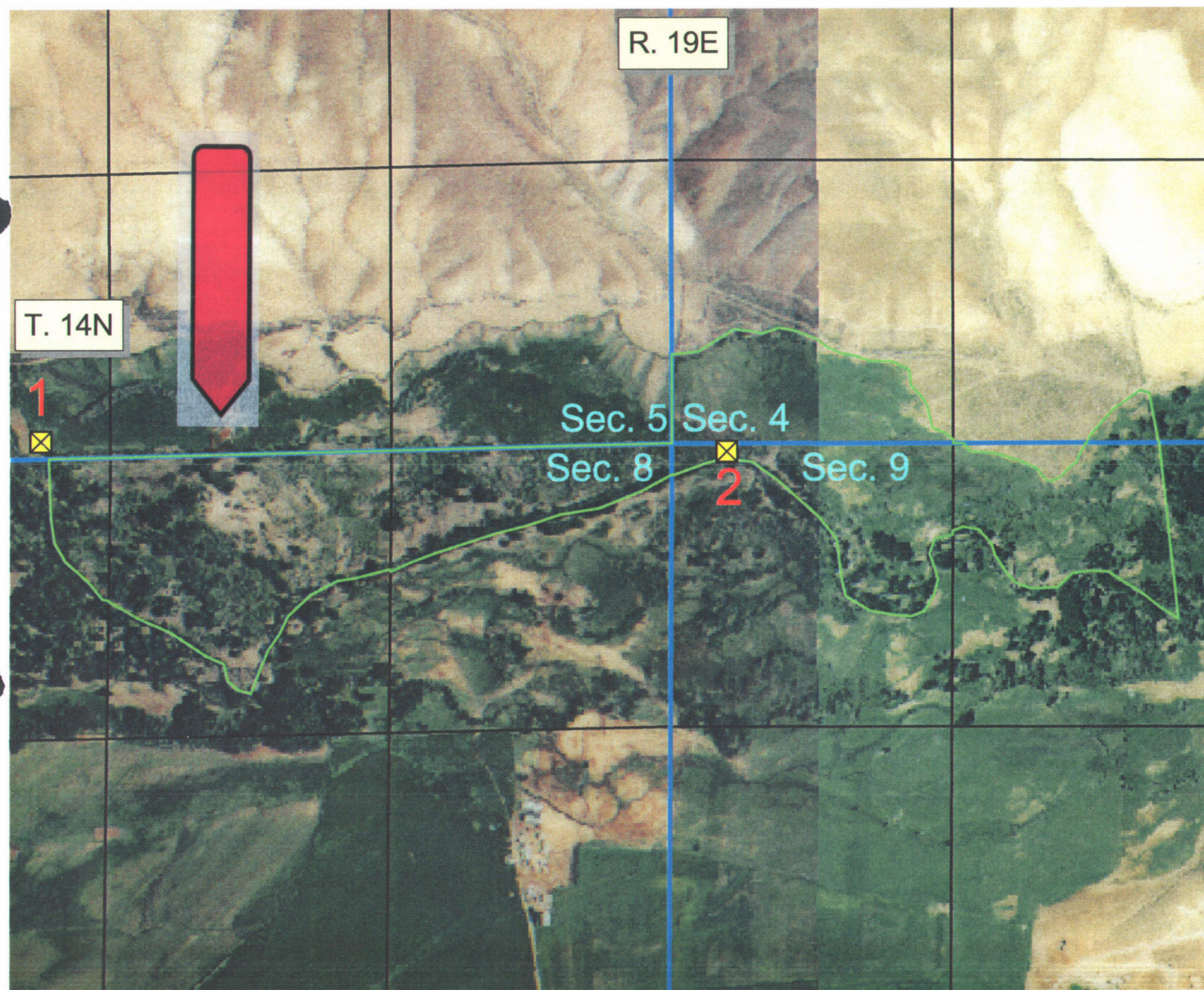








# STEPHEN BAUGHMAN APP. FOR TRANSFER



✕ 1; Existing Headgate

✕ 2; New Pump

□ Present P/U

Prepared By J E Stanton  
8-3-1999

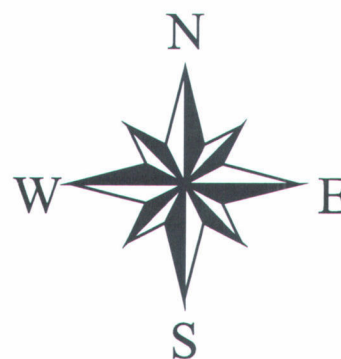
MICROFILMED  
NOV 28 2000



T # 5534



# View1



MICROFILMED  
NOV 28 2000

T#5534



# AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Ruth E. Burchill, representing the  
Challis Messenger, a weekly newspaper, pub-  
lished at Challis, Idaho, do solemnly swear that  
the notice hereto attached and made a part here-  
of, was published in the regular and entire issue  
of the Challis Messenger for 2  
consecutive weeks, commencing with the issue  
dated May 11 1900 and ending with  
the issue dated May 18 1900.

Ruth E Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 18th day of May in the  
year of 2000 before me, a Notary Public,  
personally appeared Ruth E. Burchill  
known or identified to me to be the person  
whose name subscribed to the within instru-  
ment, and being by me first duly sworn, declared  
that the statements therein are true, and ac-  
knowledgeed to me that he executed the same.

Robert J. Dangis  
Notary Public for Idaho  
Residing at Challis  
My commission expires: 4/30/04

## NOTICE OF PROPOSED CHANGE WATER RIGHTS

Notice is hereby given that five  
(5) applications have been filed  
with the Department of Water Re-  
sources for changes to water  
rights in Custer County as de-  
scribed below:

**AMENDED Transfer No. 5534**  
by Stephen &/or Lyndella Bauch-  
man, 3730 Pama Lane; Las Vegas  
NV 89120 involves two rights di-  
verting from Darling Creek tribu-  
tary to Challis Creek within  
SESW, S05 for irrigation of a 76  
acre permissible place of use;  
Right No. 72-00189A (0.79 cfs) is  
recorded with priority date of 05/  
01/1879 & Right No. 72-10246A  
(1.03 cfs) is recorded with priority  
date of 04/15/1912. The purpose  
of this transfer is to correctly  
record diversion points within  
SWSE, S05 and NWNW, S09; all  
T14N, R19E.

**Transfer No. 5710** by Lynn T.  
Stevenson, PO Box 367; CHALLIS  
ID 83326 involves Right No. 72-  
10471B (0.06 cfs) recorded with  
priority date of 07/22/1910 from  
Challis Creek tributary to Salmon  
River within Lot 10 (NWNW), S07  
and rediverted within NWSW, S08  
for irrigation of 2.0 acres within  
NWSW, S08. The applicant re-  
quests to re-locate point of rediver-  
sion to site within NENWSW, (190'  
down the canal from original re-  
diversion point) S08; all T14N,  
R19E.

The USDI-Bureau of Land Man-  
agement, Route 2, Box 610; SAL-  
MON ID 83467 has filed two (2)  
Applications for Transfer as fol-  
lows:

**Transfer No. 5721** involves  
Right No. 72-07240 (0.02 cfs) re-  
corded with priority date of 10/  
03/1982 from Spring tributary to  
Gooseberry Creek within SENE,  
S04 for stockwater (0.02 cfs) and  
wildlife (0.02 cfs) uses within  
SWNE S09; all T11N, R21E. The  
applicant requests to divert a com-  
bined total of 0.02 cfs directly from  
Gooseberry Creek tributary to  
Warm Spring Creek via headbox  
within NWSWNW, S03, T11N, R21  
for the same year round uses  
within SWNE, S05, T11N, R21E  
and NESE, S32, T12N, R21E.

**Transfer No. 5723** involves  
Right No. 72-07245 (0.10 afa) re-  
corded with priority date of 10/  
03/1982 from Unnamed Stream  
tributary to Bradshaw Gulch with-  
in SWNE, S17 for uses as listed  
below within NESW, S16; all  
T11N, R19E.

USE	AMT (afa)
Stockwater Storage	0.10
Stockwater from Storage	0.10
Wildlife Storage	0.10
Wildlife from Storage	0.10

The applicant requests to cor-  
rectly record the year round diver-  
sion & use within SWSWNE of a  
combined total of 0.10 afa for the  
same uses listed above; all S17,  
T11N, R19E.

**Transfer No. 5694** by R. Rich-  
ard &/or Ruth E. Burchill, PO Box  
291, Challis ID 83226 involves two  
rights: Right No. 72-07431 (0.03  
cfs) recorded with priority date of  
11/30/1989 from Springs tribu-  
tary to Pats Creek within SESW,  
S33, T15N, R18E and used for  
stockwater (0.02 cfs), domestic  
(0.03 cfs) and irrigation (0.03 cfs)  
of 3 acres within Lot 3 (NENW),  
S04, T14N, R18E. Right No. 72-  
10044 (1.70 cfs) recorded with pri-  
ority date of 10/10/1911 from  
Pats Creek tributary to Challis  
Creek, Bear Creek tributary to  
Challis Creek, Challis Creek tribu-  
tary to Salmon River with 4 diver-  
sion points within Lot 7, (NENW)  
and SWNW, S04, T14N, R18E for  
irrigation of 43 acres within S04,  
T14N, R18E. The applicants pro-  
pose to divert a combined total of  
0.23 cfs from a Spring tributary to  
Pats Creek within SESESW and  
Pats Creek tributary to Bear Creek  
within SWSESW both S33, T15N,  
R18E. Diversions also include  
White Valley Creek tributary to  
Bear Creek within NWNENE, S05,  
T14N, R18E. Combined irrigation  
uses (0.23 cfs) cover 13.5 acres  
within NW, S04, T14N, R18E with  
domestic use (0.03 cfs) and stock-  
water use (0.02 cfs) at the same lo-  
cation.

Any protest against the pro-  
posed changes must be filed with

the Department of Water Resourc-  
es, Southern Region, 1341 Fill-  
more St., Suite #200; Twin Falls  
ID 83301 together with a protest  
fee of \$25 on or before May 30,  
2000 to be considered by the De-  
partment in its decision to grant or  
deny any part of the proposed  
change. (Each transfer requires a  
separate protest.) The protestant  
must also send a copy of the  
protest to the applicant.

Karl J. Dreher, Director  
Pub: May 11 & 18, 2000.

Department of Water Resources

MAY 19 2000

RECEIVED

OK  
MB  
5/30/00





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NOV 28 2000

T#5534



# STEPHEN BAUGHMAN APP. FOR TRANSFER



☒ 1; Existing Headgate

☒ 2; New Pump

□ Present P/U

Prepared By J E Stanton  
8-3-1999

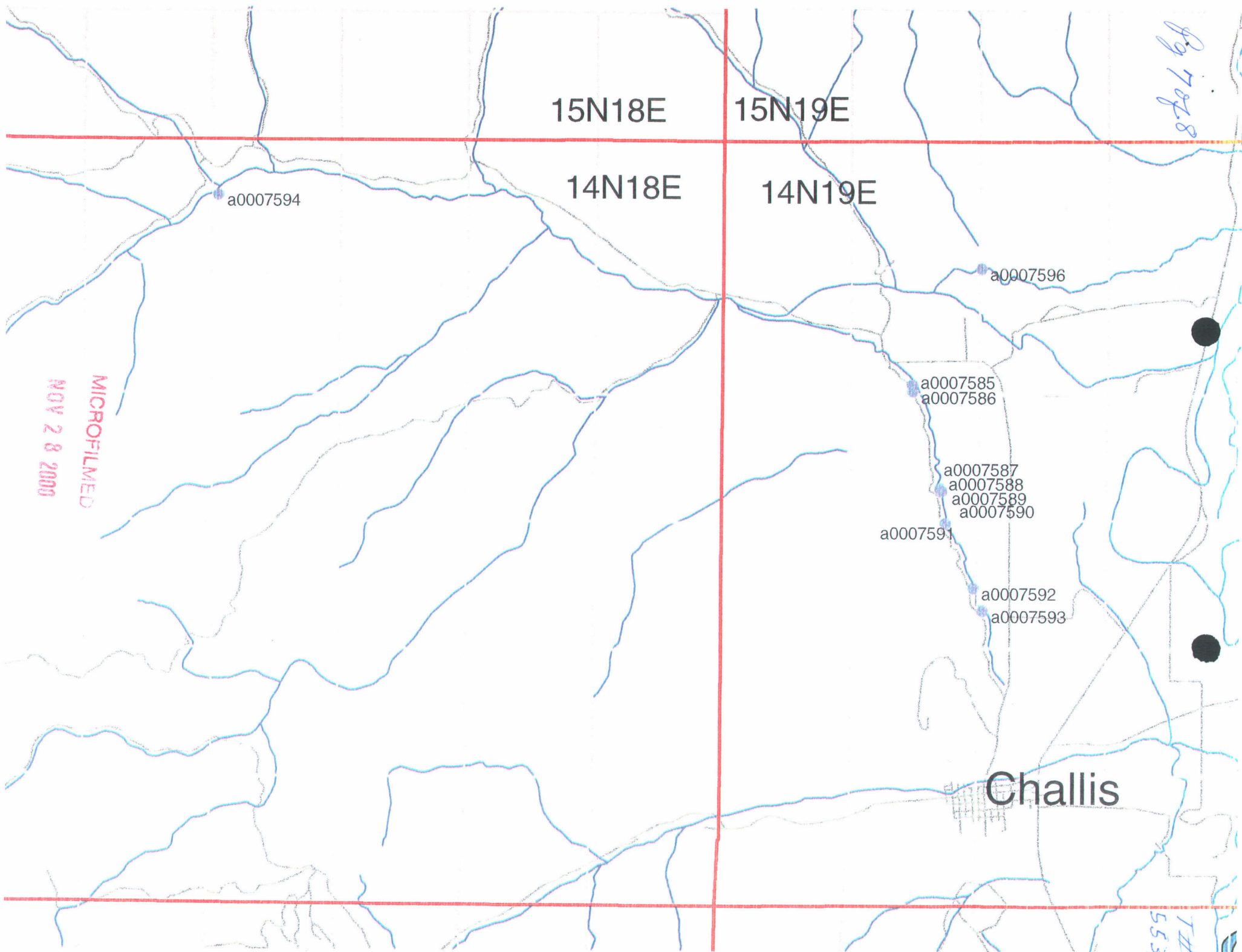


Pg 6 of 8

T# 5534

NOV 28 2000





15N18E

15N19E

14N18E

14N19E

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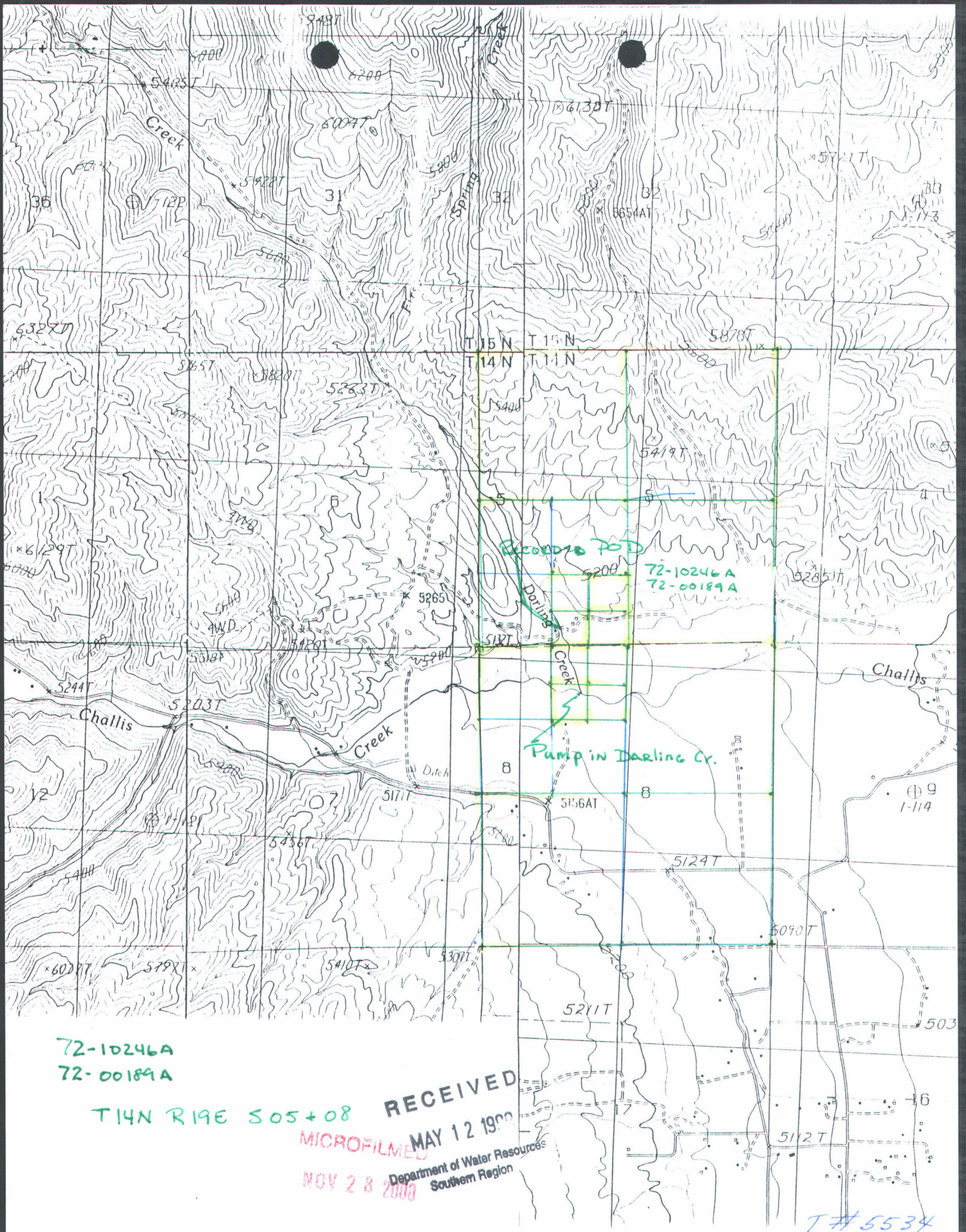
Challis

pg 7 of 8

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NOV 28 2008

TH  
5534





72-10246A  
72-00189A

T14N R19E S05+08

RECEIVED  
MICROFILMED MAY 12 1977

Department of Water Resources  
Southern Region  
NOV 28 2009

T#5534





Bushman Pump  
A0007596

New pump



View from  
East



View from  
west

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NOV 28 2000

T#5534



WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
72-00189	BAXTER, RALPH	C	05/01/1879	D/	DARLING CREEK	IRR	WR
X72-00189A	BAUCHMAN, STEPHEN	C	05/01/1879	D/	DARLING CREEK	IRR	WR
	BAUCHMAN, LYNDELLA	C					
-----							
72-00189A	BAUCHMAN, STEPHEN G	C	05/01/1879	D/	DARLING CREEK	IRR	AJ
	BAUCHMAN, LYNDELLA A	C					
72-00189B	BAUCHMAN, STEPHEN G	C	05/01/1879	D/	CHALLIS CREEK	IRR	AJ
	BAUCHMAN, LYNDELLA A	C					
A72-00189	BAUCHMAN, STEPHEN G	C	05/01/1879	D/	DARLING CREEK	IRR	AJ
	BAUCHMAN, LYNDELLA A	C					
R72-00189	BAUCHMAN, STEPHEN G	C	05/01/1879	/I	DARLING CREEK	IRR	AJ
	BAUCHMAN, LYNDELLA A	C			CHALLIS CREEK		

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NOV 7 8 2001



SECRET



TRANSFER NO. 5534  
WATER RIGHT NO(S). 72-00189A/72-10246A

CONDITIONS OF APPROVAL AND REMARKS

3. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 72C.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
6. All water rights within Basin 72 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
7. Approval of Transfer 5534 does not confirm Claimed Right 72-10246A.
8. Right 72-00189A and 72-10246A are diverted through the points of diversion described above.
9. Rights 72-00189A and 72-10246A when combined shall not exceed the irrigation of 76 acres.
- \* 10. When applied exclusively through a pressurized sprinkler system, Rights 72-00189A, 72-10246A, and any other rights appurtenant to the place of use described above, shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands described above.

Dated this 30<sup>th</sup> day of June, 2000.

  
Chief, Water Allocation Bureau







## PART 1

## 6. General Information:

a. Description of diversion system Existing gravity diversion will be maintained as a backup to the pumping plant that has been installed at the mouth of Darling Creek.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or N/A contracts? \_\_\_\_\_ Yes \_\_\_\_\_ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

## d. Remarks:

We have used both a high ditch (recommended in the SRBA) & a low ditch (not recommended) to irrigate this property. The high ditch will be replaced with a pump. The low ditch will continue to be used if needed.

## ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_

And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

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NOV - 1980



## PART 2

## A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 72-00189A

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	0.79 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
DARLING CREEK	CHALLIS CREEK

Priority: 05/01/1879

LOCATION OF POINT(S) OF DIVERSION: SESESW , Sec. 5, Township 14N, Range 19E  
CUSTER County

PLACE OF USE:

## IRRIGATION

				NE				NW				SW				SE																		
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
14N	19E	4	:																			12	01											13.0
14N	19E	8	:	11		23						03																						37.0
14N	19E	9	:									14	12																					26.0
																TOTAL ACRES												76.0						

CONDITIONS/REMARKS:

- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 72:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

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NOV 28 1983



Page 4 of 8

TRANS NO. T # 5534

Claim No. 72-00189A

CONDITIONS/REMARKS:

3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 76 ACRES IN A SINGLE IRRIGATION SEASON.
4. COMBINED RIGHT NOS.: 72-00189A AND 72-10246A.

Describe any other water rights used for the same purpose as described above:

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---

To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? \_\_\_\_\_ If yes, describe:

---

---

Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice      ☐ Warranty Deed      ☐ Other \_\_\_\_\_

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NOV 20 1989



## PART 2

TRANS NO. T#5534

## A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 72-10246A

STAGE: BENEFICIAL USE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	1.03 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
DARLING CREEK	CHALLIS CREEK

Priority: 04/15/1912

LOCATION OF POINT(S) OF DIVERSION: SESESW , Sec. 5, Township 14N, Range 19E  
CUSTER County

PLACE OF USE:

## IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
14N	19E	4	:					:					:			12	01	:						:	13.0	
14N	19E	8	:	11	23			:	03				:					:						:	37.0	
14N	19E	9	:					:	14	12			:					:						:	26.0	
																							TOTAL ACRES	76.0		

CONDITIONS/REMARKS:

1. THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 72:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

MICROFILMED

NOV 1 8 1980



Page 6 of 8

TRANS NO. T#5534

Claim No. 72-10246A

CONDITIONS/REMARKS:

2. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 76 ACRES IN A SINGLE IRRIGATION SEASON.
3. COMBINED RIGHT NOS.: 72-00189A AND 72-10246A.

Describe any other water rights used for the same purpose as described above:

---

---

To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? \_\_\_\_\_ If yes, describe:

---

---

Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice      ☐ Warranty Deed      ☐ Other \_\_\_\_\_

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NOV 23 2001



T#5534

Pg 7 of 8

Sec. 9



Sec. 9



## PART 3

T#5534

## B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				_____ to _____
				_____ to _____

2. Quantity and quality of return flows and location of discharge:

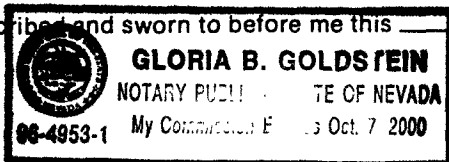
3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.

X Stephen Bauckman  
(Signature of Applicant)

Subscribed and sworn to before me this

1STday of MARCH10-2000

Gloria B. Goldstein  
(Notary Public)

My commission expires

10-7-00

## FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 5 attachmentsReceived by JF StantonDate 3-10-00Protest filed by None

Prelim. check by \_\_\_\_\_

Fee \$50, \$022837Received by QJDate 3-10-00Published in Challin Messenger

Copies of protest forwarded by \_\_\_\_\_

Pub. dates 5/11 & 5/18/00

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on 5/5/00Recommended for ☒ approval ☐ denialrec'd. 5/17/00by AM

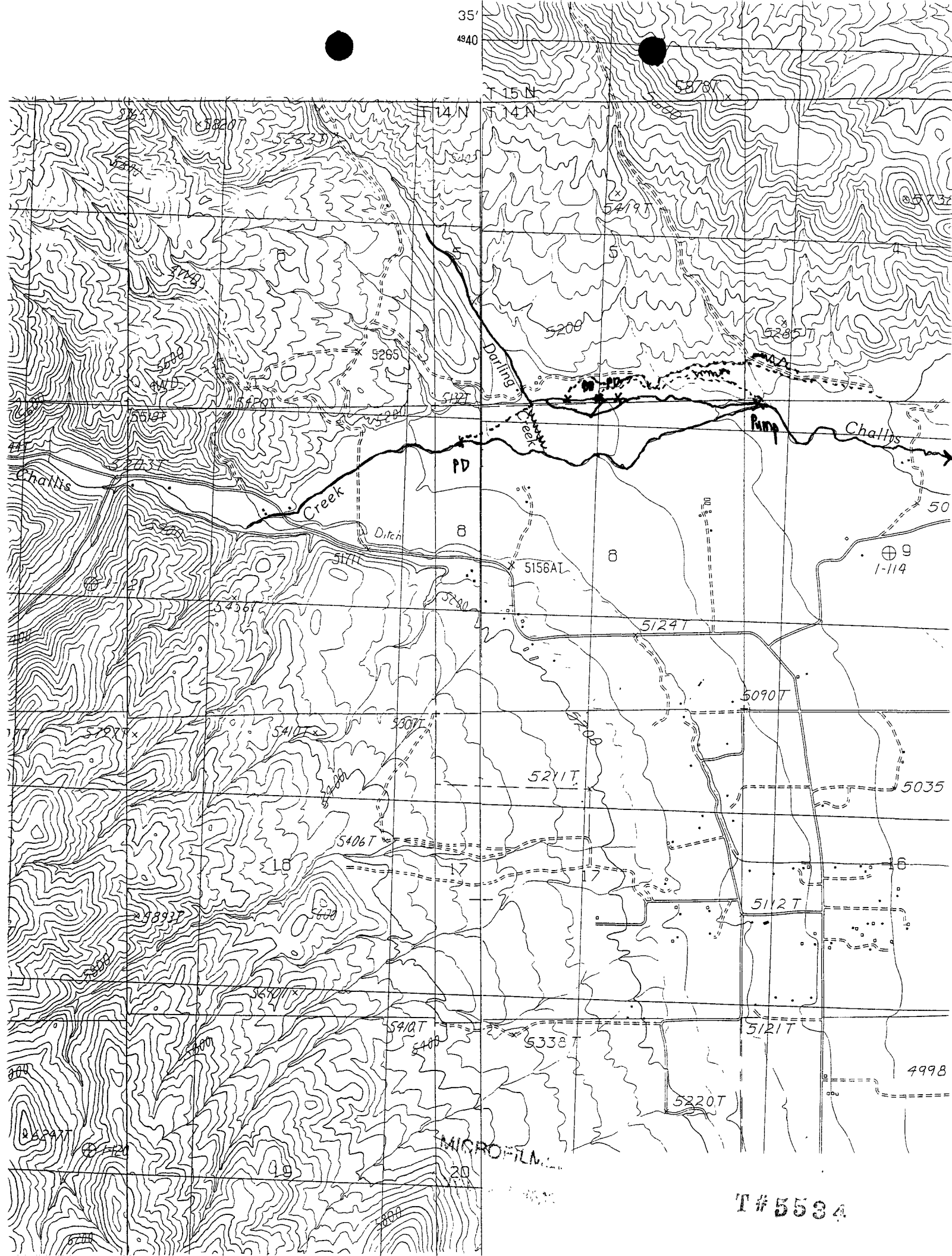
Copy of transfer sent to lien holder \_\_\_\_\_

MICROFILMED

APR 10 2001



35'  
4940



T # 5534



# STEPHEN BAUGHMAN APP. FOR TRANSFER

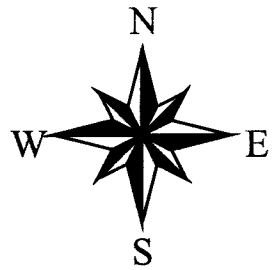


☒ 1; Existing Headgate

☒ 2; New Pump

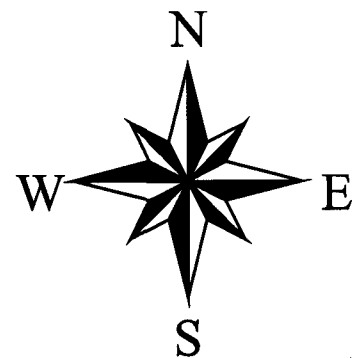
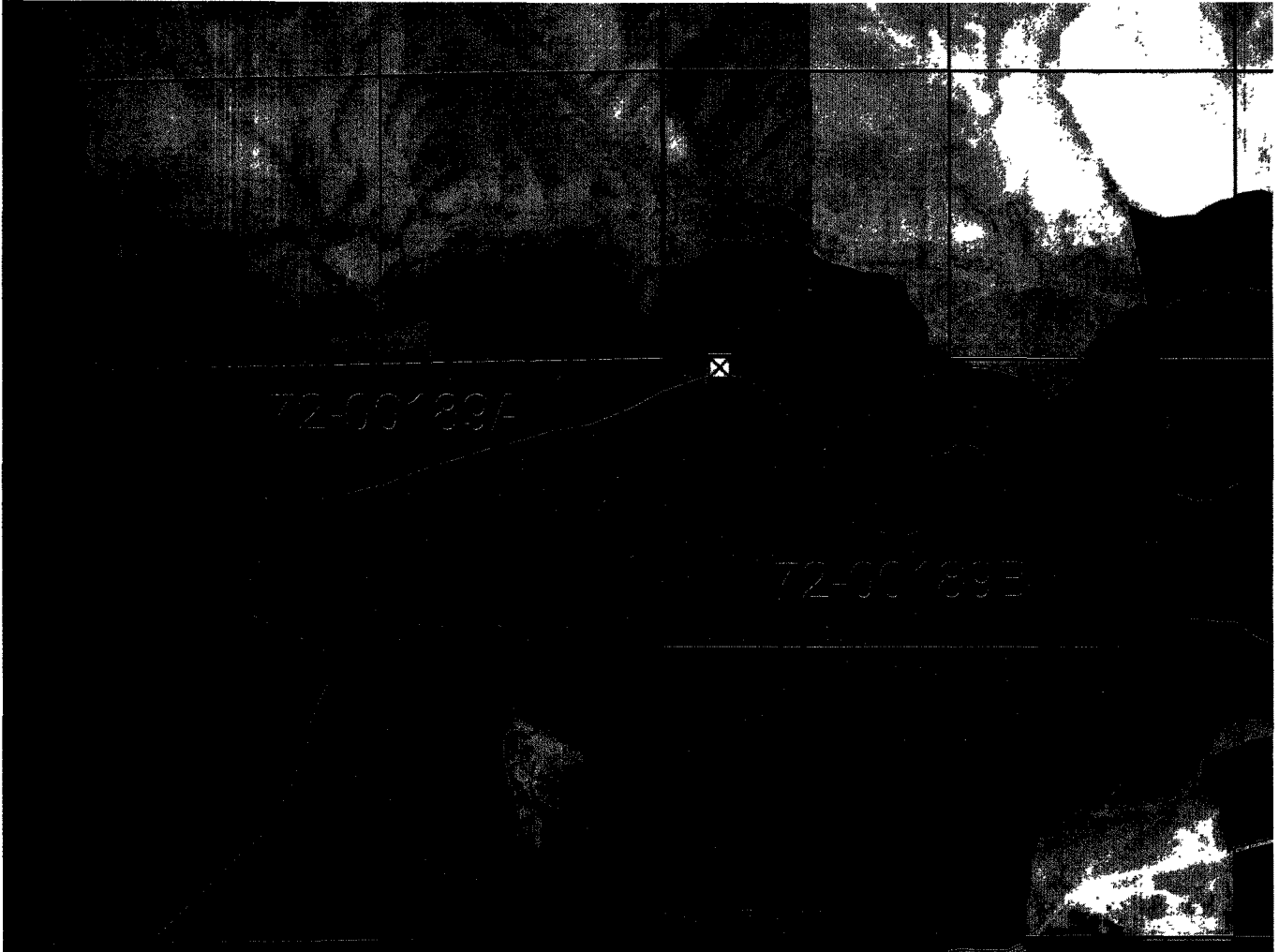
□ Present P/U

Prepared By J E Stanton  
8-3-1999





# View1



MICROFILM  
801 2 0 000

T#5534





Northwest Farm Credit Services, ACA

T - 614

~~Sylvester S. Debb~~~~Farm Credit S. Dakota~~

Sec. 8 T. 14 N. R. 19 EBM

Frac. NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ 

34-532

4-577

135.50'

192250

193449

194412

218766

67.2 acres more or less

Beg. at a pt. on the N boundary line of Sec. 8 which lies East 2450 ft. from the NW cor. of Sec. 8; th. S 500 ft.; th. S 25°00' E 200 ft.; th. S 52°00' E 200 ft.; th. S 70°00' E. 200 ft.; th. S 60°00' E. 135 ft.; th. S 45°00' E 140 ft.; th. S 80°00' E. 460 ft.; th. S 50°00' E. 200 ft.; th. S 19°00' E. 150 ft.; th. S 15°00' W 372 ft.; th. S. 21°00' W. 447 ft.; th. S 51°00' W 780 ft. to a point on the South boundary line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Sec. 8 249 ft. East of SW cor. of SW $\frac{1}{4}$ NE $\frac{1}{4}$  sec. 8; th. W to center of Sec. 8; th. N to NW cor. of SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; th. W to SW cor. of NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; th. N to NW cor. of NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; th. E 2450' to point of beginning.

Stephan G. &amp; Lyndella A. Buckmaster

T - 614

B. Bradbury

~~Bradbury~~Frac. NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$  of  
Sec. 8, T. 14 N. R. 19 EBM

34-532

167298

205506

52.8 acres more or less

Beg. at a point on the N boundary line of Sec. 8 which lies East 2450 ft. from the NW cor. of Sec. 8; th. S 500 ft.; th. S 25°00' E 200 ft.; th. S 52°00' E 200 ft.; th. S 70°00' E. 200 ft.; th. S 60°00' E. 135 ft.; th. S 45°00' E 140 ft.; th. S 80°00' E. 460 ft.; th. S 50°00' E. 200 ft.; th. S 19°00' E. 150 ft.; th. S 15°00' W 372 ft.; th. S. 21°00' W. 447 ft.; th. S 51°00' W. 780 ft. to a point on the South boundary line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Sec. 8, 249 ft. East of SW cor. of SW $\frac{1}{4}$ NE $\frac{1}{4}$  sec. 8; th. East to SE cor. of SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; th. North to NE cor. of NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; th. due West to point of beginning.

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NOV 18 1999

T#5534

11/18/99

PMO100 - PARCEL MASTER INQUIRY

14:49:15

PARCEL: RP 14N19E080001 A F1=SL

F9=MS F10=SW

F12=RC

F17=DD F19=SP

F23=AG

## NAME/ADDRESS

BAUCHMAN, STEPHEN G  
& BAUCHMAN, LYNDELLA A

## LEGAL DESCRIPTION

TRACT 616  
E2NE4, NE4SE4  
SEC 8 T14N R19EC/O BONNEVILLE CONSTRUCTION IN  
4075 WEST DESERT INN ROAD  
LAS VEGAS NV 89102-7843CODE AREA 1100 OWNER CODE \_\_\_\_\_  
PARC TYPE AG LOC CODE 341  
EFFDATE 12281983 EXPDATE \_\_\_\_\_  
PREV PARCEL \_\_\_\_\_

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
1	1997	72000	AC	37278				
2	1997	98800	AC	42326				
10	1997	1000	AC	11000				
19	1997	1000	AC					
TOTALS		172800		215746				

ENTER NEXT PARCEL NUMBER RP \_\_\_\_\_ A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG  
F8=CT F13=TM F18=HS F20=SrcH F22=EUMICROFILM  
NOV 18 2001

T#5534



11/18/99

PMO100 - PARCEL MASTER INQUIRY

14:48:07

PARCEL: RP 14N19E082402 A F1-SL

F12-RC

F17-DD

F23-AG

## NAME/ADDRESS

## LEGAL DESCRIPTION

NORTHWEST FARM CREDIT  
SERVICES, ACA  
% HUGHES, DELBERT M

TRACT 614  
S2NW4,NW4NW4  
SEC 8 T14N R19E

HC 61 BOX 3054

CODE AREA 1100 OWNER CODE

PARC TYPE AG

LOC CODE 341

CHALLIS ID 83226

EFFDATE 1151997

EXPDATE

PREV PARCEL RP14N19E082402A

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
-----	----	----------	----	-------	---------	---------	---------	-------

MICROFILM

FEB 2 1999

T#5534

west quarter and the south half of the northeast quarter of section sixteen, and the southwest quarter of the northwest quarter of section fifteen, township 14 north, range 19 East Boise Meridian, her right thereto to date from May 1st, 1879.

72 0003 3. That the plaintiff, Ralph Baxter, be and he is hereby awarded the right to the use of 25 inches of the flow of the waters of Challis Creek and 61 inches of the flow of the waters of Darling Creek, a tributary of Challis Creek, for the irrigation of his land, described as the south half of the southwest quarter of section four, and the north half of the northwest quarter of section nine, township 14 north, range 19 east Boise Meridian, his right thereto to date from May 1st, 1879.

72 0004 4. That the plaintiff, Thomas Chivers, be and he is hereby awarded the right to the use of <sup>176</sup>25 inches of the flow of the waters of Challis Creek, for the irrigation of his land, described as the north half of the southwest quarter, the west half of the southeast quarter of section sixteen, township 14 north, range 19 east Boise Meridian, and the southeast quarter of the southwest quarter of section sixteen, township 14 north, range 19 east Boise Meridian, his right thereto to date from May 1st, 1879.

72 0005 5. That the plaintiff, Thomas Chivers, be and he is hereby awarded the right to the use of 80 inches of the waters of those certain springs, which rise on the west half of the southeast quarter of section fifteen, in township 14 north, range 19 east Boise Meridian, for the irrigation of his land, described as the southwest quarter of the northwest quarter of section fourteen and the southeast quarter of the northeast quarter and the east half of the southeast quarter of section fifteen, township 14 north, range 19 east Boise Meridian, his right thereto to date from May 1st, 1879.

72 0006 6. That the plaintiff, Peter McKinney, be and he is hereby awarded the right to the use of 350 inches of the flow of the waters of Challis Creek for the irrigation of his land, described as the west half of the south half of the southeast quarter of section sixteen, township 14 north, range 19 east Boise Meridian, his right thereto to date from May 1st, 1879.

RECEIVED JUL 24 1895

Tms # 728



Eric Matson PO Box 10  
Challis

send amended app to him  
owner will be coming up  
later

P. 01

## TRANSACTION REPORT

AUG-22-00 TUE 03:22 PM

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#
AUG-22	03:19 PM	912088795238---	80935	3' 49"	4 SEND	OK	

AUG-22 03:19 PM 912088795238---80935 3' 49" 4 SEND

OK

MICROFILMED





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

FAX TRANSMITTAL COVER SHEET

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

DATE: 8.22.00

TO: Jack Chavis  
208-879-5238

FROM: Jeff Peppersack  
IDWR

DOCUMENT

DESCRIPTION: Re: Your letter of August 16, 2000 -  
Transfer 5534 - Transfer approval DID  
include diversion # A0002596. It is shown  
on approval document as NWNW Sec 9 T14N  
R19E

COMMENTS: Included with this page are  
copies of the transfer approval AND  
page 1 of the application for transfer  
showing the diversions.

COVER SHEET + 3 PAGES

PLEASE CONTACT Eric Ryan IF YOU DON'T RECEIVE THIS  
ENTIRE DOCUMENT 327-7941

MICROFILMED

Transfer approval did include  
Diversion # A0007596 shown  
on approval document as

NW NW NW Sec 9 T14N R19E

208-879-5238



**WATER DISTRICT 72-C  
CHALLIS CREEK  
P. O. BOX 910  
CHALLIS, IDAHO 83226-0910**

**RECEIVED**  
**AUG 21 2000**  
Department of Water Resources

August 16, 2000

Mr. Jeff Peppersack, Manager  
Water Right Permits Section  
Idaho Department of Water Resources  
P. O. Box 83720  
Boise, ID 83720-0098

Reference: TRANSFER OF WATER RIGHTS 72-00189A/72-10246A  
(Transfer No. 5534)

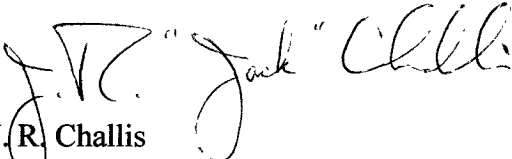
Dear Jeff:

In your letter of July 3, 2000, you provided a copy of the subject TRANSFER OF WATER RIGHT filed by Stephen & Lyndella Bauchman. I "assumed" having received this approval that Diversion No. A0007596, the new Darling Creek pump diversion installed by the Bauchmans, one (1) of the two (2) diversions included in their filing, would, by it's inclusion, also be approved.

In a conversation with Bob Foster last week regarding this diversion Bob advised he had not seen the subject transfer nor did his computer show this as an approved diversion. A clarification as to whether or not this diversion has been approved would be appreciated. If it has not, why not, and when might we expect it will be approved?

Your timely reply would be appreciated.

Sincerely,  
Water District 72-C  
Challis Creek

  
J. R. Challis  
Watermaster

cc: Stephen & Lyndella Bauchman  
Robert E. Foster, IDWR - Salmon

**MICROFILMED**

700 2 1 17

700 - 879 - 4617



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

July 3, 2000

STEPHEN BAUCHMAN  
LYNDELLA BAUCHMAN  
3730 PAMA LANE  
LAS VEGAS NV 89120

RE: TRANSFER OF WATER RIGHTS 72-00189A/72-10246A (Transfer 5534)

Dear Water Right Holder(s):

Enclosed is the copy of your approved Transfer of Water Rights for the above referenced water rights (Transfer 5534). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

for Jeff Peppersack, Manager  
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

2001 11 20

**CERTIFICATE OF MAILING**

I hereby certify that on the 3<sup>rd</sup> day of July, 2000 I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

**RE: TRANSFER OF WATER RIGHTS 72-00189A/72-10246A**  
**(Transfer 5534)**

**STEPHEN BAUCHMAN**  
**LYNDELLA BAUCHMAN**  
**3730 PAMA LANE**  
**LAS VEGAS NV 89120**

  
**Kari Lynn Townsend**  
**Secretary**

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7/11/2000





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

July 3, 2000

JACK CHALLIS  
WATERMASTER  
PO BOX 910  
CHALLIS ID 83226

RE: TRANSFER OF WATER RIGHTS 72-00189A/72-10246A  
(Transfer 5534)

Dear Jack:

Enclosed is a copy of the recently approved Transfer of Water Right for the above referenced water right (Transfer 5534) in the name of Stephen & Lyndella Bauchman.

If you have any questions, please call me at 208-327-7940.

Sincerely,

  
for Jeff Peppersack, Manager  
Water Right Permits Section

JP:klt

Enclosure

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NOV 1999

**EXPLANATORY INFORMATION  
TO ACCOMPANY A  
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

**PETITION FOR RECONSIDERATION**

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

**EXCEPTIONS AND BRIEFS**

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

**REQUEST FOR HEARING**

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

**ORAL ARGUMENT**

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

**CERTIFICATE OF SERVICE**

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

### **FINAL ORDER**

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

### **APPEAL OF FINAL ORDER TO DISTRICT COURT**

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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NOV 28 2006



## TRANSMITTAL COVER SHEET

TO: Shelley KeenTOTAL PAGES SENT: 3  
(including cover sheet)DOCUMENT DESCRIPTION: Revised Hubble info  
for 72-00189 A & 72-10246 B

## FROM:

IDAHO DEPARTMENT OF WATER RESOURCES  
1341 FILLMORE ST, STE 200  
TWIN FALLS ID 83301-3380PHONE: 736-3033  
FAX: 736-3037CHARGES: One (1) free copy  
per request, cover sheet not  
counted. Two (2) or more  
copies per request will cost  
\$0.25 per page. (\$0.50  
minimum)

Please consider this document as a billing statement.

The charge for your fax copies is: \_\_\_\_\_ Please remit to the above address.

SENDER: Steve CCOMMENTS: We used the shortcut Hubble for  
A Quick ANALYSIS IN Basin 72. Most  
of the time the Claim was the limiting factor.

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8/17/00 1:00 PM

CLAIM NUMBER 72-00189B  
72-10246BDATE 10/17/98  
AGENT JTRANSFER NUMBER \_\_\_\_\_  
CLAIMED ACRE TOTAL 135  
GIS ACRE TOTAL 42

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	14N	19E	4											20	10					30
GIS	14N	19E	4											0	0					0
RECOM	14N	19E	4																	
CLAIM	14N	19E	8	10	30			5												45
GIS	14N	19E	8	0	0			0												0
RECOM	14N	19E	8																	
CLAIM	14N	19E	9					20	40											60
GIS	14N	19E	9					14	28											40
RECOM	14N	19E	9					14	28											40

B72-DBPOU.SHP

Source = Chellis Creek.

72-00189 *dispute split rates*  
Split ratio  $A = \frac{76}{118} * 1.22 = .7$ 

SHAPE NOS.

Prior to Split was a total = 118Ac

 $B = \frac{42}{118} * 1.22 = .4$ 42

tot. 1.22

72-10246 split  $A = \frac{76}{118} * 1.60 = 1.03 \text{ CFS}$  $B = \frac{42}{118} * 1.60 = .57 \text{ CFS}$ 

B72-DBPOD.SHP

KKC  
11-17-98 to total 1.60 CFS

NOS. DESCRIPTION

123 14N, 19E, 08 SWNWNE

per 11-16-98

Paul's Analysis  $42 \text{ ac} * .02 = .84 \text{ CFS}$ claimed rate = 00189A - 1.43 CFS ← RECOM10246 - .57 CFS ←

DBF TABLES UPDATED

Hubble Analysis Reg = 2.94 CFS

B72-DBPOU.DBF ✓

Hubble exceeds the combined rates therefore RECOM the

B72-DBPOD.DBF ✓

claimed Split rates.

KKC 11-17-98

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450-1-1-10

# **REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES**

CLAIM NUMBERS

72-00189A

72-00189B

DATE: 11-7, 1998

72-10246A

72-10246B

REVIEWED BY KKC

## **CHALLIS AREA SOIL REVIEW**

SOIL TYPE	BORDER CFS/AC		FURROW CFS/AC		OPTIMUM ROTATION	
	PAST	ALFA	PAST	ALFA	PASTURE	ALFALFA
ATC	.15	.13			6.49	7.62
BB1	.09	.09			6.09	6.17
BC1	.16	.17			5.82	5.46
BK1	.07	.06			10.62	11.86
BT1	.18	.16			3.99	4.19
BT2	.41	.32			2.34	2.87
CB1	.06	.06			11.55	13.47
CHA	.21	.21			4.52	4.76
CP1	.36	.36			2.61	2.78
DAF	.18	.15			5.33	7.27
DB1	.13	.11			5.66	6.65
DBB	.13	.11			5.71	6.69
DBC	.13	.11			5.71	6.69
DMF	.18	.21			5.12	4.72
DRF	.18	.19			9.08	9.68
DT2	.05	.04			12.46	16.50
DWA	.14	.14			4.79	5.01
GO1	.10	.12			12.47	10.51
KEG	.08	.07			8.73	10.06
MBF	.15	.12			7.65	5.81
MUG	.15	.14			4.54	4.98
NDL	.13	.12			5.30	6.06
PD2	.11	.12			5.15	4.74
Q	.26	.21			13.2	10.4
RE2	.29	.21			3.15	4.74
RP1	.19	.21			4.89	4.57
SH1	.06	.05			9.37	12.10
SOC	.08	.07			7.38	8.08
SSA	.15	.14			4.79	5.01
SXF	.12	.11			6.14	6.80
TC1	.06	.06			9.82	9.55
TD1	.04	.03			12.46	16.50
WB2	.13	.13			5.37	5.43
WAA	.19	.16			3.81	4.23
WBB	.17	.14			3.36	3.84
WC1	.07	.06			11.24	13.45
WPT	.19	.15			3.16	3.69
WV1	.07	.06			11.24	13.45
XHS						
YN1	.18	.14			5.38	6.92

The rate per acre calculations are based upon a 300 foot run at a 2% slope. An 8 hour set time was also used. Individual graded border evaluations, soil characteristics work sheets, and peak irrigation diversion requirement work sheets have been created and archived separately for each soil type.

Where actual rotation is shorter than the optimal rotation, optimal rotation is the criteria to be used for the recommendation analysis and, therefore, the rotation percentage adjustment is not necessary. The rate becomes the acres per soil type times the rate per acre from the above chart.

SOIL TYPE	OPTIMAL ROTATION (chart)	ACTUAL ROTATION (field)	ACRES PER SOIL TYPE (field)	RATE PER ACRE (chart)	TOTAL DIVERSION RATE
WV1	11.24	12	* A - 76	* .07	= 5.32 CFS
WC1	same	soil profile	*	*	= CFS
			*	*	= CFS
			* B - 24	* .07	= 2.94 CFS

TOTAL ACRES \_\_\_\_\_

DECREED RATE = \_\_\_\_\_

CLAIMED DIVERSION RATE = \_\_\_\_\_

MEASURED DIVERSION RATE = \_\_\_\_\_

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SD-0420-2  
MODIFY RECORD

Idaho Department of Water Resources  
Modify Comment

Date: 06/29/00  
Time: 15:57:38

Water Right Number: T72-00189A

Comment Date: 6/29/2000 User ID: SKEEN

Subject: Transfer Review

Transfer review and data entry by S. Keen on 6/29/2000. The transfer approval is based on the recommendations prepared by the Adjudication Bureau for decree in the SRBA. The transfer adds a point of diversion in the NWNWNW of Sec. 9, T14N, R19E, for both rights.

(Enter=Continue/Exit) (Gold2=Update) (Gold3=Delete) (Gold4=Prev) (Gold5=Next)

The SRBA recommendations recognize a diversion rate in excess of 0.02 cfs/acre. Volume would also likely be more than standard. Because the existing POD and distribution system are to be retained, the rate should not be reduced and a volume limit should not be imposed. However, I recommend a condition limiting the rights to 0.02 cfs/acre and 3.5 AFY/acre when distribution is exclusively through a pressurized system.

S. Keen  
6/30/00

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Shelly's Remarks

WARRANTY DEED

THIS INDENTURE, made this 15<sup>th</sup> day of December, 1993, by and between LESTER W. BRADBURY, a single person, and EARL BRADBURY a single person, of Challis, Idaho, the party of the first part, and STEPHEN G. BAUCHMAN AND LYNDELLA A. BAUCHMAN, husband and wife, of 3730 Pama Lane, Las Vegas, Nevada, 89120, the party of the second part.

WITNESSETH:

That the said party of the first part, for and in consideration of the sum of Ten Dollars and other valuable consideration, lawful money of the United States of America, to it in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents, grant, bargain, sell and convey, and confirm unto said party of the second part, and to its heirs and assigns forever, all that certain lot, piece, or parcel of land situate, lying, and being in the County of Custer, State of Idaho, bounded and more particularly described as follows, to-wit:

See Exhibit "A" attached hereto and incorporated herein by this reference.

Together with all water and water rights, ditch and ditch rights, tenements, hereditament and appurtenances belonging or appertaining thereto.

The party of the first part shall retain possession of the house located on the property, rent free, until May 1, 1994. The party of the first part agrees to care for the property and pay for utilities and expenses associated with their possession of the property.

Together with, all and singular water rights and the tenements, hereditaments and

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TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said party of the second part, and to its heirs and assigns forever; and the said party of the first part and its heirs, warrants the said premises in the quiet and peaceable possession of the said party of the second part, its heirs and assigns, against the said party of the first part and its heirs, and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

Lester W. Bradbury  
Lester W. Bradbury

Earl Bradbury

STATE OF Idaho )  
 : ss.  
County of CUSTER )

On this 15 day of December, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared LESTER W. BRADBURY, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

WARRANTY DEED  
H:\Est\Bauchman\bauchduty\W Deed Doc

- 2 -

MICROFILMED

**32-X**



(SEAL)

Patsy Kindt  
NOTARY PUBLIC FOR Idaho  
Residing at Challis  
My Commission Expires: 3/12/98

STATE OF Idaho )  
                                  : ss.  
County of CUSTER )

On this 15 day of December, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared EARL BRADBURY, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

Patsy Kindt  
NOTARY PUBLIC FOR Idaho  
Residing at Challis  
My Commission Expires: 3/12/98

. 205506

#  
Custer County Reg. of  
Custer County Title  
Date 4:27 P.M.  
12-15-1993  
Wanda Murphy  
15th

MICROFILM

EXHIBIT "A"

Description:

TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

Section 4: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , and that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  West of the land described in the Deed from Ella Bradbury to William Thomas Gammache and Anthony D. Gammache, recorded January 26, 1977 as instrument No. 143462, records of Custer County Idaho, more particularly described as:

Beginning at the Southwest corner of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; thence East along the South line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$  950 feet, more or less, to the Westerly line of said Deed; thence North 11° 01' 24" West 1250 feet, more or less, to the North line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; thence West along said North line 780 feet, more or less to the Northwest corner of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; thence South along the West line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ , 1320 feet, more or less, to the POINT OF BEGINNING.

Section 8: E $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ , and that part of the W $\frac{1}{2}$ NE $\frac{1}{4}$  and the NE $\frac{1}{4}$ NW $\frac{1}{4}$  Northeast of the following described line, which follows the existing fence line as of December 13, 1962,

The legal description of said boundary line fence line as determined by a licensed surveyor is as follows:

Along the following described line across the NE $\frac{1}{4}$ NW $\frac{1}{4}$ , the NW $\frac{1}{4}$ NE $\frac{1}{4}$  and the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 8 in Township 14 North, Range 19 East, Boise Meridian, more particularly described as follows:

Beginning at a point on the North boundary of said Section 8, which lies East 2450.0 feet from the Northwest corner of Section 8, run thence South 500.0 feet; thence South 25° 00' East, 200.0 feet; thence South 52° 00' East, 200.0 feet; thence South 70° 00' East, 200.0 feet; thence South 60° 00' East, 135.0 feet; thence South 45° 00' East, 140.0 feet; thence South 80° 00' East, 460.0 feet; thence South 50° 00' East, 200.0 feet; thence South 19° 00' East, 150.0 feet; thence South 15° 00' West, 372.0 feet; thence South 21° 00' West, 447.0 feet; thence South 51° 00' West, 780.0 feet to a point on the South boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 8 a distance of 249.0 feet East from the Southwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 8.

EXCEPTING THEREFROM that part, if any, conveyed in the Deed from Versal Sessions, et. ux., to Sylvester J. Dobbs, et. ux., recorded December 13, 1962, in Book 34, of Deeds, Page

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532, records of Custer County, Idaho, regarding land in said Section 8 and all rights of way for county roads.

Section 9:

NW $\frac{1}{4}$  SW $\frac{1}{4}$ , W $\frac{1}{4}$  NW $\frac{1}{4}$  and that part of the E $\frac{1}{4}$  NW $\frac{1}{4}$  West of the land described in the deed previously referred to from Ella Bradbury to William Thomas Gammache, et. al., and West of the land described in the deed from Karen K. Evans to Rodney E. Evans, recorded May 14, 1979, as instrument No. 150076, records of Custer County, Idaho, described as:

Beginning at the Southwest corner of the SE $\frac{1}{4}$  NW $\frac{1}{4}$ ; thence East along the South line of said SE $\frac{1}{4}$  NW $\frac{1}{4}$ , 420 feet, more or less, to a corner of the land described in said Evans deed; thence North 700 feet; thence East 426 feet; thence North 1080 feet to Challis Creek at a point 450 feet West of the East line of the NE $\frac{1}{4}$  NW $\frac{1}{4}$ ; thence East 257 feet, which point is also the Southwesterly corner of said Gammache land; thence North 11°01'24" West along the Westerly line of said Gammache land 900 feet, more or less, to the North line of said NE $\frac{1}{4}$  NW $\frac{1}{4}$ ; thence West to the Northwest corner of said NE $\frac{1}{4}$  NW $\frac{1}{4}$ ; thence South along the West line of said NE $\frac{1}{4}$  NW $\frac{1}{4}$  and along the West line of said SE $\frac{1}{4}$  NW $\frac{1}{4}$ , 2640 feet, more or less, to the POINT OF BEGINNING.

Section 17:

W $\frac{1}{4}$  NE $\frac{1}{4}$ .

EXCEPTING THEREFROM: All County Road Right of Way.

MICROFILM

AJ5809NP  
No. 72-10246A

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/99  
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEPHEN G BAUCHMAN	04/15/1912	IRRIGATION	04-01 10-31	1.03 CFS	
C	LYNDELLA A BAUCHMAN					
	3730 PAMA LANE					
	LAS VEGAS NV 89120			TOTAL DIVERSION:	1.03 CFS	

Water Source: DARLING CREEK

Tributary to: CHALLIS CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T14N R19E S05

SESESW

CUSTER County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
14N	19E 4	:		:		:		:		:		:		:		:		13.0
14N	19E 8	:	11	:	23	:	03	:		:		:	12	:	01	:		37.0
14N	19E 9	:		:		:	14	:	12	:		:		:		:		26.0
																	TOTAL ACRES	76.0

POU County: CUSTER

Other Rights: 72-00189A

Conditions of Approval:

- C16 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
  - RIGHTS IN BASIN 72:
  - WATER RIGHT NO. SOURCE
  - NONE NONE
  - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
  - IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
  - RIGHTS IN THE SNAKE RIVER BASIN:
  - WATER RIGHT NO. SOURCE
  - NONE NONE
  - ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
  - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
  - CONJUNCTIVELY.

Remarks: POU1 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 76 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 72-00189A AND 72-10246A.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 72C

Field Inspection Flag:  
Presumption Flag:



AJ5809NP  
No. 72-10246A

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/99  
PAGE: 2

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Comments: Date: 03/08/1994 User-ID: WORSTELL Subject: RECOMMENDED AS 2 RIGHTS  
THIS CLAIM IS RECOMMENDED IN 2 PARTS. REVIEW SHOWED THAT THE  
CLAIMED PLACE OF USE LIES NORTH AND SOUTH OF THE CHALLIS CREEK  
CHANNEL & IS IRRIGATED FROM 2 SOURCES - CHALLIS CREEK FOR  
72-10246B (48.2 ACRES) & DARLING CREEK (TRIBUTARY OF CHALLIS  
CREEK) FOR 72-10246A (86.9 ACRES)

Date: 11/21/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE  
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART  
OF RECORD THRU AJU10.

Audit: 03/08/94 WORSTELL 03/30/95 POST-STD 11/16/98 TFAWCETT 11/17/98 KCHRISTE  
11/21/98 AJU10-DS 01/17/99 CPDSHAFF 02/04/99 ADT-DSHA

AJ5809NP  
No. 72-00189A

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/99  
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEPHEN G BAUCHMAN	05/01/1879	IRRIGATION	04-01 10-31	0.79 CFS	
C	LYNDELLA A BAUCHMAN					
	3730 PAMA LANE			TOTAL DIVERSION:	0.79 CFS	
	LAS VEGAS NV 89120					

Water Source: DARLING CREEK

Tributary to: CHALLIS CREEK

Stage: DECREED

Point(s) of Diversion:

T14N R19E S05

SESESW

CUSTER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
14N	19E	4	:											12	01					13.0
14N	19E	8	:	11		23				03										37.0
14N	19E	9	:							14	12									26.0
TOTAL ACRES																			76.0	

POU County: CUSTER

Other Rights: 72-10246, 72-10263 & 72-10267

Conditions of Approval:

- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C16 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 72:
  - WATER RIGHT NO. SOURCE
  - NONE NONE
  - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:
    - WATER RIGHT NO. SOURCE
    - NONE NONE
    - ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Remarks: POU1 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 76 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00189A AND 72-10246A.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 72C Field Inspection Flag: Presumption Flag: C

AJ5809NP  
No. 72-00189A

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/99  
PAGE: 2

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Comments: Date: 01/25/1994 User-ID: GIVENS Subject: OWNERSHIP CHANGE  
CHANGE OF OWNERSHIP RECEIVED 12/20/93 FORMER OWNERS LESTER W.  
&/OR EARL BRADBURY NEW OWNERS STEPHEN G. &/OR LYNDELLA A.  
BAUCHMAN. COPY OF WARRANTY DEED SUBMITTED WITH FORM.

Date: 03/07/1994 User-ID: WORSTELL Subject: RECOMMENDED AS 2 RIGHTS  
THIS CLAIM IS RECOMMENDED IN 2 PARTS. REVIEW SHOWED THAT THE  
CLAIMED PLACE OF USE LIES NORTH & SOUTH OF THE CHALLIS CREEK  
CHANNEL & IS IRRIGATED FROM 2 SOURCES - CHALLIS CREEK FOR  
72-00189B (48.2 ACRES) & DARLING CREEK (TRIBUTARY OF CHALLIS  
CREEK) FOR 72-00189A (86.9 ACRES).

Date: 11/21/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE  
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART  
OF RECORD THRU AJU10.

Audit: 03/07/94 WORSTELL 03/30/95 POST-STD 11/16/98 TFAWCETT 11/17/98 KCHRISTE  
11/21/98 AJU10-DS 01/17/99 CPDSHAFF 02/04/99 ADT-DSHA

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '\*\*' ARE ADJUDICATION CLAIMS)  
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM	
		NE		NW		SW		SE		NE		NW		SW		SE			
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		
7200032H	CHALLIS CR :													33					33
*7200032N	CHALLIS CR :													33					33
A7200032N	CHALLIS CR :													33					33
A7200189	DARLING CR :	10		30			05												45
*7200189A	DARLING CR :	11		23			03												37
7202143	SPRUCE GUL :											35		30					65
7202147	CHALLIS CR :																	02	2
*7202147C	CHALLIS CR :																	30	30
A7202147C	CHALLIS CR :																	35	35
*7202149G	CHALLIS CR :																	30	30
A7202149G	MOSQUITO F :																	35	35
X7202149G	CHALLIS CR :													33					33
7204049	CHALLIS CR :																	34	34
*7204049	CHALLIS CR :																	30	30
A7204049	CHALLIS CR :																	35	35
7204164	CHALLIS CR :											39			08				47
A7204164A	CHALLIS CR :											36							36
A7204164B	CHALLIS CR :														08				8
*7204164C	CHALLIS CR :											38			08				46
T7204164C	CHALLIS CR :											38			05				43
7207565	GROUNDWATE :													40					40
A7210246	DARLING CR :	10		30			05												45
*7210246A	DARLING CR :	11		23			03												37
T7210246A	DARLING CR :	11		23			03												37
*7210263	CHALLIS CR :	29		08	15	37										39	39	39	206
A7210263	CHALLIS CR :	30		10	14	34										40	39	39	206
*7210267	CHALLIS CR :	29		08	15	37										39	39	39	206
A7210267	CHALLIS CR :	30		10	14	34										40	39	39	206
*7210272	CHALLIS CR :			01	23		11	14	34	40									123
A7210272	CHALLIS CR :			05	30		20	20	39	40									154
*7210276	CHALLIS CR :			01	23		11	14	34	40									123
A7210276	CHALLIS CR :			05	30		20	20	39	40									154
*7210471	CHALLIS CR :												04						4
A7210471	CHALLIS CR :												05						5
R7210471A	CHALLIS CR :												02						2
R7210471B	CHALLIS CR :												02						2
T7210471B	CHALLIS CR :												02						2

T7200189A T14N R19E S 9 DARLING CREEK

: 14 12 : : 26

7200001	CHALLIS CR :				:			I	I :		I	I :
*7200001	CHALLIS CR :				:		03	01	34	39 :	39	23 : 139
A7200001	CHALLIS CR :				:		05		30	40 :	40	20 : 135
7200003	CHALLIS CR :			31	40	:						71
7200012D	CHALLIS CR :	22	30	35	05 :	05	02 :					99
*7200012D	CHALLIS CR :	22	30	34	03 :	04	02 :					95
A7200012D	CHALLIS CR :	22	30	35	05 :	05	02 :					99



(WATER RIGHT NUMBERS THAT BEGIN WITH AN '\*\*' ARE ADJUDICATION CLAIMS)  
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
T7200189A	T14N R19E S 4 DARLING CREEK																	
	:													12	01	:		13
7200003	CHALLIS CR :													40	29	:		69
7200012D	CHALLIS CR :														11	:	25	15 : 51
*7200012D	CHALLIS CR :														02	:	14	14 : 30
A7200012D	CHALLIS CR :														11	:	25	15 : 51
*7200025B	CHALLIS CR :														02	:	14	14 : 30
A7200025B	CHALLIS CR :														11	:	25	15 : 51
7200189	DARLING CR :													I	I	:		
A7200189	DARLING CR :													20	10	:		30
*7200189A	DARLING CR :													12	01	:		13
7204162	CHALLIS CR :														11	:	25	15 : 51
*7204162	CHALLIS CR :														02	:	14	14 : 30
A7204162	CHALLIS CR :														11	:	25	15 : 51
A7210246	DARLING CR :													20	10	:		30
*7210246A	DARLING CR :													12	01	:		13
T7210246A	DARLING CR :													12	01	:		13
*7210409	CHALLIS CR :														04	:	08	: 12
A7210409	CHALLIS CR :														09	:	14	: 23
T7200189A	T14N R19E S 8 DARLING CREEK																	
	:	11	23					03										37
*7200001	CHALLIS CR :																30	: 30
A7200001	CHALLIS CR :																35	: 35
7200009A	CHALLIS CR :							I	I									
7200009B	CHALLIS CR :	40	33					04										77
7200010	CHALLIS CR :								I	I								
7200012B	CHALLIS CR :													I	I	:		
*7200012B	CHALLIS CR :													38	08	:		46
A7200012B	CHALLIS CR :													38	08	:		46
T7200012B	CHALLIS CR :													38	05	:		43
7200014	CHALLIS CR :																I	I
*7200014	CHALLIS CR :																39	39
A7200014	CHALLIS CR :																39	39
7200020C	CHALLIS CR :																	39
7200020D	CHALLIS CR :																02	: 2
*7200020G	CHALLIS CR :																03	: 3
A7200020G	CHALLIS CR :																04	: 4
*7200020H	CHALLIS CR :																01	: 1
A7200020H	CHALLIS CR :																02	: 2
7200021	CHALLIS CR :																40	: 40
7200022A	CHALLIS CR :							I	I									
7200025A	CHALLIS CR :													I	I	:		
*7200025E	CHALLIS CR :													38	08	:		46
A7200025E	CHALLIS CR :													38	08	:		46
T7200025E	CHALLIS CR :													38	05	:		43

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '\*\*' ARE ADJUDICATION CLAIMS)  
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
7200012E	CHALLIS CR :	I																
*7200012H	CHALLIS CR :	04						02										6
A7200012H	CHALLIS CR :	05						05										10
*7200012J	CHALLIS CR :	04						0										4
A7200012J	CHALLIS CR :							10										10
7200015	CHALLIS CR :							I										
7200018A	CHALLIS CR :						03			18	34				40	40	14	149
*7200018B	CHALLIS CR :			0		09												9
R7200018B	CHALLIS CR :			0		09												9
7200021	CHALLIS CR :											40						40
7200022A	CHALLIS CR :								I									
7200022B	CHALLIS CR :								40	19								59
7200025B	CHALLIS CR :	I	I	I	I													
*7200025B	CHALLIS CR :	22	30	34	03		04			02								95
A7200025B	CHALLIS CR :	22	30	35	05		05			02								99
7200189	DARLING CR :						I	I										
A7200189	DARLING CR :						20	40										60
*7200189A	DARLING CR :						14	12										26
*7200189B	CHALLIS CR :						14	28										42
7202104A	UNNAMED ST :	12				05												17
*7202147C	CHALLIS CR :										03	01	34	39			39	23
A7202147C	CHALLIS CR :												30	40			40	20
*7202149G	CHALLIS CR :											03	01	34	39		39	23
A7202149G	MOSQUITO F :													30	40		40	20
7204049	CHALLIS CR :											06	02	35	40		40	25
*7204049	CHALLIS CR :												03	01	34	39	39	23
A7204049	CHALLIS CR :													30	40		40	20
7204162	CHALLIS CR :	22	30	35	05		05			02								99
*7204162	CHALLIS CR :	22	30	34	03		04			02								95
A7204162	CHALLIS CR :	22	30	35	05		05			02								99
7207272	GROUNDWATE :		04				01											5
*7207272	GROUNDWATE :		03				01											4
A7207272	GROUNDWATE :		04				01											5
R7207272	GROUNDWATE :		03				01											4
*7210066	CHALLIS CR :						01		05	34					40	40	11	131
A7210066	CHALLIS CR :						02		10	34					40	40	13	139
A7210246	DARLING CR :						20	40										60
*7210246A	DARLING CR :						14	12										26
T7210246A	DARLING CR :						14	12										26
*7210246B	CHALLIS CR :						14	28										42
*7210263	CHALLIS CR :								40	19	01	37	01					98
A7210263	CHALLIS CR :								40	20		38	02					100
*7210267	CHALLIS CR :								40	19	01	37	01					98
A7210267	CHALLIS CR :								40	20		38	02					100

RECEIVED

JUN 7 - 2000

Department of Water Resources

# MEMO

FROM: Allen Merritt



DATE: June 6, 2000

TO: Transfer File No. 5534

Water Right(s): T72-00198A  
T72-10246A

In the Name of: Stephen &/or Lyndella Bauchman

SUBJECT: Review and Recommendation

This transfer proposes to add diversion points. The application was filed initially then amended. The final version was processed without protest.

## Recommendation

I recommend that this transfer be approved subject to the following conditions:

- Measuring devices and control works.
- Under the control of watermaster of district 72-C.

MICROFILMED

JUN 13 2000

*Amended*

## IDWR TRANSFER ANALYSIS SHEET

APPLICANT *Stephen Bruchman* TRANSFER NO. 5534

1. Right number(s) 72-00189 A - 72-10246 A

2. Type of right ☒ Decree ☐ License ☐ Statutory Claim  
☒ SRBA Beneficial Use Claim

3. Purpose of transfer ☐ Change P/D ☒ Add P/D ☐ Change P/U  
☐ Change N/U ☐ Change Source ☐ Split Right  
☐ Other: \_\_\_\_\_

4. Check Existing Right: ☒ Source ☒ Priority ☒ Amount ☒ Purpose  
☒ Period ☒ SRBA Claim  
☒ Description of original point(s) of diversion  
☒ Description of original place of use  
☒ Overlapping rights on original place of use

Comments: *I have visited the 2 p/ds accompanied by the watermaster.*  
*Recommend amended transfer be approved.*

5. Check Proposed Right for amount of land &/or water transferred:

☒ Also see attached memo for more analysis information

- a. ☒ All of right
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred
- h. ☒ Expansion in use of right - Comments: *N/A*



i. ✓ Existing rights from same source, on land water is being transferred to; right number(s): \_\_\_\_\_

N/A

j. ✓ SRBA claim(s) - Comments (NOTE! Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) \_\_\_\_\_

k. ✓ Comment letters \_\_\_\_\_ Yes ✓ No \_\_\_\_\_  
 If yes \_\_\_\_\_ Water District # 72-C 5/5/00  
 Lienholder, others, see #2 mb  
 below for name and address \_\_\_\_\_

INITIAL ALLOCATION REVIEW BY J. S. Martin DATE 3-4-2-00  
 SRBA SUPERVISOR REVIEW BY \_\_\_\_\_ DATE \_\_\_\_\_  
 PUBLICATION REVIEW BY \_\_\_\_\_ DATE \_\_\_\_\_

1. Legal Notice electronically sent to DWR03::VAULT ✓ Yes 5/8/00

2. COMMENT LETTERS Copy of Pg 1 to AJ ✓ Yes 5/9/00

Watermaster recommendation requested on \_\_\_\_\_, Received on \_\_\_\_\_

Other comments letters - send to the following name(s) & address(es): \_\_\_\_\_

3. Transfer published correctly? ✓ Yes \_\_\_\_\_ No \_\_\_\_\_

4. Affidavit of publication received? ✓ Yes \_\_\_\_\_ No \_\_\_\_\_

5. Protests received? \_\_\_\_\_ Yes ✓ No; Acknowledgement sent? \_\_\_\_\_ Yes

6. Copies made for Region file (see attached supplemental page)? \_\_\_\_\_ Yes

### RECOMMENDED ACTION

1. ✓ Approve

2. \_\_\_\_\_ Deny due to \_\_\_\_\_

3. Conditions (special conditions in Water Districts) \_\_\_\_\_

✓ Also see attached memo for recommendation dated: 6/6/00

4. By MB Date 6/6/00

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Ruth E. Burchill, representing 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 \_\_\_\_\_ consecutive weeks, commencing with the issue dated May 11 1999 and ending with the issue dated May 18 1999.

STATE OF IDAHO

COUNTY OF CUSTER

On this 18th day of May in the year of 2000 before me, a Notary Public, personally appeared \_\_\_\_\_ known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Daniel Dargis  
Notary Public for Idaho  
Residing at Challis  
My commission expires: 4/30/04

NOTICE OF PROPOSED CHANGE WATER RIGHTS  
Notice is hereby given that five (5) applications have been filed with the Department of Water Resources for changes to water rights in Custer County as described below:

**AMENDED Transfer No. 5534** by Stephen &/or Lyndella Baughman, 3730 Pama Lane: Las Vegas NV 89120 involves two rights diverting from Darling Creek tributary to Challis Creek within SESW, S05 for irrigation of a 76 acre permissible place of use. Right No. 72-00189A (0.79 cfs) is recorded with priority date of 05/01/1879 & Right No. 72-10246A (1.03 cfs) is recorded with priority date of 04/15/1912. The purpose of this transfer is to correctly record diversion points within SWSE, S05 and NWNW, S09; all T14N, R19E.

**Transfer No. 5710** by Lynn T. Stevenson, PO Box 367: CHALLIS ID 83326 involves Right No. 72-10471B (0.06 cfs) recorded with priority date of 07/22/1910 from Challis Creek tributary to Salmon River within Lot 10 (NWNW), S07 and rediverted within NWSW, S08 for irrigation of 2.0 acres within NWSW, S08. The applicant requests to re-locate point of rediversion to site within NENWSW. (190' down the canal from original rediversion point) S08; all T14N, R19E.

The USDI-Bureau of Land Management, Route 2, Box 610; SALMON ID 83467 has filed two (2) Applications for Transfer as follows:

**Transfer No. 5721** involves Right No. 72-07240 (0.02 cfs) recorded with priority date of 10/03/1982 from Spring tributary to Gooseberry Creek within SENE, S04 for stockwater (0.02 cfs) and wildlife (0.02 cfs) uses within SWNE S09; all T11N, R21E. The applicant requests to divert a combined total of 0.02 cfs directly from Gooseberry Creek tributary to Warm Spring Creek via headbox within NWSWNW, S03, T11N, R21E for the same year round uses within SWNE, S05, T11N, R21E and NESE, S32, T12N, R21E.

**Transfer No 5723** involves Right No. 72-07245 (0.10 afa) recorded with priority date of 10/02/1982 from Unnamed Stream tributary to Bradshaw Gulch within SWNE, S17 for uses as listed below within NESW, S16; all T11N, R19E.

USE	AMT (afa)
Stockwater Storage	0.10
Stockwater from Storage	0.10
Wildlife Storage	0.10
Wildlife from Storage	0.10

The applicant requests to correctly record the year round diversion & use within SWSWNE of a combined total of 0.10 afa for the same uses listed above; all S17, T11N, R19E.

**Transfer No. 5694** by R. Richard &/or Ruth E. Burchill, PO Box 291, Challis ID 83226 involves two rights: Right No. 72-07431 (0.03 cfs) recorded with priority date of 11/30/1989 from Springs tributary to Pats Creek within SESW, S33, T15N, R18E and used for stockwater (0.02 cfs), domestic (0.03 cfs) and irrigation (0.03 cfs) of 3 acres within Lot 3 (NENW), S04, T14N, R18E. Right No. 72-10044 (1.70 cfs) recorded with priority date of 10/10/1911 from Pats Creek tributary to Challis Creek, Bear Creek tributary to Challis Creek, Challis Creek tributary to Salmon River with 4 diversion points within Lot 7, (NENW) and SWNW, S04, T14N, R18E for irrigation of 43 acres within S04, T14N, R18E. The applicants propose to divert a combined total of 0.23 cfs from a Spring tributary to Pats Creek within SESESW and Pats Creek tributary to Bear Creek within SWSESW both S33, T15N, R18E. Diversions also include White Valley Creek tributary to Bear Creek within NWNENE, S05, T14N, R18E. Combined irrigation uses (0.23 cfs) cover 13.5 acres within NW, S04, T14N, R18E with domestic use (0.03 cfs) and stockwater use (0.02 cfs) at the same location.

Any protest against the proposed changes must be filed with

the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite #200; Twin Falls ID 83301 together with a protest fee of \$25 on or before May 30, 2000 to be considered by the Department in its decision to grant or deny any part of the proposed change. (Each transfer requires a separate protest.) The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director  
Pub: May 11 & 18, 2000.

RECEIVED  
MAY 19 2000  
Department of Water Resources

## STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

Dept. of Water  
 1341 Fillmore St., Suite 200  
 Twin Falls, Id 83301-3380

Job No.	Date	DESCRIPTION	Amount
	5-18-00	Notice of Proposed Change of Water Right 5/11 & 18/00 126 lines 5 Feb Transfer NOS. (5534, (5710, (5721, (5723, (5694, RECEIVED MAY 19 2000 Department of Water Resource Southern Region	\$181.36 5/30/00

A finance charge of 1½ percent (annual percentage rate of 18%) with a minimum charge of 50¢ will be charged to all accounts not paid within 30 days of billing.

01-99

State of Idaho  
Department of Water Resources

RECEIVED  
MAY 17 2000  
Department of Water Resources  
Southern Region

## RECOMMENDATION OF WATERMASTER

Application No: 5534

Applicant's Name: STEPHEN AND/OR LINDELLA BAUGHMAN

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- c) ☐ I oppose approval of this application for the following reasons: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- d) Additional Comment : \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Dated this 16<sup>th</sup> day of May, 2000.

Water District No: 72-C  
CHALLIS CREEK

J. R. Chellis  
Watermaster's Signature J R Chellis

Use reverse side of page if you need more space.

MICROFILM

MAY 23 2000

WATER DISTRICT NO. 72-C  
CHALLIS CREEK  
P. O. BOX 910  
CHALLIS, ID 83226-0910



## NOTICE OF PROPOSED CHANGE OF WATER RIGHTS

Notice is hereby given that five (5) applications have been filed with the Department of Water Resources for changes to water rights in Custer County as described below:

**AMENDED Transfer No. 5534** by Stephen &/or Lyndella Bauchman, 3730 Pama Lane; Las Vegas NV 89120 involves two rights diverting from Darling Creek tributary to Challis Creek within SESW, S05 for irrigation of a 76 acre permissible place of use; Right No. 72-00189A (0.79 cfs) is recorded with priority date of 05/01/1879 & Right No. 72-10246A (1.03 cfs) is recorded with priority date of 04/15/1912. The purpose of this transfer is to correctly record diversion points within SWSE, S05 and NWNW, S09; all T14N, R19E.

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Stockwater from Storage	0.10
Wildlife Storage	0.10
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Any protest against the proposed changes must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite #200; Twin Falls ID 83301 together with a protest fee of \$25.00 on or before May 30, 2000 to be considered by the Department in its decision to grant or deny any part of the proposed change. **(Each transfer requires a separate protest.)** The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Challis Messenger on 05/11 & 05/18/00.



**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**

**SOUTHERN REGION**

**DIRK KEMPTHORNE  
GOVERNOR**

**KARL J. DREHER  
DIRECTOR**

May 8, 2000

**ATTN LEGALS  
CUSTER PUBLISHING  
PO BOX 405  
CHALLIS ID 83226**

Ladies and Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We have inserted the required publication dates. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin  
Administrative Assistant

Enclosure



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

SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

March 9, 2000

Eric Matson  
PO Box 10  
Challis, ID  
83226

RE: Amended App. For Transfer #5534, Stephen Bauchman

Dear Mr. Matson;

On December 8 of last year, I sent you an amended application for transfer to show the correct points of diversion for Mr. Bauchman's water rights on Darling Creek. He was supposed to be coming to Challis this winter, at which he would sign the application before returning it to me for processing. We have not yet received the amended application and \$50 filing fee. If these items are not received in this office by April 3, we will process the application that was originally filed.

Regards,

James E. Stanton  
Sr. Water Resource Agent

Cc: Stephen Bauchman

TF 5534

**Challis Creek Cattle Company**  
**P.O. Box 10**  
**Challis, Idaho 83226**  
**(702) 497-0893**

March 1, 2000

James E. Stanton  
Sr. Water Resource Agent  
State of Idaho  
Department of Water Resources  
1341 Fillmore Street  
Suite 200  
Twin Falls, Idaho 83301-3380

Dear Mr. Stanton:

Enclosed is an executed Application for Transfer of Water Right. Please note, we understand that Challis Creek water cannot be diverted to the Darling Creek pump. It is our understanding that the point of diversion will remain the same and the flood ditch will remain as an alternative (as depicted in the application).

The high ditch you refer to is the one that was installed without authorization by my neighbor.

Sincerely,



Stephen G. Bauchman

Enclosure

**WATER DISTRICT 72-C  
CHALLIS CREEK  
P. O. BOX 910  
CHALLIS, IDAHO 83226-0910**

**RECEIVED**

**JAN 27 2000**

January 25, 2000

Department of Water Resources  
Southern Region

Mr. Eric Matson  
Challis Creek Cattle Company  
P. O. Box 1101  
Challis, ID 83226-1101

Reference: Water Right Nos. 72-00189B & 72-10246B

Dear Eric:

Since our conversation last week I have checked further into the subject claims. As you will note on the enclosed copies of these rights both are supposed to be served from a point of diversion located within T14N, R19E, SO8, SWNWNE. To my knowledge there is no diversion within this legal description for the Place Of Use described in these two (2) rights.

As you confirmed, the Place Of Use outlined in these rights has been and is, in fact, supplied from Diversion No. A0002703 (T14N, R19E, SO8, SWNESW). You indicated you also wanted the option of supplying these two (2) rights from your Darling Creek pump, Diversion No. A0007596. In order to correct these rights to show Diversion No. A0002703 as the correct/actual Point Of Diversion and apply for the addition of Diversion No. A0007596 as an optional Point Of Diversion you need to complete and submit another IDWR Application For Transfer Of Water Right. I found and have thus enclosed copies of these forms for your use.

By copy of this letter I am advising Jim Stanton of my findings in this matter and alerting him of your intentions. I would recommend you send the Application For Transfer Of Water Right to him on this matter when (or soon after) you return the Amended Application For Transfer Of Water Right (for the Darling Creek Pump) we reviewed and you will be returning with Steve's notarized signature.

Sincerely,  
Water District 72-C, Challis Creek

J. R. Challis, Watermaster

cc: James E. Stanton, IDWR - Twin Falls





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

SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

December 8, 1999

Eric Matson  
PO Box 10  
Challis, ID  
83226

RE: App. for Transfer, Stephen Bauchman

Dear Mr. Matson;

As we discussed, I have prepared an amended application to show your low ditch as the only gravity diversion for Mr. Bauchman's Darling Creek water rights. The high ditch, which was the gravity diversion described in the original application, will no longer be a part of these rights; if your pump fails, you will not be able to irrigate land that was formerly watered from the high ditch. Also, you will not be able to divert high water from Challis Creek into Darling Creek. If the amended application represents Mr. Bauchman's desires in this matter, he should sign it before a notary before returning the application and \$50. amendment fee to this office for processing. The amended application will have to be re-advertised.

Regards,

James E. Stanton  
Sr. Water Resource Agent

MEMO

TO: File

DATE: 12/6/1999

FROM: J E STANTON

SUBJECT: App. for Transfer, Steven Bauchman

Today I spoke with ranch operator Eric Matson. He told me that they used to have two ditches from Darling Creek. The gravity diversion listed in Part 1 of the application serves the high ditch, which irrigated land north and east of the proposed pump diversion. The p/d I viewed with the watermaster last month serves the low ditch, which irrigated land more east of the pump station along Challis Creek. The SRBA recognized only the high ditch as serving this ranch. The applicant plans to replace the high ditch with a sprinkler system served by the pump, keeping the low ditch for gravity irrigation. I understood that they wanted to keep a gravity diversion as a backup in case the pump failed, but what Matson told me today contradicted this idea. I have prepared an amended transfer based on keeping the lower diversion and adding the pump.

We also talked about the diversion from Challis Creek that used to run high water into Darling Creek. Matson said that he had been on this property for 6 years but had never seen this diversion used. So the right to do this may have been lost. But it is for high water only, so maybe other water user would not care. He said they might want to use this diversion in the future, but did not ask me to list it on the amended transfer (it was not recommended by SRBA, & was not listed on the original transfer). I told Eric that they might not be able to add it to their rights in the future if it is not recognized now.

Matson also said that the land in Sec. 8 west of the pump site sub irrigates (neither of the above ditches serves it). But the transfer does not ask to change the recommended p/u, so this is probably not an issue that we can deal with here.



**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**

**SOUTHERN REGION**

**DIRK KEMPTHORNE  
GOVERNOR**

**KARL J. DREHER  
DIRECTOR**

November 26, 1999

Eric Matson  
Challis, ID  
83226

RE: App. For Transfer, Stephen Bauchman

Dear Mr. Matson;

I have tried unsuccessfully to contact you by telephone on this matter, so I am writing to you in order to clarify certain facts. I visited the Bauchman property a couple of weeks ago with Jack Challis in order to verify the location of your gravity diversion from Darling Creek. The headgate he showed me was just north of your property line in Sec. 5 just before the two channels of Darling Creek rejoin. This diversion would provide water to the low ditch that runs through the valley floor north of Darling Creek, but this ditch appears to rejoin Darling Creek just above your new pump station alongside Challis Creek; is this correct?

The diversion point for the high ditch further north appears to be at the base of a small earth dam lying northwest of the northwest corner of the Bauchman property in Sec. 8. This ditch runs further north and higher up the hillside than the low ditch, and appears to be the only one capable of reaching the Bauchman land east of the new pump site and north of Challis Creek; is this correct?

Jack also told me that you divert water from Challis Creek into Darling Creek, but that the diversion washed out a year or two ago. This diversion was not listed on the transfer or recommended in the SRBA. Do you plan to use this diversion in the future? If you want this diversion and additional water source for your Darling Creek right covered by the SRBA, Mr. Bauchman should write to the SRBA Court (PO Box 2707, Twin Falls, ID, 83303) to request that the recommendation be corrected. Although I did not visit this diversion with Jack, it appears to be located in the NW/NW/NW Sec. 8 T. 14N R. 19E.



**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**

**SOUTHERN REGION**

**DIRK KEMPTHORNE  
GOVERNOR**

**KARL J. DREHER  
DIRECTOR**

It appears that none of these diversions can provide water for the land between Darling Creek and Challis Creek in Sec. 8. Do you actively irrigate this ground, or does it naturally sub irrigate? Do you plan to sprinkle this land from your pump station?

A quad map and GIS map of this property is enclosed to help you in answering these questions. We will hold Mr. Baughman's transfer until these issues are resolved.

Regards,

James E. Stanton  
Sr. Water Resource Agent

775586

# MEMO

TO: File

DATE: 11-15-1999

FROM: J E STANTON

SUBJECT: App. For Transfer #5534, Stephen Bauchman

Last Friday I visited the existing gravity diversion and the new pumping plant accompanied by Watermaster Jack Challis. Darling Creek comes out of the hills in a generally south direction before turning southeast. It runs southeasterly a little ways, then splits into 2 branches. The point where the split occurs is probably what the SRBA considers the point of diversion, but this occurs to be incorrect. Jack told me that he thought that the south channel might have been created to provide stockwater for the landowner in Sec. 8, but wasn't sure. He couldn't find any manmade controlling works at the split. Anyway, the 2 branches runs more-or-less parallel along the section line/fenceline, with one branch on each side of the line. The area is very brushy and overgrown, so what is there has been there for a long time. The north channel is much deeper than the south channel, so could be original channel. But the split could just as easily been created by natural flooding, so it is hard to say why there are two channels here. The Bauchman gravity diversion is on the north channel in the SW/SW/SE Sec. 5 based on the GIS map as annotated by Jack. The south channel crosses the line into Sec. 5 and rejoins the north channel just past this diversion. Since this is the first identifiable manmade structure in this part of Darling Creek, it appears reasonable to call this the p/d, so I recommend that the application be changed to reflect this.

With regard to the pump site, Jack told me that Darling Creek has always dead-ended in a boggy area alongside Challis Creek, without actually running into Challis Creek on the surface. Bauchman dug out a short channel in this bog, and has placed a pumping plant and mainline for sprinklers in this channel. Two overflow pipes allow any excess water to run into Challis Creek. This site has been GPS'd by Bob Foster (A007596), so there does not appear to be any question as to its location. We parked near this site and walked into the upper diversion, and it was obvious that Darling Creek runs in a separate channel instead of dumping right into Challis Creek as shown on the USGS map.

Darling Creek is a very small stream, so pumping it through sprinklers makes a lot more sense than trying to run a long ditch through the farm. The application does not propose to change the place of use as determined in the SRBA, so I did not try to verify the irrigated land. The watermaster does not oppose this transfer, so I recommend that it be approved.





MICROFILMED  
REV 7/1/77

T#5584

RECEIVED

OCT 14 1999

Department of Water Resources  
Southern Region

**WATER DISTRICT 72-C  
CHALLIS CREEK  
P. O. BOX 910  
CHALLIS, IDAHO 83226-0910**

October 12, 1999

James E. Stanton  
Senior Water Resource Agent  
Idaho Department of Water Resources  
1341 Fillmore Street, Suite 200  
Twin Falls, ID 83301-3380

Reference: Bauchman Transfer No. 5534

Dear Jim:

I have just spent most of the afternoon with Mr. Allen Stranger, employee of Challis Creek Cattle Company (Steve & Lyndella Bauchman). We walked the entire area in an effort to check what you sent me (and the Bauchman's apparently were to have included) in the subject application. This is how I see the situation.

The Bauchman Darling Creek diversion they (and prior owners) have used in the past (and I understand the Bauchmans want to retain as an alternate POD should the new pump diversion be "down" for any length of time; what I further understand was to have been assigned GPS I.D. No. A0002596), is NOT, in my opinion, where you show it on your map (copy enclosed). I have indicated where I think it is located with a red "X" and red arrow pointing to it. The white line running from this POD north of the Section 5/Section 8 and Section 4/Section 9 dividing lines is the ditch location fed from this POD. Flow would, of course, be south out of or from that ditch.

The "diversion" you point out (and identify with a yellow box with an "X" in it marked 1; Existing Headgate) is, in my opinion, a split in the Darling Creek flow that simply returns to the main Darling Creek channel just below where the actual diversion (and headgate) is located. I have identified this split with the white line I have drawn on the map (south of the Section 5/Section 8 dividing line). I could not even find where much, if any, flow from this "split" could have been directed to the point of use designated on the map south of the Section 5/Section 8 dividing line though I am sure some benefit could have been realized at various times.

MICROFILMED

OCT 23 1999

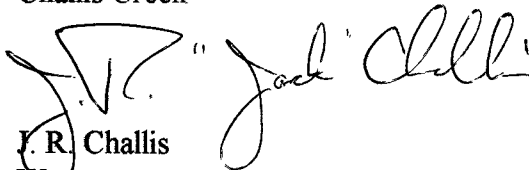
T#5534

Since I was with Tim Luke and Bob Foster when the new pump diversion, GPS I.D. No. A0007596, was "shot", I must assume the computer generating this map stipulated this GPS location and the pump is actually located where it is shown. This is, of course, NOT where it is shown on the contour map attached to the application. Again, it is my opinion your map shows the correct location.

Jim, with regard to the Recommendation Of Watermaster enclosed with the copy of the application you sent me, I do not oppose approval of this application. Frankly, I favored their use of this diversion during this process rather than them lose their crop. Be that as it may, I still do not oppose approval but simply provide the information herein to insure we make every effort to get it right the first time.

Please let me know if there are any questions and/or if you would like me to do anything further.

Sincerely,  
Water District 72-C  
Challis Creek

  
J. R. Challis  
Watermaster

cc: Stephen & Lyndella Bauchman  
3730 Pama Lane  
Las Vegas, NV 89120

cc: Allen Stranger & Eric Matson  
HC 63 Box 1520  
Challis, ID 83226

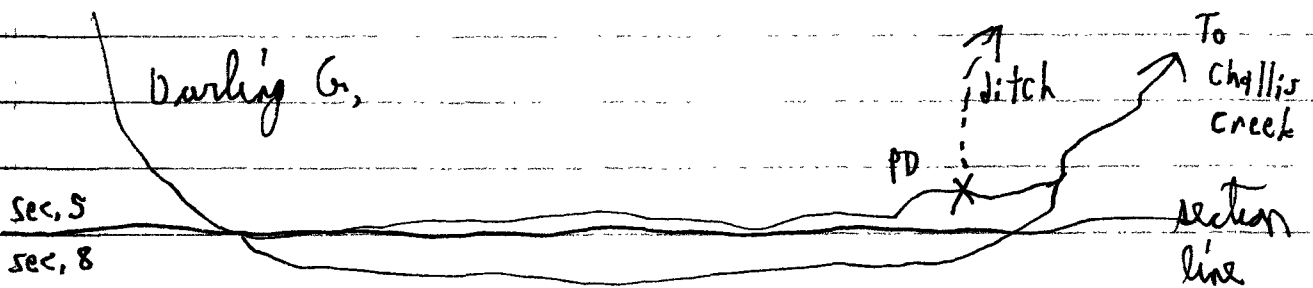
MICROFILMED

NOV 20 1988

T#5534

Darling Cr. runs out of the canyon, crosses a private road, then turns SE toward the section/fence line. The creek splits into 2 small channels that run easterly, 1 on each side of the section/fence line. The south channel eventually comes north under the fence line, meeting the other channel just below the Baughman diversion. The P/D is as determined the watermaster

pump at A007596



MICROFILMED

MAY 2 1980

T#5534

**RECEIPT**  
For Monies Paid  
to the  
Idaho Department of Water Resources

Receipt No:

502227

Date:

Time:

5/11/2000

13107150

Received

From:

CHALLIS CREEK CATTLE CO.

Type of Payment

Program A cct

Amount

AMENDED APP FOR TRANS 5534 BAUCHMAN

64106

229 21 1155

50.00

Total

50.00

CHECK

4446

Region: SOUTHERN

Signature: *J. P. Stanton*

MICROFILMED

9/11/2000



WR0749NP  
No. T72-00189A

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 04/02/00  
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEPHEN BAUCHMAN 3730 PAMA LANE LAS VEGAS NV 89120 (702) 871-1737	05/01/1879	IRRIGATION	04/01 10/31	0.790 CFS	
TOTAL DIVERSION:					0.790 CFS	
C	LYNDELLA BAUCHMAN					

Water Source: DARLING CREEK

Tributary to: CHALLIS CREEK

Stage: DECREED

Point(s) of Diversion: T14N R19E S05 SWSWSE CUSTER County  
S09 NWNWNW CUSTER County

Point of Diversion Name(s):

T14N	R19E	S05	SW	SW	SE	Name	Rate	Number
		S09	NW	NW	NW	HEADGATE & LOW DITCH		A0002596
						PUMP SITE		A0007596

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
14N	19E	4	:											12	01					:	13.0
14N	19E	8	:	11		23				03										:	37.0
14N	19E	9	:							14	12									:	26.0
																				TOTAL ACRES	76.0

Pou County: CUSTER

Other Rights: 72-10246, 72-10263 & 72-10267

Conditions of Approval:

- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C16 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
  - IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 72:
  - WATER RIGHT NO. SOURCE
  - NONE NONE
  - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
    - IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:
    - WATER RIGHT NO. SOURCE
    - NONE NONE
    - ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
    - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

WR0749NP  
No. T72-00189A

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 04/02/00  
PAGE: 2

Remarks: GEN USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 76 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 72-00189A AND 72-10246A.

Dates: App. Received: Priority Date: 05/01/1879  
Proof Due Date: Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: 72C Field Exam Fee:

Comments: Date: 01/25/1994 User-ID: GIVENS Subject: OWNERSHIP CHANGE  
CHANGE OF OWNERSHIP RECEIVED 12/20/93 FORMER OWNERS LESTER W.  
&/OR EARL BRADBURY NEW OWNERS STEPHEN G. &/OR LYNDELLA A.  
BAUCHMAN. COPY OF WARRANTY DEED SUBMITTED WITH FORM.

Date: 03/07/1994 User-ID: WORSTELL Subject: RECOMMENDED AS 2 RIGHTS  
THIS CLAIM IS RECOMMENDED IN 2 PARTS. REVIEW SHOWED THAT THE  
CLAIMED PLACE OF USE LIES NORTH & SOUTH OF THE CHALLIS CREEK  
CHANNEL & IS IRRIGATED FROM 2 SOURCES - CHALLIS CREEK FOR  
72-00189B (48.2 ACRES) & DARLING CREEK (TRIBUTARY OF CHALLIS  
CREEK) FOR 72-00189A (86.9 ACRES).

Date: 11/21/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE  
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART  
OF RECORD THRU AJU10.

Date: 08/05/1999 User-ID: JSTANTON Subject: TRANSFER NO. 5534  
Application proposes to add a pump station just above the mouth  
of Darling Creek in order to provide water for sprinklers. Pump  
was installed last fall without an approved transfer.

Date: 04/02/2000 User-ID: JSTANTON Subject: Amended App. For Transfer  
Amended tranfer filed 3-10-00 to correct p/d for gravity ditch.

Audit: 08/05/99 JSTANTON 01/07/00 CLRDATE

WR0749NP  
No. 172-10246A

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 04/02/00  
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEPHEN BAUCHMAN 3730 PAMA LANE LAS VEGAS NV 89120 (702) 871-1737	04/15/1912	IRRIGATION	04/01 10/31	1.030 CFS	
TOTAL DIVERSION:					1.030 CFS	
C	LYNDELLA BAUCHMAN					

Water Source: DARLING CREEK

Tributary to: CHALLIS CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:	T14N R19E S05	SWSWSE	CUSTER County
	S09	NWNWNW	CUSTER County

Point of Diversion Name(s):

	Name	Rate	Number
T14N R19E S05	SW SW SE HEADGATE & LOW DITCH		A0002596
S09	NW NW NW PUMP SITE		A0007596

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
14N	19E	4	:					:					:			12	01	:					:	13.0
14N	19E	8	:	11		23		:	03				:					:					:	37.0
14N	19E	9	:					:	14		12		:					:					:	26.0
TOTAL ACRES																							76.0	

Pou County: CUSTER

Other Rights: 72-00189A

Conditions of Approval:

- C16 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER  
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER  
- RIGHTS IN BASIN 72:
- |   |                 |        |
|---|-----------------|--------|
| - | WATER RIGHT NO. | SOURCE |
| - | NONE            | NONE   |
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER  
- IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER  
- RIGHTS IN THE SNAKE RIVER BASIN:
- |   |                 |        |
|---|-----------------|--------|
| - | WATER RIGHT NO. | SOURCE |
| - | NONE            | NONE   |
- ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES  
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED  
- CONJUNCTIVELY.

Remarks: GEN USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 76 ACRES IN A SINGLE IRRIGATION SEASON.

WR0749NP  
No. T72-10246A

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 04/02/00  
PAGE: 2

Remarks: COMBINED RIGHT NOS.: 72-00189A AND 72-10246A.

Dates: App. Received: Priority Date: 04/15/1912  
Proof Due Date: Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: 72C Field Exam Fee:

Comments: Date: 03/08/1994 User-ID: WORSTELL Subject: RECOMMENDED AS 2 RIGHTS  
THIS CLAIM IS RECOMMENDED IN 2 PARTS. REVIEW SHOWED THAT THE  
CLAIMED PLACE OF USE LIES NORTH AND SOUTH OF THE CHALLIS CREEK  
CHANNEL & IS IRRIGATED FROM 2 SOURCES - CHALLIS CREEK FOR  
72-10246B (48.2 ACRES) & DARLING CREEK (TRIBUTARY OF CHALLIS  
CREEK) FOR 72-10246A (86.9 ACRES)

Date: 11/21/1998 User-ID: AJU10-DS Subject: AJU10 CONDITION UPDATE  
CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART  
OF RECORD THRU AJU10.

Date: 08/05/1999 User-ID: JSTANTON Subject: TRANSFER NO. 5534  
Application proposes to add a pump station just above the mouth  
of Darling Creek in order to provide water for sprinklers. Pump  
was installed last fall without an approved transfer.

Date: 04/02/2000 User-ID: JSTANTON Subject: Amended App. for Transfer  
Amended transfer filed 3-10-00 to correct p/d for gravity ditch.

Audit: 08/05/99 JSTANTON 01/18/00 CLEARFLD

## PART 1

9 3-9-00

1. ☐ Change point of diversion      ☒ Add diversion point(s)      ☐ Change place of use  
☐ Change nature of use      ☐ Change period of use      ☐ Other \_\_\_\_\_

2. Describe the reason for the proposed changes to go to sprinklers  
for a better coverage

- | 1. Right Number   | Priority          | Amount<br>(cfs/ac-ft) | Nature<br>of Use  | Period of Use                          |
|-------------------|-------------------|-----------------------|-------------------|----------------------------------------|
| <u>72-00189A</u>  | <u>5/1/1879</u>   | <u>0.790 cfs</u>      | <u>Irr</u>        | <u>4-1</u> to <u>10-31</u>             |
| <u>72-10246A</u>  | <u>4/15/1912</u>  | <u>1.030 cfs</u>      | <u>Irr</u>        | <u>4-1</u> to <u>10-31</u>             |
| <u>          </u> | <u>          </u> | <u>          </u>     | <u>          </u> | <u>          </u> to <u>          </u> |
| <u>          </u> | <u>          </u> | <u>          </u>     | <u>          </u> | <u>          </u> to <u>          </u> |

2. Total amount of water being transferred 1.82 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

3. Source of water Darling Creek tributary to Challis Creek

**4. Point(s) of Diversion:**

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SE	SW	5	14N	19E	Custer	River No. A0002596 Bauchman (DC)
	NW	NW	NW	9	14N	19E	Custer	River No A0007596 GPS Site ID no.

Requested  
Site

**5. Lands irrigated or place of use:**

[illegible]

Total acres \_\_\_\_\_



PART 1

6. General Information:

- a. Description of diversion system purpose to put in 20 HP pump with 6 in main
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes \_\_\_\_\_ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:  
it will irrigate same ground. the sprinkles will do a better job
- d. Remarks:  
use this diversion to sprinkle & keep old diversion for a back up in case pump breaks down

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_

And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

MICROFILMED

**PART 2****A. DESCRIPTION OF RIGHT AS RECORDED:**

Claim No. 72-00189A

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	0.79 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
DARLING CREEK	CHALLIS CREEK

Priority: 05/01/1879

LOCATION OF POINT(S) OF DIVERSION: SESESW , Sec. 5, Township 14N, Range 19E  
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N	19E	4	SWSW 12	SESW 1		13
		8	NENE 11	NWNE 23	NENW 3	37
		9	NENW 14	NWNW 12		26
Total number of acres irrigated:						76

CONDITIONS/REMARKS:

- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 72:
 

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 76 ACRES IN A SINGLE IRRIGATION SEASON.
- COMBINED RIGHT NOS.: 72-00189A AND 72-10246A.

MICROFILM

NOV 12 1981

## PART 2

## A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 72-10246A

STAGE: BENEFICIAL USE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	1.03 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
DARLING CREEK	CHALLIS CREEK

Priority: 04/15/1912

LOCATION OF POINT(S) OF DIVERSION: SESESW , Sec. 5, Township 14N, Range 19E  
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N	19E	4	SWSW 12	SESW 1		13
		8	NENE 11	NWNW 23	NENW 3	37
		9	NENW 14	NWNW 12		26
Total number of acres irrigated:						76

CONDITIONS/REMARKS:

- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 72:  

WATER RIGHT NO.	SOURCE
NONE	NONE

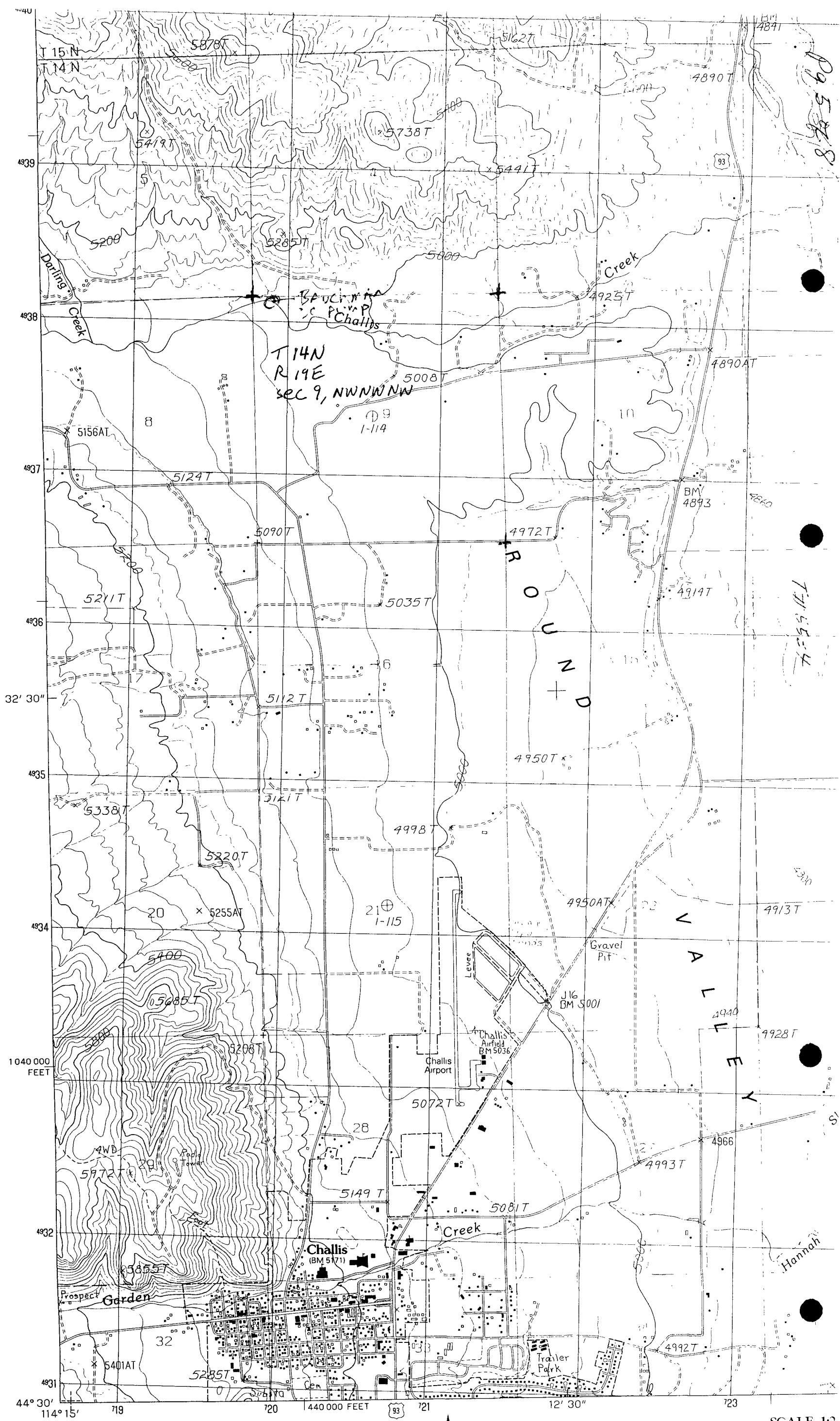
THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 76 ACRES IN A SINGLE IRRIGATION SEASON.
- COMBINED RIGHT NOS.: 72-00189A AND 72-10246A.

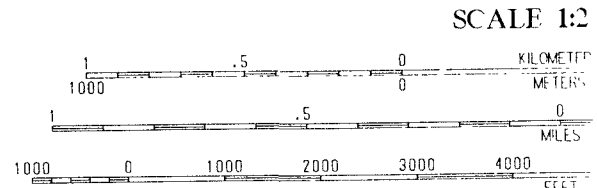
MICROFILMED

2011 10 20



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY  
CONTROL BY ..... USGS, NOS/NOAA  
COMPILED FROM AERIAL PHOTOGRAPHS TAKEN ..... 1984  
FIELD CHECKED ..... 1986 MAP EDITED ..... 1989  
PROJECTION ..... TRANSVERSE MERCATOR  
GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR ..... ZONE 11  
10,000-FOOT STATE GRID TICKS ..... IDAHO, CENTRAL ZONE  
UTM GRID DECLINATION ..... 1°58' EAST  
1989 MAGNETIC NORTH DECLINATION ..... 16°30' EAST  
VERTICAL DATUM ..... NATIONAL GEODETIC VERTICAL DATUM OF 1929  
HORIZONTAL DATUM ..... 1927 NORTH AMERICAN DATUM  
To place on the predicted North American Datum of 1983,  
move the projection lines as shown by dashed corner ticks  
(13 meters north and 72 meters east)

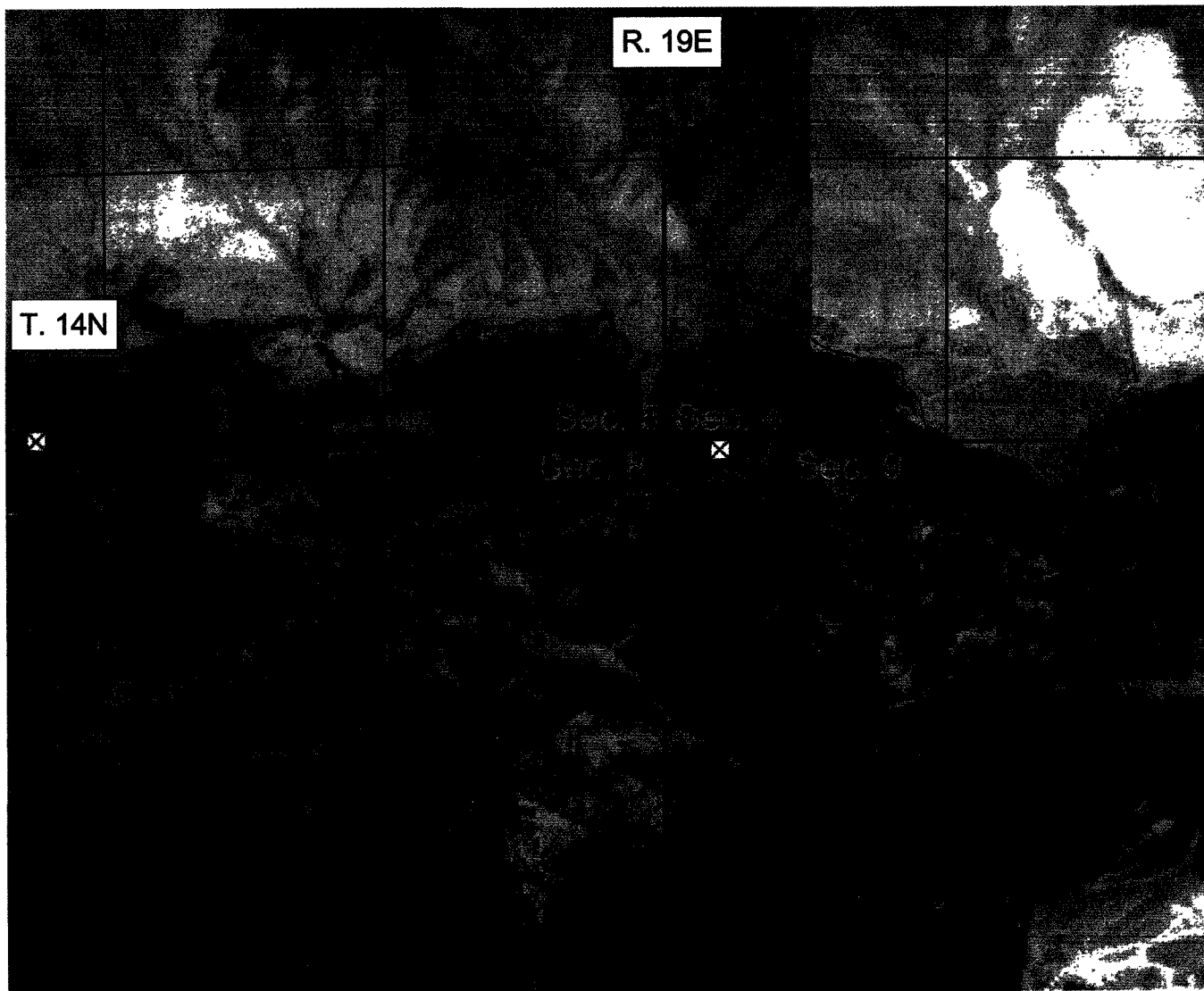
**PROVISIONAL MAP**  
Produced from original  
manuscript drawings. Infor-  
mation shown as of date of



CONTOUR INTFR  
SUPPLEMENTARY CONTOU  
To convert feet to meters  
To convert meters to feet

# STEPHEN BAUGHMAN APP. FOR TRANSFER

Pg. 6 of 8

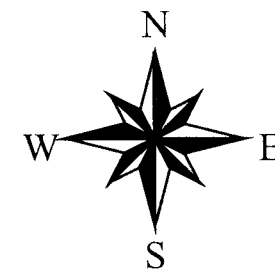


☒ 1; Existing Headgate

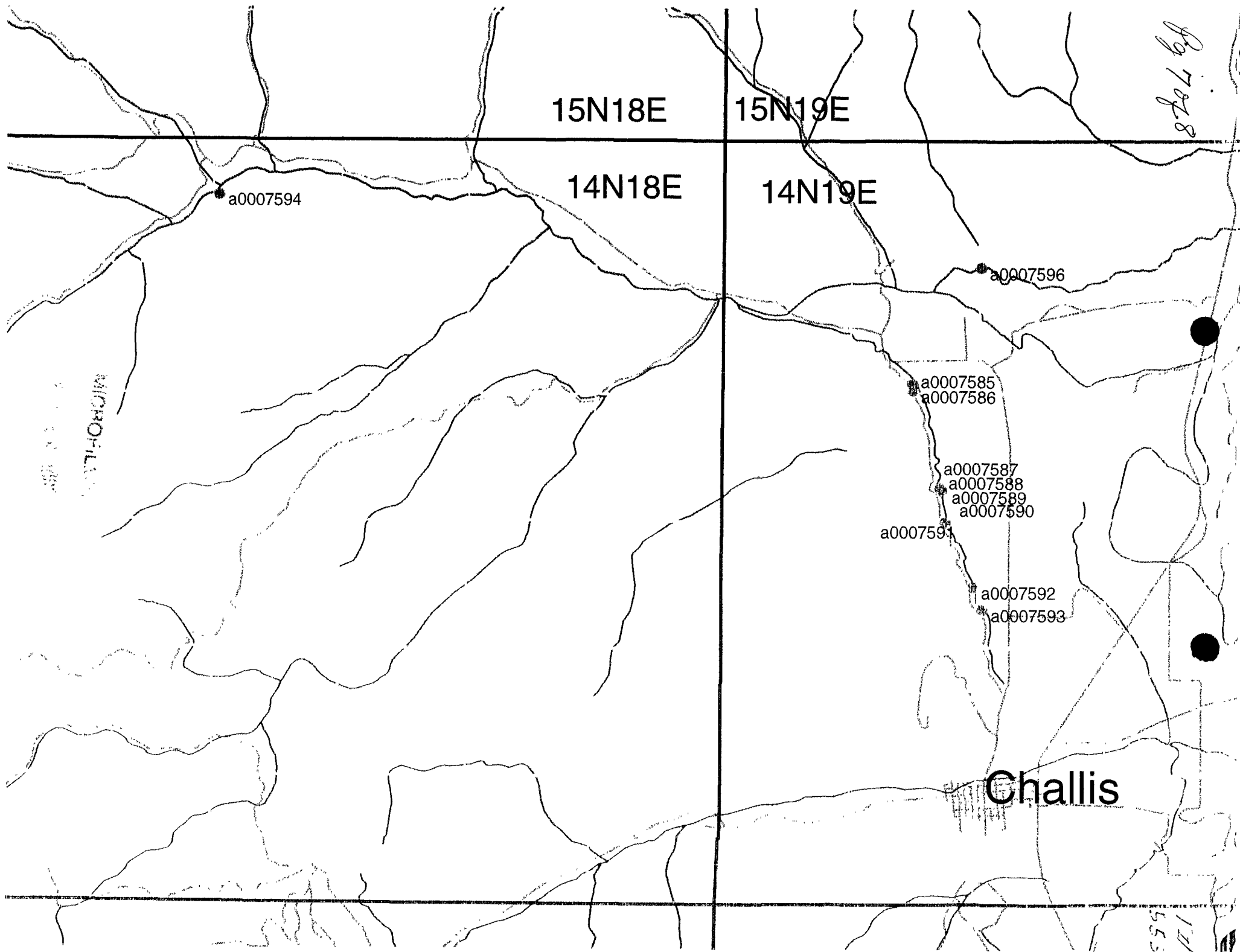
☒ 2; New Pump

□ Present P/U

Prepared By J E Stanton  
8-3-1999



T. 14N S. 34



15N18E

15N19E

14N18E

14N19E

a0007594

a0007596

a0007585  
a0007586

a0007587  
a0007588  
a0007589  
a0007590

a0007591

a0007592

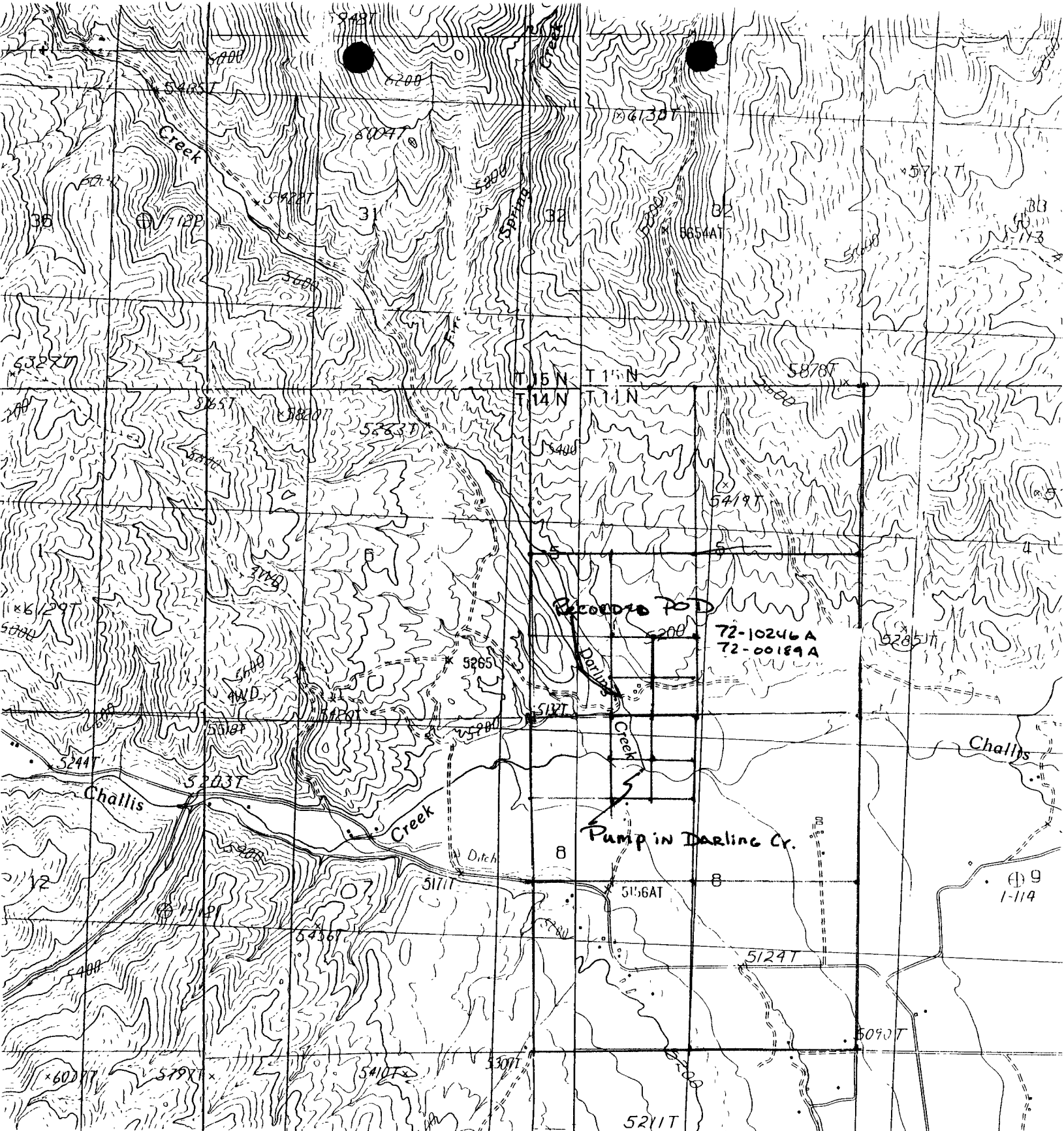
a0007593

Challis

82046

171  
5534





72-10246A  
72-00189A

T14N R19E S05+08 RECEIVED  
MAY 12 1977  
Department of Water Resources  
Southern Region

T# 5534

## PART 3

## B. CHANGES IN NATURE OF USE

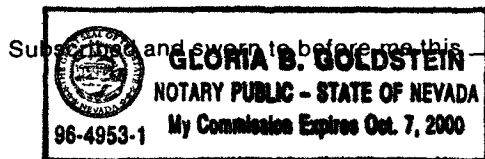
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.



(Signature of Applicant)

22ND day of JUNE, 19 99

(Notary Public)

My commission expires 10-07-2000

## FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 0 attachmentsReceived by JF Stanton Date 6-28-99 Protest filed by \_\_\_\_\_Prelim. check by JF Fee \$100, 5022322Receipted by gs Date 6-28-99Published in Challis Messenger Copies of protest forwarded by \_\_\_\_\_Pub. dates 9/23 & 9/30/99 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_Watermaster recommendation requested on 9/3/99 Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

Copy of transfer sent to lien holder \_\_\_\_\_

## IDWR TRANSFER ANALYSIS SHEET

APPLICANT Stephen Bauman TRANSFER NO. 5534

1. Right number(s) 72-00189A-72-10246A

2. Type of right ☒ Decree ☐ License ☐ Statutory Claim  
☒ SRBA Beneficial Use Claim

3. Purpose of transfer ☐ Change P/D ☒ Add P/D ☐ Change P/U  
☐ Change N/U ☐ Change Source ☐ Split Right  
☐ Other: \_\_\_\_\_

4. Check Existing Right: ☒ Source ☒ Priority ☒ Amount ☒ Purpose  
☒ Period ☒ SRBA Claim  
☒ Description of original point(s) of diversion  
☒ Description of original place of use  
☒ Overlapping rights on original place of use

Comments: Site has been viewed by Bob Foster, Jennie Robertson & others; no additional site work planned. Should be limited to 1.52 cfs when diverted from pump site, 1.82 cfs at gravity diversion. Recommend approval.

5. Check Proposed Right for amount of land &/or water transferred:

☒ Also see attached memo for more analysis information

- a. ☒ All of right
- b. ☐ Part of right (NOTE: Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☐ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred Applicant is claimant of record
- h. ☒ Expansion in use of right - Comments: N/A

i. ✓ Existing rights from same source, on land water is being transferred to; right number(s): N/A

j. ✓ SRBA claim(s) - Comments (NOTE! Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) Transfer is based on Director's Report

k. ✓ Comment letters ✓ Yes ✓ No  
If yes ✓ Water District # 72-C  
Lienholder, others, see #2 below for name and address

INITIAL ALLOCATION REVIEW BY J. E. Stanton DATE 8-5-99  
SRBA SUPERVISOR REVIEW BY \_\_\_\_\_ DATE \_\_\_\_\_  
PUBLICATION REVIEW BY \_\_\_\_\_ DATE \_\_\_\_\_

1. Legal Notice electronically sent to DWR03::VAULT ✓ Yes 9/13/99  
2. COMMENT LETTERS Copy of Pg 1 to AJ ✓ Yes 9/14/99

Watermaster recommendation requested on \_\_\_\_\_, Received on \_\_\_\_\_

Other comments letters - send to the following name(s) & address(es):

3. Transfer published correctly? \_\_\_\_\_ Yes \_\_\_\_\_ No  
4. Affidavit of publication received? \_\_\_\_\_ Yes \_\_\_\_\_ No  
5. Protests received? \_\_\_\_\_ Yes \_\_\_\_\_ No; Acknowledgement sent? \_\_\_\_\_ Yes  
6. Copies made for Region file (see attached supplemental page)? \_\_\_\_\_ Yes

### RECOMMENDED ACTION

1. \_\_\_\_\_ Approve  
2. \_\_\_\_\_ Deny due to \_\_\_\_\_

3. Conditions (special conditions in Water Districts) \_\_\_\_\_

\_\_\_\_\_ Also see attached memo for recommendation dated: \_\_\_\_\_

4. By \_\_\_\_\_ Date \_\_\_\_\_

# AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

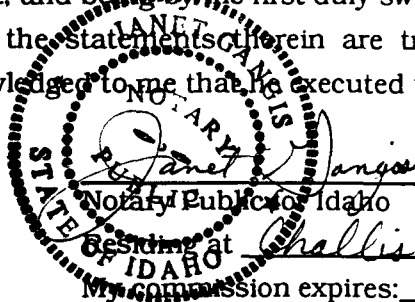
I, Ruth E. Burchill, representing the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated Sept 23 1999 and ending with the issue dated Sept 30 1999.

Ruth E Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 30<sup>th</sup> day of September in the year of 1999 before me, a Notary Public, personally appeared Ruth E. Burchill known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

  
Notary Public for Idaho  
Residing at Challis  
My commission expires: 4/30/04

RECEIVED

OCT 01 1999

Department of Water Resources  
Southern Region

## NOTICE OF APPLICATIONS FOR PROPOSED CHANGES TO WATER RIGHTS

Notice is hereby given that four applications for transfer have been filed with the Department of Water Resources as described below:

**Transfer No. 5529** by United States Antimony Corp (PO Box 643, Thompson Falls MT 59873) requests modification of right 72-07140. The right is recorded with a priority date of 5/30/1981 for 0.50 cfs diverted from Preacher's Cove Creek, tributary to Yankee Fork, Salmon River and Yankee Fork, Salmon River at three diversions within Section 20. The right is currently used for industrial and domestic purposes at the mill within Section 20. The transfer proposes to convert the entire right to irrigation of 14 acres at the same site for reclamation of tailings. The right will continue to be diverted from Preacher's Cove Creek within SENE Section 20, all T12N, R15E, Custer County.

**Transfer No. 5530 and Transfer No. 5532** by Thompson Creek Mining Co (c/o Bert Doughty, PO Box 62, Clayton ID 83227) requests modifications of rights as follows: Transfer 5530 proposes to change the location of the point of diversion of right 72-10488. The right is currently diverted from the Salmon River within NESE Section 26 with a priority of 5/24/1888 at a rate of 0.72 cfs for irrigation of 8 acres within SESE Section 25. The new diversion will be within SESE Section 25, all T11N, R16E, Custer County by pump in Salmon River. Transfer 5532 proposes to

change the location of the point of diversion of right 72-00135. The right is currently diverted from Squaw Creek, tributary to Salmon River, within SWNE Section 21 with a priority of 6/1/1887 at a rate of 0.79 cfs for irrigation of 11 acres within parts of Sections 27 and 28. The new diversion will be within Section 27, all T11N, R17E, Custer County by pump in Salmon River.

**Transfer No. 5534** by Stephen & Lyndella Bauchman (3730 Pama Lane, Las Vegas NV 89120) requests modification of rights 72-00189A (priority 5/1/1879 at 0.79 cfs) and 72-10246A (priority 4/15/1912 at 1.03 cfs) currently diverted within SESW Section 5 from Darling Creek, tributary to Challis Creek for irrigation of 76 acres within portions of Sections 4, 8 and 9. The transfer proposes to add another point of diversion from Darling Creek within NWNW Section 9, all T14N, R19E, Custer County.

Any protest against the proposed applications must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before October 12, 1999 to be considered by the Department in its decision to grant or deny any part of the proposed applications. (Each application requires a separate protest). The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director  
Pub: Sept. 23 & 30, 1999.

MICROFILMED

## STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

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Challis, Idaho 83226

*Dept. of Water*  
*1341 Fillmore St., Suite 200*  
*Idaho Falls, Id 83401-3380*

Job No.	Date	DESCRIPTION	Amount
	9-30-99	Notice of Applications for Proposed Changes to Water Rights 9/23 + 30/99 93 lines Transfer # 5529, 5530, 5532, 5534	\$117.65  OK MB 10/7/99

A finance charge of 1½ percent (annual percentage rate of 18%) with a minimum charge of 50¢ will be charged to all accounts not paid within 30 days of billing.

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OCT 20 1999





**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**

**SOUTHERN REGION**

**DIRK KEMPTHORNE  
GOVERNOR**

**September 14, 1999**

**KARL J. DREHER  
DIRECTOR**

**ATTN MIKE LARKIN  
ID DEPT OF FISH & GAME  
PO BOX 1336  
SALMON ID 83467**

**Re: Four (4) Applications for Transfer**

**Dear Mr. Larkin:**

The Department is seeking a written Comment &/or Recommendation from your agency regarding the above referenced applications for surface water; a copy of the applications are enclosed for your information and reference.

Regional review of an unprotested application can be completed as soon as the final protest period is past; therefore, your prompt response to this request is appreciated.

If you have any questions about an application, please contact this office or the applicant.

**Very truly yours,**

**James E. Stanton  
Sr. Water Resource Agent**

**Enclosure(s)**

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**NOV 2 1999**

# ACTION REQUIRED

9/14/99

FROM: MB

TO: Terry Blue

SCA comment. please



**State of Idaho**

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**SOUTHERN REGION**

**DIRK KEMPTHORNE  
GOVERNOR**

September 13, 1999

**KARL J. DREHER  
DIRECTOR**

**STEPHEN BAUCHMAN &  
LYNDELLA BAUCHMAN  
3730 PAMA LANE  
LAS VEGAS NV 89120**

**Re: Application for Transfer No. 5534**

**Dear Applicant(s):**

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office has scheduled advertising the application in the Challis Messenger for 9/23 and 9/30/99. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If an application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

The department's review process may have to include field investigation and verification of the claims which is required as part of the Snake River Basin Adjudication.

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

James E. Stanton\  
Sr. Water Resource Agent

JS:MB

MICROFILMED  
SEP 20 1999

NOTICE OF APPLICATIONS FOR PROPOSED  
CHANGES TO WATER RIGHTS

Notice is hereby given that four applications for transfer have been filed with the Department of Water Resources as described below:

Transfer No. 5529 by United States Antimony Corp (PO Box 643, Thompson Falls MT 59873) requests modification of right 72-07140. The right is recorded with a priority date of 5/30/1981 for 0.50 cfs diverted from Preacher's Cove Creek, tributary to Yankee Fork, Salmon River and Yankee Fork, Salmon River at three diversions within Section 20. The right is currently used for industrial and domestic purposes at the mill within Section 20. The transfer proposes to convert the entire right to irrigation of 14 acres at the same site for reclamation of tailings. The right will continue to be diverted from Preacher's Cove Creek within SENE Section 20, all T12N, R15E, Custer County.

Transfer No. 5530 and Transfer No. 5532 by Thompson Creek Mining Co (c/o Bert Doughty, PO Box 62, Clayton ID 83227) requests modifications of rights as follows: Transfer 5530 proposes to change the location of the point of diversion of right 72-10488. The right is currently diverted from the Salmon River within NESE Section 26 with a priority of 5/24/1888 at a rate of 0.72 cfs for irrigation of 8 acres within SESE Section 25. The new diversion will be within SESE Section 25, all T11N, R16E, Custer County by pump in Salmon River. Transfer 5532 proposes to change the location of the point of diversion of right 72-00135. The right is currently diverted from Squaw Creek, tributary to Salmon River, within SWNE Section 21 with a priority of 6/1/1887 at a rate of 0.79 cfs for irrigation of 11 acres within parts of Sections 27 and 28. The new diversion will be within Section 27, all T11N, R17E, Custer County by pump in Salmon River.

Transfer No. 5534 by Stephen & Lyndella Bauchman (3730 Pama Lane, Las Vegas NV 89120) requests modification of rights 72-00189A (priority 5/1/1879 at 0.79 cfs) and 72-10246A (priority 4/15/1912 at 1.03 cfs) currently diverted within SESW Section 5 from Darling Creek, tributary to Challis Creek for irrigation of 76 acres within portions of Sections 4, 8 and 9. The transfer proposes to add another point of diversion from Darling Creek within NWNW Section 9, all T14N, R19E, Custer County.

Any protest against the proposed applications must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before October 12, 1999 to be considered by the Department in its decision to grant or deny any part of the proposed applications. (Each application requires a separate protest). The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Challis Messenger on 9/23 & 9/30/99.

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NOV 2 1999



**State of Idaho**

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**SOUTHERN REGION**

**DIRK KEMPTHORNE  
GOVERNOR**

**September 13, 1999**

**KARL J. DREHER  
DIRECTOR**

**CUSTER PUBLISHING  
PO BOX 405  
CHALLIS ID 83226**

**Ladies and Gentlemen:**

**Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.**

**We have inserted the required publication dates. If you cannot publish the notice on the proposed dates, please contact us immediately.**

**In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.**

**Very truly yours,**

**Mary Baldwin  
Administrative Assistant**

**Enclosure**

**MICROFILM  
NOV 23 1999**



**State of Idaho**

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**SOUTHERN REGION**

**DIRK KEMPTHORNE  
GOVERNOR**

**September 13, 1999**

**KARL J. DREHER  
DIRECTOR**

**JACK CHALLIS WATERMASTER  
WATER DISTRICT #72-C  
PO BOX 910  
CHALLIS ID 83226**

**Re: Application for Transfer of Water Right Nos. (T# 5534 –BAUCHMAN, Stephen & Lyndella)**

**Dear Mr. Challis:**

**Enclosed is a copy of an Application for Transfer of a Water Right within your District, and Watermaster's Recommendation Form(s).**

**Section 42-222 of the IDAHO CODE requires that the watermaster must be advised of proposed changes in water rights in the water district and must notify the Department of his recommendation on the application.**

**Please complete the enclosed recommendation form(s) and return to this office.**

**Regional review of an unprotested application can be completed as soon as the final protest period is past; therefore, your prompt response to this request is appreciated.**

**If you have any questions about an application, please contact this office or the applicant.**

**Very truly yours,**

**James E. Stanton  
Sr. Water Resource Agent**

**Enclosures**

**MICROFILM**

**SEP 20 1999**



TO: File

DATE: August 5, 1999

FROM: Jim Stanton

SUBJECT: App. for Transfer, Stephen Bauchman

There is confusion over the location of the new p/d due to an apparent change in the channel of Darling Creek. The quad map and other maps show that this stream runs in a southeasterly direction before dumping into Challis Cr. in the NE/NW S. 8. But watermaster Jack Challis told me that Darling Creek turns to the east at the mouth of its canyon, running about 3/4 mile thru the south end of Sec. 5 & 4 before joining Challis Creek in the NW/NW Sec. 9. While there are some darker lines thru a vegetated area where Darling Creek originally ran, the GIS tif data is not conclusive as to the location of this stream. While Bob Foster did GPS the pump site, Jack said that he was having trouble getting a reading due possibly to weak batteries. The location of the gravity diversion from Darling Creek (as determined by SRBA) supports Jack's statement about the location of this stream, since it is well away from the mapped channel. The old P/D is SRBA #122, which the applicant wants to keep as a backup diversion in case of pump problems. The application appears to be correct with regard to the location of the two diversions.

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NOV 2 1999

T # 5534



State of Idaho

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SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

August 5, 1999

Eric Matson  
Challis, ID  
83226

RE: Darling Creek Diversions of Stephen Bauchman

Dear Mr. Matson;

As you operate the Bauchman property north of Challis Creek, enclosed is a computer-generated map of the property and the two diversion points used to water it. If you have questions or comments, feel free to contact me.

Regards,

James E. Stanton  
Sr. Water Resourc Agent

MICROFILMED  
MAY 7 2000

T # 5534



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**

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

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SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

August 5, 1999

Jack Challis, Watermaster  
PO Box 910  
Challis, ID  
83226

RE: Darling Creek Diversions of Stephen Bauchman

Dear Jack;

FYI, enclosed is a GIS map showing these two diversions and the Bauchman property north of Challis Creek. If you have comments, please contact me. We will eventually be asking for written watermaster comments on Bauchman's transfer application.

Regards,

James E. Stanton  
Sr. Water Resource Agent

MICROFILM...

NOV 24 1999

T#5534



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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

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SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

August 5, 1999

Bob Foster  
Dept. of Water Resources  
Suite B, Van Dreff Office Complex  
Salmon, ID  
83467

RE: Illegal Diversion Point On Darling Creek, Stephen Bauchman

Dear Bob;

Enclosed is a copy of my GIS map for the two Darling Creek diversions of Mr. Bauchman. If you have comments, please contact me. Thanks for your field work in this matter.

Regards,

James E. Stanton  
Sr. Water Resource Agent

MICROFILM

SEP 2 1999

T#3534



## State of Idaho

### DEPARTMENT OF WATER RESOURCES

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

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SOUTHERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

May 12, 1999

Stephen Bauchman  
3730 Pama Lane  
Las Vegas, NV 89120

Certified Mail

RE: Potential illegal point of diversion

Dear Mr. Bauchman:

Our office has become aware of a newly installed pump within the SWNENW of S08 T14N, R19E on Darling Creek which is reported to be owned or operated by you. Our records do not show that this is an authorized point of diversion for your rights 72-10246A and 72-00189A. I request your cooperation in:

- identifying what water right covers this diversion if our records are not correct.
- and/or
- file a transfer application to record the newly developed point of diversion. (Please find enclosed a transfer application with instructions for your possible use.)

Please respond to our office within 14 days of the date of this letter as to the status of your project.

Please note that to divert water in Idaho without a valid water right is illegal pursuant to §42-351, Idaho Code and subject to civil penalties of up to \$300 per acre irrigated. Please also note that alteration of a stream without a Stream Channel Alteration Permit is also a violation and may also be subject to civil penalties.

By copy of this letter to Jack Challis, the watermaster on Challis Creek, I will instruct him not to allow diversion at this new point of diversion until this matter is resolved.

If you have questions regarding this matter please feel free to contact our office.

Sincerely,

Allen Merritt, PE  
Southern Region Manager

CC: Glen Saxton & Tim Luke - IDWR (State Office)  
Bob Foster - IDWR (Salmon)  
Jack Challis - Watermaster of 72-C  
Terry Blau - IDWR Stream Channel Program

MICROFILM

200 2 0 000

T-#5534

Memorandum

Date: May 06, 1999

RECEIVED

MAY 12 1999

Department of Water Resources  
Southern Region

To: Allen Merritt, Southern

From: Bob Foster, Salmon

Re: Bauchman pump, 72-10246A, 7200189A

I have enclosed photographs and a map showing the location of the above mentioned pump that Tim Luke, Jack Challis, and I inspected last month. Jack Challis, Watermaster 72-C, stated the pump had been installed in the fall of 1998.

A check of department records shows the POD for the above rights located in the SESESW of S05 T14N R19E. The pump is located in the SWNENW of S08 T14N R19E. I was unable to find any record of a transfer application proposing to change the POD.

I have instructed the watermaster to inform the wateruser or his agent not to operate the pump until this matter was resolved.

There may be other issues involved with this diversion such as a possible SCA violation with the installation of the pump directly in the channel of Darling Creek. It also appears that water could also be diverted from Challis Creek if so desired to the ground covered by the Darling Creek rights.

We probably need to contact the wateruser and request they file a transfer application for the change in the POD and Terry Blau may want to look into the SCA matter.

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7# 5534





Breathin-pump  
A0007596

View pump



View from  
East



View from  
west

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NOV 7 1971

T#5534

Bachman Pump @ A0007596  
DARLINGTON & CHALLIS CKS.

Headgate to culvert bypasses  
water to Challis CK from

268M NNNN 2A 28APR99  
DARLINGTON CK MAY 12 1999  
Department of Water Resources  
Southern Region

Pump in DARLINGTON CK

Bachman Pump @ A0007596  
DARLINGTON & CHALLIS CKS.

View From East.

268M NNNN 2A 28APR99

RECEIVED

MAY 12 1999

Department of Water Resources  
Southern Region

Bachman Pump @ A0007596  
DARLINGTON & CHALLIS CKS.

View From West

268M NNNN 2A 28APR99

RECEIVED

MAY 12 1999

Department of Water Resources  
Southern Region

Bachman Pump  
A0007596

New pump

View from  
East

View from  
west

MICROFILMED

268M NNNN 2A 28APR99

T# 5534