

RECEIVED

MAY 10 2012

DEPARTMENT OF  
WATER RESOURCES



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

May 4, 2012

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

The Christopher W James Trust  
PO Box 510  
Challis ID 83226

RE: Change of Ownership for Water Right No(s). 72-4057, 72-10078, 72-10079 & 72-11735

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

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

Sincerely,



Jonie Barg  
Technical Records Specialist

Enclosure(s)

cc: Water District 72A  
Water District 170

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report 72-10078

WATER RIGHT NUMBER: 72-10078

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THE CHRISTOPHER W JAMES TRUST PO BOX 510 CHALLIS, ID 83226 (208)879-4560

Priority Date: 06/01/1889  
Basis: Decreed  
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01	to 12/31	0.040 CFS	
	<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion  
GROUND WATER NE1/4SW1/4NE1/4 Sec. 31, Twp 14N, Rge 19E, B.M.  
CUSTER County

Place of Use  
DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
14N	19E	31	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
					X														

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. PARCEL NO. RP14N19E310001A

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report 72-10079

WATER RIGHT NUMBER: 72-10079

<u>Owner Type</u> Current Owner	<u>Name and Address</u> THE CHRISTOPHER W JAMES TRUST PO BOX 510 CHALLIS, ID 83226 (208)879-4560
------------------------------------	--

Priority Date: 06/01/1983  
Basis: Decreed  
Status: Active

<u>Source</u> GROUND WATER	<u>Tributary</u>
-------------------------------	------------------

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion  
GROUND WATER    SE1/4SW1/4NE1/4    Sec. 31, Twp 14N, Rge 19E, B.M.  
CUSTER County

Place of Use  
DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14N 19E 31			X														

- Conditions of Approval:
1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
  2. PARCEL NO. RP14N19E310001A
  3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report 72-4057

WATER RIGHT NUMBER: 72-4057

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THE CHRISTOPHER W JAMES TRUST PO BOX 510 CHALLIS, ID 83226 (208)879-4560

Priority Date: 05/20/1914  
Basis: Decead  
Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/15	to 7/01	2.400 CFS	
	<u>Total Diversion:</u>		2.400 CFS	

Location of Point(s) of Diversion  
GARDEN CREEK NE1/4SE1/4NE1/4 Sec. 36, Twp 14N, Rge 18E, B.M.  
CUSTER County

Place of Use  
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	31	21.0	22.0	14.0	13.0	17.0	9.0	19.0	11.0									126.0
							L 1	L 2											

Total Acres: 126

Conditions of Approval:

- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 126 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 72-11735 AND 72-04057.
- 2 POINTS OF DIVERSION LOCATED IN T14N, R18E, S 36, NESENE.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.82 CFS. 72-11735 AND 72-04057.
- C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
- RIGHT NO. 72-11735 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.
- THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MAY 15 AND AFTER JULY 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report 72-11735

WATER RIGHT NUMBER: 72-11735

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THE CHRISTOPHER W JAMES TRUST PO BOX 510 CHALLIS, ID 83226 (208)879-4560

Priority Date: 03/05/1879

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 10/31	2.420 CFS	
	<u>Total Diversion:</u>		2.420 CFS	

Location of Point(s) of Diversion

GARDEN CREEK NE1/4SE1/4NE1/4 Sec. 36, Twp 14N, Rge 18E, B.M.  
CUSTER County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	31	21.0	22.0	14.0	13.0	17.0	9.0	19.0	11.0									126.0
								L 1	L 2										

Total Acres: 126

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. 2 POINTS OF DIVERSION LOCATED IN T14N, R18E, S 36, NESENE.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.82 CFS. 72-11735 AND 72-04057.
4. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 126 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS. 72-11735 AND 72-04057.
5. C04 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 72-00054, & 72-00055.  
RIGHT NO. 72-04057 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

Remarks: