
RIGHTS FROM: SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-04163

NAME & ADDRESS: WILLIAM T. GAMMACHE
ANTHONY D. GAMMACHE
P.O. BOX 146
CHALLIS ID 83226

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 2.76 CFS

PRIORITY DATE: 10/10/1911

POINT OF DIVERSION: T14N R19E S07 LOT 10 (SWNNW) Within CUSTER County
S17 NENWSE (REDIVERSION)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	2.76 CFS

PLACE OF USE: IRRIGATION Within CUSTER County
T14N R19E S16 NWNW 30 SWNW 36
66 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 72-10138 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 66 ACRES IN A SINGLE IRRIGATION SEASON.

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

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

SCANNED

JUL 15 2004

General Provision was noted on the face of recommendations for Basin 72.

RECEIVED

JUL 28 2005
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUL 27 2005	
Clerk	
Deputy Clerk	

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

In Re SRBA

Case No. 39576

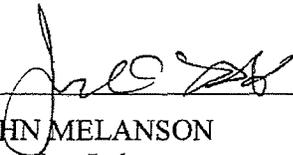
)
) **ORDER OF PARTIAL DECREE FOR**
) **GENERAL PROVISIONS IN BASIN 72**
)

On January 29, 1999, pursuant to Idaho Code § 42-1411(3), the Director of the Idaho Department of Water Resources filed a *Director's Report* recommending general provisions applicable to water rights in Basin 72. The only general provision recommended by the Director in Basin 72 is the connected sources (conjunctive management) general provision. No objections have been filed to the general provision portion of the Basin 72 *Director's Report*. On August 6, 1999, pursuant to Idaho Code § 42-1412(7), the Court held a hearing on those portions of the *Director's Report* for which no objection was filed.

On February 27, 2002, Judge Burdick issued a *Memorandum Decision and Order of Partial Decree* in Basin Wide Issue 5 (Connected Sources General Provision), subcase 91-00005. Therein, Judge Burdick decreed the form of the conjunctive management general provision to be used in each administrative basin within the Snake River Basin Adjudication. The connected sources general provision recommended in the Basin 72 *Director's Report* has been modified to make it consistent with the *Order* issued in Basin Wide Issue 5.

In accordance with the foregoing, IT IS ORDERED that the Basin 72 general provisions are hereby **decreed** as set forth in the *Partial Decree Pursuant to I.R.C.P. 54(b)* entered contemporaneously herewith.

Dated July 27, 2005



 JOHN MELANSON
 Presiding Judge
 Snake River Basin Adjudication

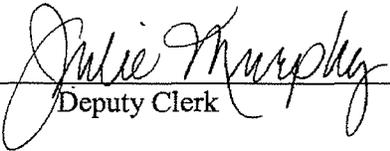
CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE FOR GENERAL PROVISIONS IN BASIN 72 was mailed on July 27, 2005 with sufficient first-class postage to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Div.
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, Idaho 83721-4449

U.S. Department of Justice
Environment & Natural Resources Div.
550 W Fort St., MSC 033
Boise, ID 83724


Deputy Clerk

RECEIVED

JUL 28 2005

DEPARTMENT OF WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUL 27 2005

By _____ Clerk
_____ Deputy Clerk

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

In Re SRBA)
)
Case No. 39576) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR GENERAL
) PROVISIONS IN BASIN 72
)

The following general provisions are hereby decreed to be applicable to water rights in Basin 72.

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 in accordance with the prior appropriation doctrine as established by Idaho Law.

<u>Water Right No.</u>	<u>Source</u>
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 in accordance with the prior appropriation doctrine as established by Idaho law.

<u>Water Right No.</u>	<u>Source</u>
NONE	NONE

Except as otherwise specified above, all other water rights within Basin 72 will be administered as connected sources of water in the Snake River Basin in accordance with the prior appropriation doctrine as established by Idaho law.

RULE 54(b) CERTIFICATE

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

Dated July 27, 2005



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

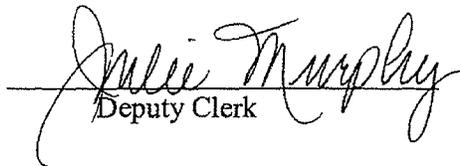
CERTIFICATE OF MAILING

I certify that a true and correct copy of the **PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) FOR GENERAL PROVISIONS IN BASIN 72** was mailed on *July 27, 2005* with sufficient first-class postage to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Div.
Office of the Attorney General
State of Idaho
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Boise, Idaho 83721-4449

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Deputy Clerk