

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

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

IDENT. NUMBER: 74-00072

DATE RECEIVED: 5-2-90/88

RECEIPT NO: X999999/00

RECEIVED BY: -----

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. NAME: MAHAFFEY LIVESTOCK INC.  
ADDRESS: C/O STEPHEN MAHAFFEY  
P.O. BOX 4  
TENDON, ID 83468

2. DATE OF PRIORITY: JUN 01, 1883

3. SOURCE: NEZ PERCE CREEK TRIB. TO: TEXAS CREEK

4. POINT OF DIVERSION:

| TOWNSHIP | RANGE | SECTION | 1/4 OF | 1/4 OF | 1/4 | LOT | COUNTY |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 14N      | 26E   | 15      | NE     | SW     |     |     | LEMHI  |
|          |       | 22      | NE     | SW     |     |     | LEMHI  |

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

| PURPOSE    | FROM  | TO    | C.F.S. | (OR) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.840  |      |        |

7. TOTAL QUANTITY APPROPRIATED IS:  
0.840 C.F.S. (AND/OR)

A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

| TOWNSHIP | RANGE | SECTION | 1/4 OF | 1/4 | LOT | USE | ACRES |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 14N      | 26E   | 10      | NE     | SW  |     | IRR | 40.0  |
|          |       |         | NW     | SW  |     | IRR | 13.0  |

74-00072

PAGE 1

DATE: 02/08/90

MICROFILMED

DEC 14 1992

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10. PLACE OF USE: CONTINUED

| TOWNSHIP | RANGE | SECTION | 1/4 OF | 1/4 | LOT | USE           | ACRES |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 14N      | 26E   | 10      | NE     | SE  |     | IRR           | 38.0  |
|          |       |         | NW     | SE  |     | IRR           | 28.0  |
|          |       |         |        |     |     | SECTION ACRES | 119.0 |
|          |       | 11      | SW     | SW  |     | IRR           | 39.0  |
|          |       |         |        |     |     | SECTION ACRES | 39.0  |
|          |       |         |        |     |     | TOTAL ACRES   | 158.0 |

11. PLACE OF USE IN COUNTIES: LEMHI, LEMHI

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:  
AC. IRR.= 158.0.

15. BASIS OF CLAIM: DECREE  
CASE NUMBER:  
COURT :  
DECREE DATE:

DECREE PLAINTIFF

VS

DECREE DEFENDANT

16. SIGNATURE(S)

(A.) BY SIGNING BELOW, I/WE ACKNOWLEDGE THAT I/WE HAVE RECEIVED, READ AND UNDERSTAND THE FORM ENTITLED "HOW YOU WILL RECEIVE NOTICE IN THE SNAKE RIVER BASIN ADJUDICATION." (B.) I/WE DO \_\_\_\_ DO NOT / WISH TO RECEIVE AND PAY A SMALL ANNUAL FEE FOR MONTHLY COPIES OF THE DOCKET SHEET.

NUMBER OF ATTACHMENTS: 1

FOR INDIVIDUALS:

I/WE DO SOLEMNLY SWEAR OR AFFIRM THAT THE STATEMENTS CONTAINED IN THE FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF CLAIMANT(S) *James Whittaker* DATE: 5/1/90  
\_\_\_\_\_  
DATE: \_\_\_\_\_

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM \_\_\_\_\_ OF  
\_\_\_\_\_  
TITLE  
\_\_\_\_\_, THAT I HAVE SIGNED THE FOREGOING  
ORGANIZATION  
DOCUMENT IN THE SPACE BELOW AS \_\_\_\_\_ OF  
\_\_\_\_\_  
TITLE  
\_\_\_\_\_ AND THAT THE STATEMENTS CONTAINED IN THE  
ORGANIZATION  
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

\_\_\_\_\_  
SIGNATURE OF AUTHORIZED AGENT  
\_\_\_\_\_  
TITLE AND ORGANIZATION  
\_\_\_\_\_  
DATE

STATE OF IDAHO )  
COUNTY OF Bonneville ) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 1st DAY

OF May 19 90

*Kevin H. Hoff*  
NOTARY PUBLIC

SEAL

RESIDING AT Idaho Falls, Idaho

MY COMMISSION EXPIRES 2/13/95

74-00072

PAGE

3

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IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER  
FROM THE SNAKE RIVER BASIN  
WATER SYSTEM

CIVIL CASE NUMBER: 3956  
Ident. No.

**ATTACHMENT TO  
NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

Please type or print clearly:

Name of claimant(s) F. James and/or Paula J. Whittaker

Mailing Address  
(including zip code)

Two Dot : Ranch

Box 240

Leadore, Idaho 83464

Phone Number (208) 768 - 2491 DE/90

**MICROFILMED**

**DEC 14 1992**