

NAME:

MAHONEY JR
TRUST

CLAIM: 71-000039A

CORRESPONDENCE

~~X~~

EVIDENCE OF

PRIORITY

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: A71-00039A
Date Received: 1/ 4/1990
Receipt No: S010822
Received By: O/C HLB

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: THE DANIEL J MAHONEY JR LIFETIME TRUST II 202-776-2546
Address: C/O JOHN D WARD ESQ
1200 NEW HAMPSHIRE AVE
NW SUITE 800
WASHINGTON DC 20036-6802

2. Date of Priority: JUN 1, 1904

3. Source: MC GOWAN CREEK Trib. to: VALLEY CREEK
HANNAH CREEK VALLEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	12E	2	SW	SE			CUSTER

5. Description of diverting works:
EARTH & ROCK DIVERSION, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		
STOCKWATER	01/01	12/31	0.030		

7. Total Quantity Appropriated is:
0.430 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 125.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	12E	11	SE	NE		IRR	10.0
			NE	SE		IRR	25.0
						Section Acres	35.0
		12	SW	NW		IRR	7.0
			NW	SW		IRR	7.0
						Section Acres	14.0
						Total Acres	49.0

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A71-00040A: IRRIG, A71-00054, 00057, 00047: STOCK USE

14. Remarks:

P/U IS H. E. S. 109.

AC. IRRIG. NOT SPECIFIED. FARM = 159.95 AC.

I MODIFIED THE SOURCE BY REMOVING THE HYPHEN BETWEEN MC GOWAN AND HANNA CREEK AS THEY ARE SEPARATE CREEKS. BOTH TRIBUTARY TO VALLEY CREEK. THE UPDATE IS CONSIDERED A DATA ENTRY STANDARD CORRECTION ONLY. KKC 8-23-96

OWNERSHIP CHANGE MADE 4/9/97 BY TLB.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/16/1940

DAN J. CAVANAGH

Decree Plaintiff

WM. MERRITT, ET AL.

vs Decree Defendant



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

JUN 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

THE DANIEL J MAHONEY JR LIFETIME TRUST II
JOHN D WARD ESQ
1200 NEW HAMPSHIRE AVE
WASHINGTON D.C. 20036-6802

RE: SRBA CLAIM(S): SEE ENCLOSED
MAHONEY

DEAR MR. WARD:

PURSUANT TO THE NOTIFICATION THAT YOUR CLIENT HAS CHANGED NAMES ON THE ABOVE-REFERENCED ADJUDICATION CLAIM(S), WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THESE COPIES ARE FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

THESE CLAIM NUMBERS WERE ALL THAT WERE FOUND UNDER MAHONEY'S NAME. THE OTHER NUMBERS ON YOUR LIST WERE EITHER OWNED BY ANOTHER PARTY OR ARE NOT IN EXSISTANCE ANYMORE.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

A handwritten signature in cursive script, reading 'Tara L. Backlund'.

TARA L. BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/tlb
ENCLOSURES



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

OCT 16 1996

Department of Water Resources
Southern Region

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____ See attached deed.
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: _____ See attached Exhibit "A"

☐ Name and Address of Former Owner/Claimant(s)(Seller): _____ DANIEL J. MAHONEY, JR.

☐ New Owner/Claimant (Purchaser): _____ THE DANIEL J. MAHONEY, JR. LIFETIME TRUST II

☐ New Mailing Address: _____ c/o JOHN D. WARD, ESQ.
_____ 1200 NEW HAMPSHIRE AVE. NW SUITE 800
_____ WASHINGTON, D.C. 20036-6802

☐ New Telephone Number: _____ (202) 776 -2546

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): _____ *Daniel J. Mahoney Jr* Date _____
_____ Date _____

☐ Signature of Former Owner/Claimant(s): _____ *Daniel J. Mahoney Jr* Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: *6/27/97* By: *103*

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

EXHIBIT "A"

MAHONEY WATER RIGHT NUMBERS

71-0039	72-00005
~~71-00039~~	~~A72-00005~~
~~A71-00039A~~	~~72-00049~~
71-0040	~~A72-00049~~
~~71-00040~~	~~#72-00049~~
~~A71-00040A~~	~~72-04027~~
~~71-00041~~	~~A72-04027~~
~~71-00042~~	~~#72-04027~~
~~71-00043~~	~~72-04138~~
~~71-00044~~	~~A72-04138~~
~~71-00045~~	~~A72-04138A~~
~~71-00046~~	~~A72-04138B~~
~~71-00047~~	~~72-04139~~
~~A71-00047~~	~~A72-04139~~
~~71-00048~~	~~72-04140~~
~~A71-00048~~	~~A72-04140~~
~~71-00049~~	~~72-04165~~
~~71-00050~~	~~A72-04165~~
~~71-00051~~	~~#72-04165~~
~~71-00052~~	~~72-04166~~
~~71-00053~~	~~A72-04166~~
~~A71-00053~~	~~#72-04166~~
71-0054	~~A72-04167~~
~~71-00054~~	~~A72-04167A~~
~~A71-00054~~	~~A72-04167B~~
~~A71-00055~~	~~A72-10353~~
~~71-00057~~	~~A72-10362~~
~~A71-00057~~	~~A72-10430~~
~~71-00058~~	~~A72-10437~~
	~~A72-10480~~
	~~A71-10481~~
	~~A71-10482~~

and all other water rights appurtenant to the property described in the attached deed.

0211998

WARRANTY DEED

FOR VALUE RECEIVED, DANIEL J. MAHONEY, JR., A/K/A DAN MAHONEY, Grantor, does Bargain, Sell and Convey unto DANIEL J. MAHONEY, JR. AND RICHARD L. BRAUNSTEIN, Trustees of THE DANIEL J. MAHONEY, JR. LIFETIME TRUST II, dated the 25th day of July, 1996, (the current address is c/o JOHN D. WARD, ESQ., 1200 New Hampshire Avenue, Washington, D.C. 20036-6802), the Grantee, the following described premises in Custer County, Idaho, to-wit:

ANY AND ALL OF GRANTOR'S RIGHT, TITLE, EQUITY OR INTEREST IN OR TO ANY PART OR ALL OF THE FOLLOWING DESCRIBED PROPERTY IN CUSTER COUNTY, IDAHO:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all encumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County Idaho, and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: Aug 15th, 1996.


Daniel J. Mahoney, Jr.
a/k/a Dan Mahoney

211998

STATE OF IDAHO)

: ss.

County of Custer)

On this 15th day of
August, 1996, before

me, a Notary Public, per-
sonally appeared DANIEL
J. MAHONEY, a/k/a DAN
MAHONEY, known

or identified to me
to be the person whose
name is subscribed to
the within instrument
and acknowledged to me
that he executed the
same.

[Signature]
Notary Public for Idaho
Residing at Challis
Commission Expires 1-21-99

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instru-
ment was filed for record at the
request of Dame Bennett
at 17 minutes past 1
o'clock P.M., this 17th day of
Sept., 1996, in my office,
and duly recorded in Book _____
of Deeds at page _____.

Ethel M. Peck

Ex-Officio Recorder

BY Wendy Murphy Deputy

Fee: \$ 21.⁰⁰
Mail to:

EXHIBIT "A"

A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as:

Commencing at the Southwest corner of said Section 14, a distance of 1058.85 feet on a bearing of South 89°58'16" East along the South boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ to the Real Point of Beginning; thence North 0°08'49" East 1347.73 feet along an existing fence line to a fence corner; thence South 81°58'13" East 265.38 feet along an existing fence line to the East boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 89°58'16" West 261.56 feet to the Real Point of Beginning, said parcel contains 8.001 acres, more or less; save and except the following parcel:

Commencing at the South quarter corner of said Section 14, a distance of 1035.35 feet on a bearing of North 0°11'26" East along the East boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ to the Real Point of Beginning; thence North 0°11'26" East 282.69 feet to the Northeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 89°56'20" West 1320.08 feet to the Northwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 89°56'20" West 57.10 feet to a point on an existing fence line; thence South 81°58'13" East 251.78 feet along said fence line; thence South 77°32'28" East 1154.10 feet along said fence line to the Real Point of Beginning, said parcel contains 4.211 acres, more or less.

Lots 5 and 8, and all of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, Save and except the West 30 feet and that portion of the North 30 feet extending from the Northwest corner East across the existing slough.

Lots 2 and 3, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, all in Section 23, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho.

The E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 23, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, save and except lands otherwise herein conveyed.

A parcel of land situate and lying in Custer County, Idaho, described as follows, to-wit:

Commencing at the Northeast corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 23, Township 14 North, Range 19 East, Boise Meridian; thence South along the East boundary of the described NE $\frac{1}{4}$ NW $\frac{1}{4}$, 750 feet to the True Point of Beginning; thence continuing South 1320 feet; thence East 1320 feet; thence North 1320 feet; thence West 1320

feet to the True Point of Beginning, containing 40 acres, more or less.

A fraction of HES No. 109 situate and lying in Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Beginning at Corner No. 1 from which the corner of Sections 1, 2, 11 and 12, Township 11 North, Range 12 East, Boise Meridian, bears North 3° West 1130.58 feet distant; thence South 47°19' East 601.22 feet to the Southeast side of the Thompson Creek right-of-way, this being the True Point of Beginning; thence South 47°19' East 978.82 feet to Corner No. 2 of HES No. 109; thence South 42°36' West 2346.96 feet to Corner No. 4; thence North 47°26' West 979.28 feet to the Southeast side of the Thompson Creek right-of-way; thence North 42°36' East 2346.96 feet along the Thompson Creek right-of-way to the Northeasterly side of said HES No. 109 and the True Point of Beginning.

HES No. 272, in approximately Sections 10 and 11, Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho.

HES No. 319, in approximately Sections 13 and 24, Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, and in approximately Sections 18 and 19, Township 11 North, Range 13 East, Boise Meridian.

A fraction of HES No. 422, Section 13, Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Commencing at Corner No. 11 of said HES No. 422, run thence South 20°52' East along the Easterly boundary of HES No. 422 a distance of 405.02 feet to the Point of Beginning and the Northeasterly corner of the tract of land herein described; continuing thence South 20°52' East 405.02 feet; thence South 84°57' West 670.73 feet; thence North 20°52' West 405.02 feet; thence North 84°57' East 670.73 feet to the Point of Beginning.

A fraction of HES No. 422, Section 13, Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Beginning at Corner No. 11 of said HES No. 422, run thence South 20°52' East along the Easterly boundary of HES No. 422 a distance of 405.02 feet; thence South 84°57' West 670.73 feet; thence North 20°52' West 405.02 feet to a point on the Northerly boundary of HES No. 422; thence North 84°57' East along the Northerly boundary of HES No. 422 a distance of 670.73 feet to the Point of Beginning.

A fraction of HES No. 422, Section 13, Township 11 North, 12 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Commencing at Corner No. 11 of said HES No. 422, run thence South 20°52' East along the Easterly boundary of HES No. 422 a distance of 1620.08 feet; thence South 84°57' West 670.73 feet to the Point of Beginning and the Northeasterly corner of the tract of land herein described; thence South 20°52' East 405.02 feet; thence South 84°57' West 670.73 feet; thence North 20°52' West 405.02 feet; thence North 84°57' East 670.73 feet to the Point of Beginning, containing 6.0 acres, more or less.

A fraction of HES No. 422, Section 13, Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Commencing at Corner No. 11 of said HES No. 422, run thence South 20°52' East along the Easterly boundary of HES No. 422 a distance of 810.04 feet to the Point of Beginning, and the Northeasterly corner of the tract of land herein described; continuing thence South 20°52' East 405.02 feet; thence South 84°57' West 670.73 feet; thence North 20°52' West 405.02 feet; thence North 84°57' East 670.73 feet to the Point of Beginning.

A fraction of HES No. 422, Section 13, Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Commencing at Corner No. 11 of said HES No. 422, run thence South 20°52' East along the Easterly boundary of HES No. 422 a distance of 1215.06 feet; thence South 84°57' West 670.73 feet to the Point of Beginning and the Northeasterly corner of the tract of land herein described; thence South 20°52' East 405.02 feet; thence South 84°57' West 670.73 feet; thence North 20°52' West 405.02 feet; thence North 84°57' East 670.73 feet to the Point of Beginning, containing 6.0 acres, more or less.

All of HES No. 422, Section 13, Township 11 North Range 12 East, Boise Meridian, Custer County, Idaho, save and except land otherwise herein conveyed.

A fraction of Lot 3, Section 14, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

All of said Lot 3, save and except a 30-foot right-of-way over that portion of said lot lying East of the existing slough and the old Salmon River channel.

A parcel of land located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

The SW $\frac{1}{4}$ SW $\frac{1}{4}$, save and except a parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14, Township 14 North Range 19 East, Boise Meridian, Custer County, Idaho, described as:

Commencing at the Southwest corner of said Section 14, a distance of 1058.85 feet on a bearing of South 89°58'16" East along the South boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ to the Real Point of Beginning; thence North 0°08'49" East 1347.73 feet along an existing fence line to a fence corner; thence South 81°58'13" East 265.38 feet along an existing fence line to the East boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$; thence South 0°12'16" West 1310.79 feet to the Southeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 89°58'16" West 261.56 feet to the Real Point of Beginning, containing 8.002 acres, more or less.

The N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 14, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho.

A parcel of land located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the South quarter corner of said Section 14, a distance of 1035.35 feet on a bearing of North 0°11'26" East along the East boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ to the Real Point of Beginning; thence North 0°11'26" East 282.69 feet to the Northeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 89°56'20" West 1320.08 feet to the Northwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 89°56'20" West 57.10 feet to a point on an existing fence line; thence South 81°58'13" East 251.78 feet along said fence line; thence South 77°32'28" East 1154.10 feet along said fence line to the Real Point of Beginning, containing 4.211 acres, more or less.

A fraction of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 15, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

All the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 15, Township 14 North, Range 19 East, lying East of U.S. Highway No. 93 right-of-way.

A fraction of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

All of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15, Township 14 North, Range 19 East, Boise Meridian, save and except 2.00 acres, more or less, deeded for highway purposes.

The NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 15, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho.

All of Grantor's interest in a parcel of land lying within Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, described as follows, to-wit:

Beginning at Corner No. 1 which is identical to the East Section corner common to Sections 12 and 13, Township 11 North, Range 12 East, Boise Meridian; thence South 9° West 4.83 chains to Corner No. 2 of HES No. 421; thence South 68°38' West 60.03 chains to Corner No. 3, the Point of Beginning of this description; thence North 17°24' West 270 feet to Corner No. 1; thence North 68°38' East 120 feet to Corner No. 2; thence South 17°24' East 270 feet to Corner No. 3; thence South 68°38' West 120 feet to the Point of Beginning, containing .74 acre, more or less.

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: A71-00039A
Date Received: 1/04/1990
Receipt No: S010822
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DANIEL J. MAHONEY, JR. 407-832-5566
Address: 375 SOUTH COUNTRY RD.
SUITE 201
PALM BEACH, FL 33480

2. Date of Priority: JUN 01, 1904

3. Source: MC GOWAN-HANNAH CREEK Trib. to: VALLEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	12E	2	SW	SE			CUSTER

5. Description of diverting works:
EARTH & ROCK DIVERSION, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		
STOCKWATER	01/01	12/31	0.030		

7. Total Quantity Appropriated is:
0.430 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 125.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	12E	11	SE	NE		IRR	10.0

A71-00039A

Page 1

Date: 01/04/90

MICROFILMED

MAR 17 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	12E	11	NE	SE		IRR	25.0
						Section Acres	35.0
		12	SW	NW		IRR	7.0
			NW	SW		IRR	7.0
						Section Acres	14.0
						Total Acres	49.0

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A71-00040A: IRRIG, A71-00054, 00057, 00047: STOCK USE

14. Remarks:

P/U IS H. E. S. 109.

AC. IRRIG. NOT SPECIFIED. FARM = 159.95 AC.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/16/1940

DAN J. CAVANAGH

Decree Plaintiff

vs

WM. MERRITT, ET AL.

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: _____

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

**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 A71-00039A

Date Received _____

Receipt Number _____

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

RECEIVED

JAN 3 1990

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) DANIEL J. MAHONEY, JR. Phone (407) 832-5566Mailing Address 375 South County Road, Suite 201, Palm Beach, FL Zip 334802. Date of Priority (Only one (1) per claim) 06/01/19043. Source of water supply (a) McGowan-Hannah Creek
which is tributary to (b) Valley Creek4. a. Location of existing point of diversion is: Township 11 N. Range 12 E. Section 2,
1/4 of SW 1/4 of SE 1/4, Govt. Lot, E. B.M., County of Custer

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of 1/4 of 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of 1/4 of1/4, Govt. Lot B.M., County of5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Earth and rock diversion, ditch approx.
3 feet wide.**MICROFILMED**
MAR 17 1993

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 04/01 to 11/01 amount 0.4 or _____

For Stockwater purposes from 04/01 to 11/01 amount 0.03 or _____

For Stockwater purposes from 01/01 to 12/31 amount included in above or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.43 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 125 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Up to 100 head of cattle through the summer months and possibly a few head year-round.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
11 N	12 E	11				10									25				35
		12							7				7						14

Total number of acres irrigated 49

11. In which county (ies) are lands listed above as place of use located? Custer

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
IDWR # 71-00040 is supplemental right. or None ()

14. Remarks: Used in H.E.S. 109.

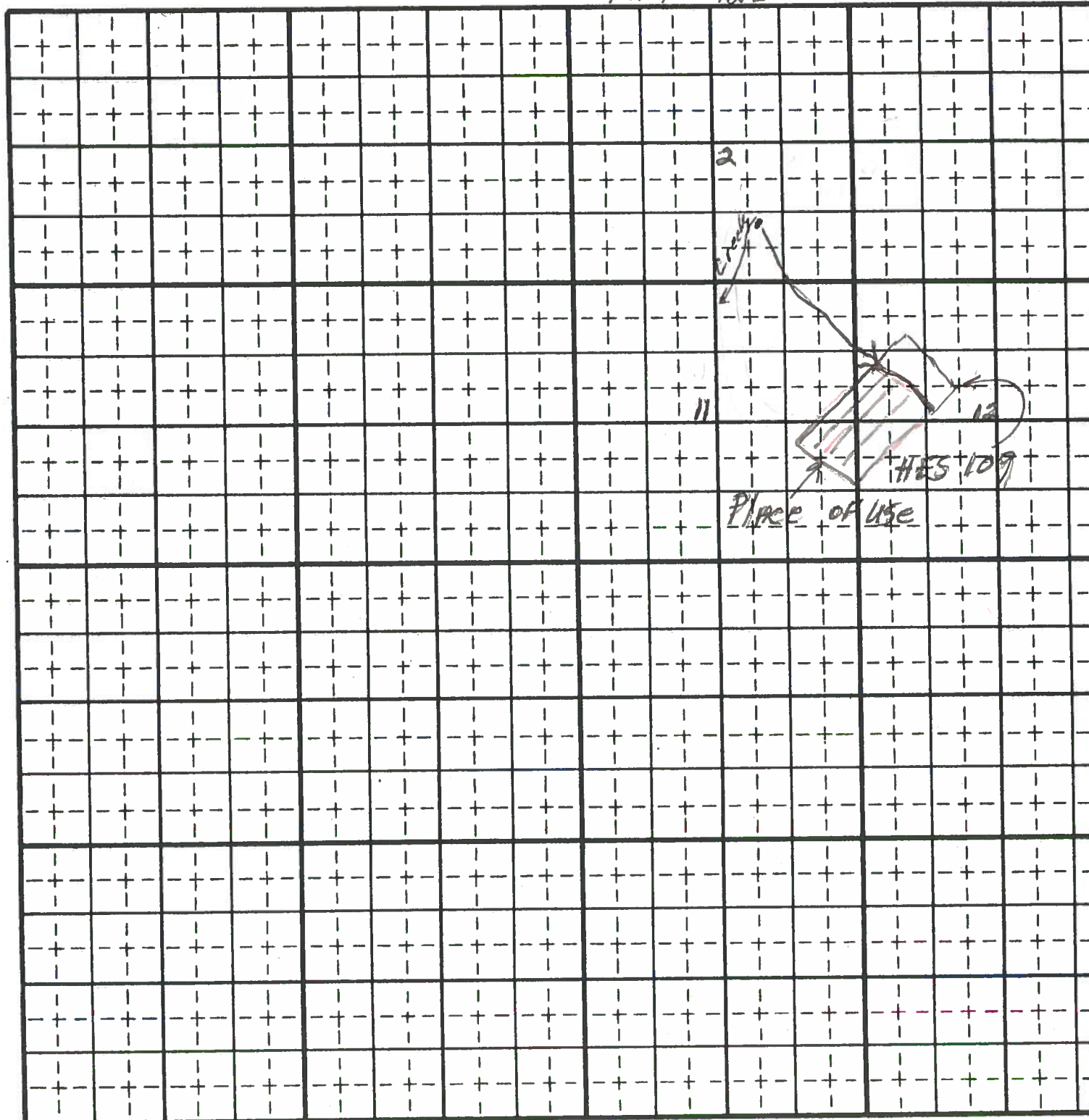
Last Name MAHONEY Ident No. _____

Copies: White State Yellow Claimant

MICROFILMED
MAR 17 1993

Scale: 2 inches equals 1 mile

T 11 N 12 E



Ma honey

Ident No.

Copies: White-State, Yellow-Claimant

MAR 17 1993

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 71-00039
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) *Daniel J. Mahoney* Date Dec. 11, 1989
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or FLORIDA)
County of PALM BEACH) SS.

Subscribed and sworn (or affirmed) before me this 11th day of December 19 89

SEAL

Notary Public *Peggy R. Martz*
Peggy R. Martz

Residing at 4518 Corniche Cir., #27, West Palm Beach, FL. 33417

My Commission Expires April 19, 1993

Please Print Name

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. APR 19, 1993
BONDED THRU GENERAL INS. UND.

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name MAHONEY Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
MAR 17 1993

Water Right Number - 71-00039

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

*** C - CURRENT OWNER ***
THOMPSON JOHN H.

THOMPSON

JOSEPHINE

1 -
2 -
3 -
City-
Phone -
1 -
2 -
3 -
City-
phone -
State- Zip-
State- Zip-

+ - - Priority Date - - + 17 + - - Region - - + + - - Stage - - + + - - Status - - +
06/01/1904 D - DECREED

+ - - Source - - + + - - Tributary - - + - -
MC GOWAN CREEK VALLEY CREEK

+ - - Twn Rng Sec Tract Lot Rflg County Point of Diversion - - - - -
11N 12E 2 SW SE (37) CUSTER

+ - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 1.200

+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - +

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
11N	12E	11	NE NE			01	IRRIGATION	(37) CUSTER	
11N	12E	11	NW NE			01	IRRIGATION	(37) CUSTER	
11N	12E	11	SW NE			01	IRRIGATION	(37) CUSTER	
11N	12E	11	SE NE			01	IRRIGATION	(37) CUSTER	
11N	12E	11	NE SE			01	IRRIGATION	(37) CUSTER	
11N	12E	11	NW SE			01	IRRIGATION	(37) CUSTER	
11N	12E		NW NW			01	IRRIGATION	(37) CUSTER	
11N	12E		SW NW			01	IRRIGATION	(37) CUSTER	
11N	12E		NW SW			01	IRRIGATION	(37) CUSTER	

Total Acres:

+ - - Diversion Means -

MICROFILMED
MAR 17 1993

MICROFILMED
MAR 17 1993

Decree Date	01/16/1940	Appl Received	00/00/0000	Transfer/Amended
Licensed Date	00/00/0000	Receipt Number	-	-
Order Show Cause	00/00/0000	Verified Date	05/06/1985	-
Start Work Date	00/00/0000	Hearing Date	00/00/0000	-
Proof Made Date	00/00/0000	Retested Date	00/00/0000	-
Approved/Denied	00/00/0000	Field Exam Made	00/00/0000	-
Proof Due Date	00/00/0000	Field Exam Fee	00/00/0000	-



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

. Jan. 9, 1990

DANIEL J MAHONEY JR
• 375 SOUTH COUNTRY RD
• SUITE 201
• PALM BEACH FL 33480

Re: A71-0039A
A71-00040A
A71-00047
A71-00048
A71-00054
A71-00057

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
MAR 17 1993

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: A71-00039
Date Received: 12/29/1989
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SPLIT RIGHT
Address: X, ID 0

2. Date of Priority: JUN 01, 1904

3. Source: MC GOWAN CREEK Trib. to: VALLEY CREEK
SPLIT RIGHT

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	12E	2	SW	SE			CUSTER

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			1.200		

7. Total Quantity Appropriated is:
1.200 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
11N	12E	11	NE	NE		IRR	
			NW	NE		IRR	
			SW	NE		IRR	

A71-00039

Page 1

Date: 01/03/90

MICROFILMED

MAR 17 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11N	12E	11	SE		NE		IRR	
			NE		SE		IRR	
			NW		SE		IRR	
		12	NW		NW		IRR	
			SW		NW		IRR	
			NW		SW		IRR	

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
71-0040.

14. Remarks:

P/U IS H. E. S. 109.

AC. IRRIG. NOT SPECIFIED. FARM = 159.95 AC.

THIS IS A SPLIT RIGHT.

A71-00039A FOR 0.43 CFS MAHONEY

A71-00039B FOR 0.80 CFS BERMAN (CLAIM NOT YET FINAL--SCC)

15. Basis of Claim:

MICROFILMED

MAR 17 1995

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: _____

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

MICROFILMED
MAR 17 1995

July 22, 1998

NOTICE OF ERROR
REPLY

RECEIVED
AUG 14 1998
Department of Water Resources
Southern Region

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: August 14, 1998

Water right number: 71-00039A

THE DANIEL J MAHONEY JR LIFETIME TRUST I
C/O JOHN D WARD ESQ
1200 NEW HAMPSHIRE AVE
WASHINGTON DC 20036-6802

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

___ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 8-11-98

SIGNATURE: David Muscavage

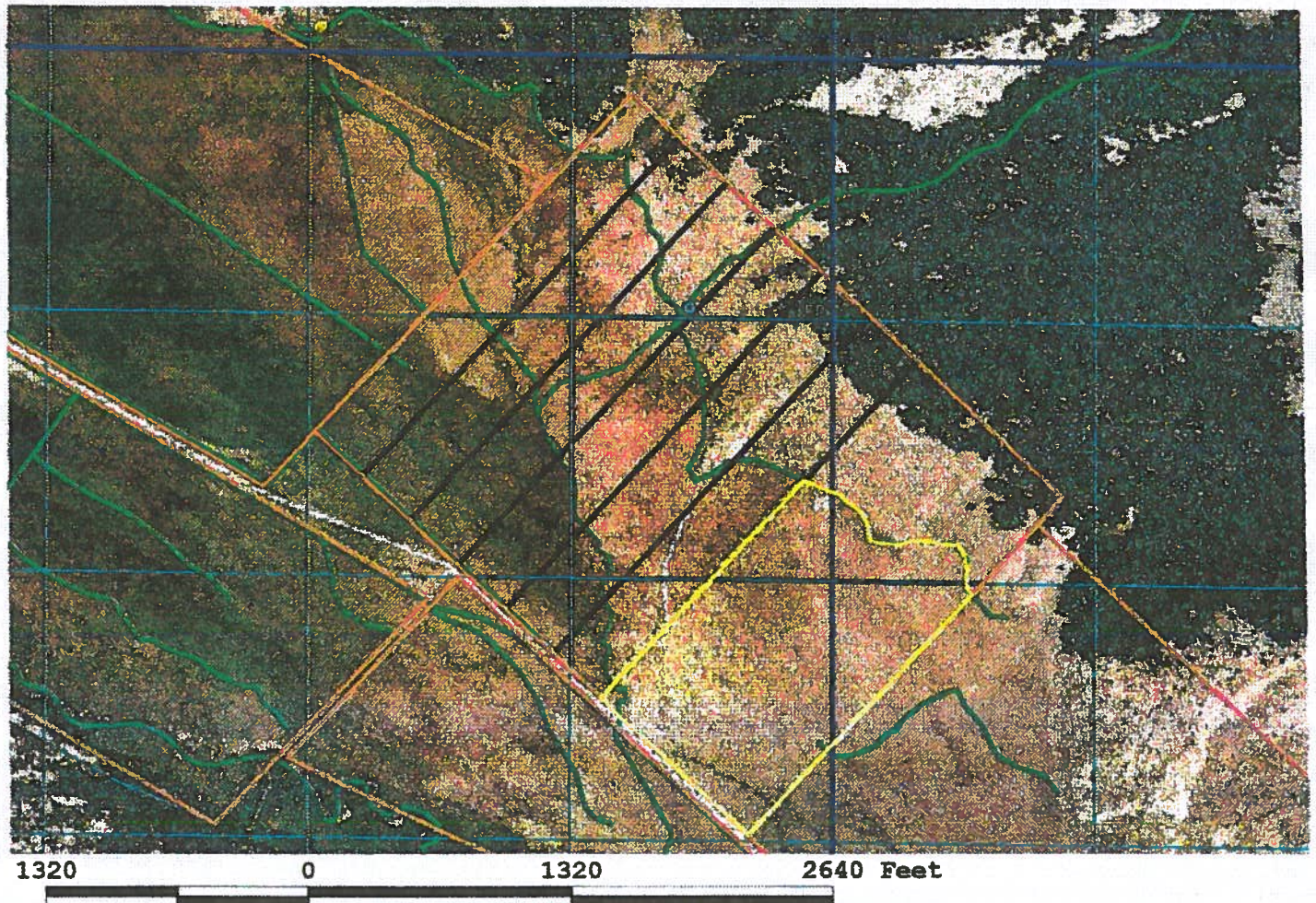
Please print your name: David Muscavage

IDAHO DEPARTMENT OF WATER RESOURCES

71-00039A Source = McCowan Creek

71-00040A Source = Valley Creek

HES- 109 (part)



RECOMMENDED PLACE OF USE = 38.1 ACRES
DATA ENTRY ON MARCH 17, 1998
TWP 11N, RNG 12E,
SEC 11, SENE, & NESE
SEC 12, SWNW, & NWSW



-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER QUARTER LINES
-  THOMPSON CREEK SUBDIVISION BOUNDARY
-  HOMESTEAD ENTRY BOUNDARY
-  STREAM AND DITCH CHANNELS

GIS PLACE OF USE PRESENTATION
1992 USFS PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

R PROOF

X

CVR

X

MAPS

X

PHOTOS

X

MISC

X

Water Right Number - R71-00039A

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***
MAHONEY JR LIFETIME TRUST II

THE DANIEL J

1 - C/O JOHN D YARD ESQ
2 - 1200 NEW HAMPSHIRE AVE
3 - NW SUITE 800
City- WASHINGTON
Phone - 202-776-2546

State- DC Zip- 200366802

*** O - ORIGINAL OWNER ***
MAHONEY JR

DANIEL J

1 - 375 SOUTH COUNTRY RD
2 - SUITE 201
3 -
City- PALM BEACH
Phone - 407-832-5566

State- FL Zip- 33480

+ - - Priority Date - - +
06/01/1904

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

Source - - - - -
MC GOWAN CREEK

Tributary - - - - -
VALLEY CREEK

+ - - - -
Twn Rng Sec Tract Lot RFlg County
11N 12E 2 SW SW SE (37) CUSTER

+ - - - -
Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 05/01 09/30 0.400

+ - - Total Div. Rate - + - - Total Div. Volume - +
0.400

+ - - Total Consumptive Use - + - - KW Usage - +
0.0

+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - - - -										+ - 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- + - - Other Rights for Same Use - 71-00040A

VERIFIED BY KRC

Prefix Translation: RESEARCH

POU1 THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 38.1 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 71-00039A & 71-00040A

PROPERTY IS ALSO KNOWN AS A PORTION OF HOMESTEAD ENTRY SURVEY NO. 109.

EXP THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
DIVERSION DESCRIBED ABOVE: 71-00039A, 71-00039D, 71-00039E,
71-00039G, AND 71-00039H.

+ - - - - - Conditions of Approval
+ - - - - - No Conditions of Approval found.

-----Comments-----

Date: 04/09/1997 User Id: TBACKLUN Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE MADE WITH WARRANTY DEED. NAME CHANGE.
Date: 05/18/1998 User Id: KCHRISTE Subject: COPIED FROM REMARKS
P/U IS H. E. S. 109.
AC. IRRIG. NOT SPECIFIED. FARM = 159.95 AC

+ - - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 09/16/1993	Civil Case Number	-	39516
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-	
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-	
Claim Received Date	- 01/04/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P	
		Receipt Number	- S010822	Water District	-	
		PDU Ownership Flag	- Y	Federal/State Indicator	- S	
		Name Connector	-	Presumption Flag	-	
				Notice of Error Flag	-	

MR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			9-16-98 KRC	N	12,5,6	KRC 5-31-94	KRC 5-18-98	
POINT OF DIV	Y		"	N	"	"		
SOURCE	Y		"	N	"	"		
PLACE OF USE	Y		"	Y	"	"		
DIV. AMOUNT CFS/VOLUME	Y		"	N	"	"		
CONSUMPTIVE USE	-		"	Y	6	"		
PURPOSES	Y		"	N	"	"		
PERIOD OF USE	Y		"	Y	"	"		
BASIS OF CLAIM	Y		"	N	"	"		
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

MAPS USED:

DATE:

ASCS DRE 3-167 8/22-52
ORTHO 4-68 1971
NAPSCS 5022 MAP 245-110
USDA 173-11 8-28-72

GIS USFS 1992

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

LAST: THOMPSON
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: JOSEPHINE
STATE: ID ZIP: 0

LAST: MAHONEY, JR.
ADDRESS: 375 SOUTH COUNTRY RD.
CITY: SUITE 201
PHONE NUMBER: 407-832-5566
OWNER CODE: C
FIRST: DANIEL
STATE: FL ZIP: 33480

LAST: THOMPSON
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: JOHN H.
STATE: ID ZIP: 0

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: P/U IS H. E. S. 109.
AC. IRRIG. NOT SPECIFIED. FARM = 159.95 AC.
DATABASE Y
FIELD EXAMINER

CONTACT PERSON: Dave Mue Savage

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 9/14/93

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: one in field on 9-14-93

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: land manager

DIRECTIONS TO PROPERTY / NOTES:

A. AU CLAIM: # A71-00039A

PRIORITY DATE: 06-01-1904

STAGE: D

B. WR RECORD: # 71-00039

PRIORITY DATE: 06-01-1904

STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE EXAMINER
NARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

NOTES:

claimed priority date matches deceased date; found
P/A matches ~~the~~ A portion of the deceased P/A

Therefore I accept the date as claimed.

RECOMMENDED PRIORITY DATE:

06-01-1904

REVIEWED BY

DATE

8-31-94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A71-00039A	11N	12E	2		SW	SE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX
NONE NONE

NONE

SOURCE: MC GOWAN-HANNAH CREEK

TRIB: VALLEY CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
71-00039	11N	12E	2		SW	SE		CUSTER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

NONE

A71-00039B R71-00039B

SOURCE: MC GOWAN CREEK

TRIB: VALLEY CREEK

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

Y

Y

DATABASE

FIELD EXAMINER

NOTES:

Found the POD in the SW 1/4 of Sec 2. The ditch is near the stream channel and around there is no longer any diversion as it is to identify the 'found' diversion is where the channel change directly and leads to the 'found' ditch. no ch needed a further adding the 1/4 Acre designation "SW" legal based upon other photo 71-68 is full stream.

POD location confirmed by 3-16-98
KJC
mapping

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:					COUNTY	DIVERSION NAME																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																						
TWP.	RGE.	SEC.	1/4	1/4																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																								
16th	12E	2	SW	SW	SE	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—</

see Attached narrative

The decree reads "60 minus inches on 1.2 cubic feet per second of time of waters of Mc Gowan Creek, a Tributary of Valley Creek ..."

Hanna Creek was not decreed to this ground. Hanna Creek was decreed to other HES's. KRC
3-24-98

Kennedy P/U.

Lateral Litches come off main ditch thru west portions P/U. (several at least 7)
P/U not in clear to Valley Cr.

~~Father~~ Spring use is with two heads of water and can cover P/U in 4 to 5 days to do bottom & 6 to 7 to do upper lands. Sets normal! -
irrigation use is in conjunction with Neft land Es. 1 div only. uses northern west P/U

Orig in
A71-00042A

Muscavog Es of Kennedy

This is also not in to Valley Cr.

Approx 10 days to irrigate Bottom (using 2 heads)
8 days for top half. Mix of 12 & 24 hr sets. Bottom mostly 12 hr sets.
Top mostly 12 hrs. some 24 hr sets. 1 div tied in with Kennedy

Domestic Use from Elk Creek (00048)
water runs into Ponds used to use a hyel ram after Pond

P/U tied in with A71-00039A.

lower P/U irrigated uses natural drainage to carry water to P/U upper end is dependent on main upper ditch a natural wet area is thru middle which is created by irrigation practices and once

For this claim.



it is established by ir doesn't need to be
ir again. 3 days to ir lower portion
2 days for upper portion 10 dry days. (Rotate
with Yacomella.

ir practices are being modified to compensate
for forest Service non use up stream from P/u
1. McGowan Cr 1 Hanna Cr. Valley Cr (common system)

P/u So of Scales:

P/D on Christensen

NE corner ir via funnel Cr. ir practices
lower portion 10 days, center section 6 days. Top
portion irregular (whenever water is available)

two major portions ir conjunctively if water
thru ^{not} drain thru Yacomella carries water other
wise Rotate with lower portion. no dry days

Middle section 12 hr sets if rotating with
lower field otherwise 24 hr sets if conjunctive ir.
on lower section upper portion where lateral
ditches = 12 hr sets lower section 24 hrs

3 P/Ds 1 on Christensen 1 natural channel +
1. funnel Cr. Yacomella

Park Creek P/u Ground West of Park
Cr not ir. takes 10 to 14 day to irrega
mostly 24 hour sets, a few 12 hr sets. 1 P/D only

Ground E of Park Creek but west of Cow Camp
ir takes 8 to 10 days all 12 hr sets. 1 P/D only

FIELD EXAM ATTACHMENT

DATE: 6-2-94

PAGE: 1/3

AGENT: KKC

FILES: _____

ATTACHMENT SUBJECT: P/D SYSTEM FOR 11N 12E Sec 4 NW SW NE *

F06::71-00040A, 71-00040B, 71-00042A, 71-00042B, 71-00045,
71-00047, & 71-00050. Related Fish Screen VC-6.

The Forest Service reconstructed the diu structure at a location
other than decreed. Date of change unknown at this time.

The ditch leaves the P/D and runs south east along the eastern
border of the Valley. The ditch intercepts Hanna Creek in
11N, 12E Sec 3 NW NE SW with the first major control structure
at this point. The water can be split with one channel roughly
using the old Hanna Cr channel to carry water to the north end
of the Mahoney/Kennedy Property that lays west of the Cow camp road
and is the northern most P/D between Valley Cr & the Cow camp road
the other Channel continues southeast along the eastern border
of the Valley to the North end of the northern most P/D east
of the Cow camp road. The ditch again divides with
one main ditch paralleling the Cow Camp road on the east and
the other again forming the eastern Boundary of the irrigated
portion of the Valley. This portion of the ditch intercepts
McGowan Creek in 11N 12E Sec 2 SW SW SE The main ditch
does not actually join with the McGowan Creek ditch but appears
that it may have at one time. The P/D in this general area
running south & east is a series of drainage channels
and this area appears to be naturally swampy. Valley Creek
water flows across this property and into HES 109 all

* Decreed right 71-00043 in HES 274 is also diverted from the same P/D
 but is physically removed from the common overlapping system of the
 other rights. It is claimed in part under 71-00043 Forest Service.

FIELD EXAM ATTACHMENT

DATE: 6-2-94PAGE: 2/3AGENT: KKC

FILES: _____

ATTACHMENT SUBJECT: _____

along the NE $\frac{1}{2}$ of the border. The McGowan Creek Ditch (and Valley Cr from Sec 4 somewhat) forms the eastern boundary for the HES 109 & into HES-133. This ditch system runs to HES 421 where it ends. For the HES's (portions of that lay east of the cow camp road (excluding HES-274) are in general irrigated concurrently in that as one HES is irrigated the tail water is either spread directly onto the next HES or is accumulated into a drain or a ditch to be respread. Although this could be considered waste-water no one has claimed it as such. There are also swampy areas that may or may not be created by the Valley Cr, Hanna Cr, and/or McGowan Cr diversions. This interrelationship runs from HES 271 (the eastern $\frac{1}{2}$) thru HES 270, thru HES 109, thru HES 133, thru HES 421, and HES 319. All east of the Cow camp road. Water flows in general east & south from the cow camp road to the center of the irrigated meadows and south & east from the ditch system that forms the eastern boundary of the irrigated ground. This pattern is clearly visible on USDA F 173-13, 173-11 & others of the 8-28-72 flight similar USDA-F aerial photos 677-193 9-9-77 flight ASCS Aerial flight ~~777~~ 8-22-52 # DRF-3-167. On the Photo 7468 to a certain extent also shows this relationship.

Irrigation practices for the fields west of the cow camp road

FIELD EXAM ATTACHMENT

DATE: 6-2-94PAGE: 3/3AGENT: KKC

FILES: _____

ATTACHMENT SUBJECT: _____

and east of Valley Creek is also irrigated in a similar manner. From the SW 1/2 of HES 271 thru HES 272, thru HES 420 and into HES 577

The channel running South from the Hanna diversion that enters the northern portion of the Mahoney/Reaney property west of the cow camp road & part of the HES 274 is either spread across the meadow and/or allowed to stay in a ditch that roughly divides that pasture in half running straight southeast to HES 272 where it is again either spread across the northern portion of the HES or continues in the same ditch & straight thru the middle of HES 272 to HES 420. A ditch follows the cow camp road (on the west side) thru HES 271, 272 420 and into 577. These HESs also share the water similar to the system east of the cow camp road.

Control of water diverted from section four ends roughly in the NW NW of sec. 13. HES 577 & HES 421 receive some water from the Sec 4 diversion but primarily receive water from other diversions and/or sources.

A small acreage west of Valley Creek and within HES 272 is irrigated from Elk Creek. The western portion of HES 420 is also irrigated from Elk Creek but from a diff P.P. This P.P. is shared with the deeded right that has been split for two parcels in HES 577. The irrigated ground west of Valley Cr in HES 422 is irrigated from Elk Cr. No other ground west of Valley Cr was found to be currently irrigated (this includes HES 273)

A. ROOT WATER RIGHT NUMBERS:

A71-00039A
A71-00039B

R71-00039A

R71-00039B

B. POUL LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11N	12E	11	SE	NE		MAHONEY, JR., DANIEL J.	A71-00039A /10.0	-	/		35.0
			SE	NE		GROOM, BRIT	A71-00039B /38.0	-	/		
			SE	NE		BERMAN, DANIEL L.	A71-00040B /38.0	-	/		
			SE	NE		BERMAN, DANIEL L.	A71-10136 /10.0	-	/		
			SE	NE		MAHONEY JR, DANIEL J.	R71-00039A /10.0	-	/		
			SE	NE		MAHONEY, JR., DANIEL J.	A71-00040A /10.0	-	/		
			SE	NE		BERMAN, DANIEL L	R71-00039B /38.0	-	/		
			SE	NE		MAHONEY JR, DANIEL J	R71-00040A /10.0	-	/		
			SE	NE		BERMAN, DANIEL L	R71-00040B /38.0	-	/		
			SE	NE		BERMAN, DANIEL L	R71-10136 /10.0	-	/		
			SE	NE		THOMPSON, JOHN H.	71-00039	/	/		
			SE	NE		THOMPSON, JOHN H.	71-00040	/	/		
			SE	NE		THOMPSON, JOHN H.					
11N	12E	11	NE	SE		MAHONEY, JR., DANIEL J.	A71-00039A /25.0	-	/		40.0
			NE	SE		BRONNING, KATHRYN M	A71-00045 / 8.0	71-00045	/		
			NE	SE		BRONNING, KENT C	R71-00045 / 8.0	-	/		
			NE	SE		GROOM, BRIT	A71-00039B / 7.0	-	/		
			NE	SE		BERMAN, DANIEL L.	A71-00040B / 7.0	-	/		
			NE	SE		BERMAN, DANIEL L	R71-00039B / 7.0	-	/		
			NE	SE		MAHONEY, JR., DANIEL J.	A71-00040A /25.0	-	/		
			NE	SE		MAHONEY JR, DANIEL J	R71-00039A /25.0	-	/		
			NE	SE		MAHONEY JR, DANIEL J	R71-00040A /25.0	-	/		
			NE	SE		BERMAN, DANIEL L	R71-00040B / 7.0	-	/		
			NE	SE		HAUGRUD, JACK AND/OR GEOFFREY	A71-00050 /	71-00050	/		
			NE	SE		THOMPSON, JOHN H.	71-00039	/	/		
			NE	SE		THOMPSON, JOHN H.	71-00040	/	/		
			NE	SE		DARRAH, BEN	71-00040	/	/		
11N	12E	12	SW	NW		MAHONEY, JR., DANIEL J.	A71-00039A / 7.0	-	/		24.0
			SW	NW		GROOM, BRIT	A71-00039B / 3.0	-	/		
			SW	NW		BERMAN, DANIEL L.	A71-00040B / 3.0	-	/		
			SW	NW		BERMAN, DANIEL L.	A71-10136 / 3.0	-	/		
			SW	NW		MAHONEY JR, DANIEL J	R71-00039A / 7.0	-	/		
			SW	NW		MAHONEY, JR., DANIEL J.	A71-00040A / 7.0	-	/		
			SW	NW		BERMAN, DANIEL L	R71-00039B / 3.0	-	/		
			SW	NW		MAHONEY JR, DANIEL J	R71-00040A / 7.0	-	/		
			SW	NW		BERMAN, DANIEL L	R71-00040B / 3.0	-	/		
			SW	NW		BERMAN, DANIEL L	R71-10136 / 3.0	-	/		

See attached
22 22
KTC 4/3-24-98

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SW	NW		HAUGRUD, JACK AND/OR GEOFFREY A71-00050 /		71-00050 /			
			SW	NW		THOMPSON, JOHN H.		71-00039 /			
			SW	NW		THOMPSON, JOHN H.		71-00040 /			
11N	12E	12	NW	SW		MAHONEY, JR., DANIEL J.	A71-00039A / 7.0	-			
			NW	SW		MAHONEY, JR., DANIEL J.	R71-00039A / 7.0	-			
			NW	SW		MAHONEY, JR., DANIEL J.	A71-00040A / 7.0	-			
			NW	SW		MAHONEY, JR., DANIEL J.	R71-00040A / 7.0	-			
			NW	SW		HAUGRUD, JACK AND/OR GEOFFREY A71-00050 /		71-00050 /			
			NW	SW		THOMPSON, JOHN H.		71-00039 /			
			NW	SW		THOMPSON, JOHN H.		71-00040 /			
TOTAL ACRES						A71-00039A	49.00		136.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N (X)

37 37

See book
7
KLC
3-24-98

C. FIELD EXAM REQUIRED? DATABASE EXAMINER POU COUNTY: CUSTER
DUE TO POU DISCREPANCY? (Y/N) Y

PRESUMPTION FLAG: D

NOTES:

Re-split review for analysis no change from Review to current claims as found.

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE: 5-31-94

37 38.1 KLC
3-24-98

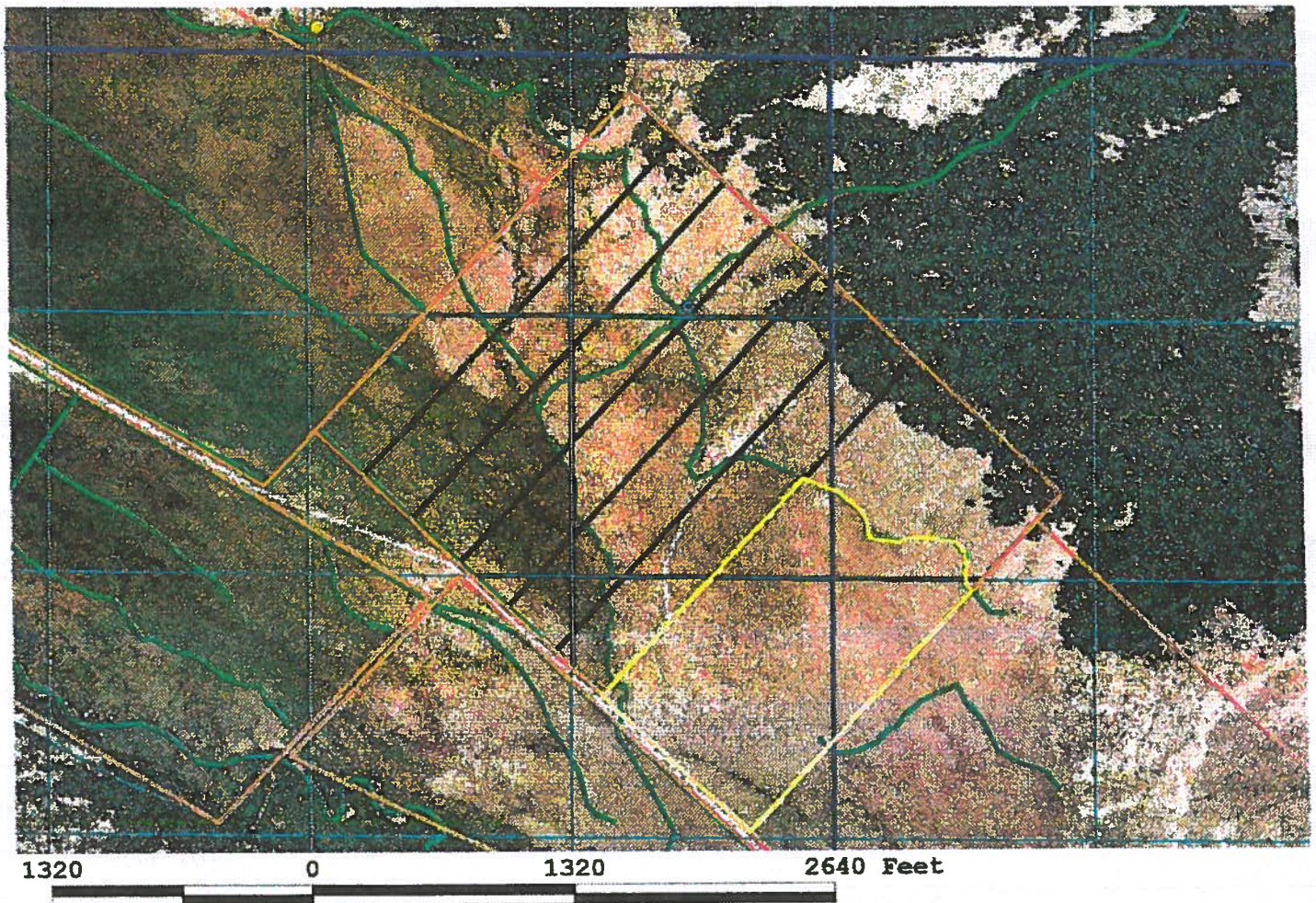
KLC

IDAHO DEPARTMENT OF WATER RESOURCES

71-00039A Source = McCowan Creek

71-00040A Source = Valley Creek

HES- 109 (part)



RECOMMENDED PLACE OF USE = 38.1 ACRES
DATA ENTRY ON MARCH 17, 1998
TWP 11N, RNG 12E,
SEC 11, SENE, & NESE
SEC 12, SWNW, & NWSW



- RECOMMENDED PLACE OF USE
- RECOMMENDED POINT OF DIVERSION
- SECTION LINES
- QUARTER QUARTER LINES
- THOMPSON CREEK SUBDIVISION BOUNDARY
- HOMESTEAD ENTRY BOUNDARY
- ~ STREAM AND DITCH CHANNELS

GIS PLACE OF USE PRESENTATION
1992 USFS PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

AIM NUMBERS 71-00039A
71-00040A

DATE 3-16-98
AGENT KKC

TRANSFER NUMBER _____
HOMESTEAD ENTRY NO. 109 (pa)
CLAIMED ACRE TOTAL 49
GEOGRAPHIC INFO ACRES 38.1

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	11N	12E	11				10									25			35
GIS							4.3									22.6			
RECOM							4.3									23			27
CLAIM	11N	12E	12							7				7					14
GIS										3.8				7					
RECOM										3.8				7					10
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B71-DBPOD.SHP

NOS	DESCRIPTION
34	McGowan Cr → 71-00039A 11N 12E Sec 2 SWSWSE
32	Valley Cr 11N 12E Sec 4 NESWSE 71-00040A

B71-DBPOU.SHP

SHAPE NOS	
82	Created on 306
	3-16

DBF TABLES UPDATED

B71-DBPOD.DBF 3-17-98

B71-DBPOU.DBF _____

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

CLAIM NUMBERS

A71-00039A

DATE: May/8, 1998

A71-00040A

REVIEWED BY KAC

STANLEY BASIN SOIL REVIEW								
SOIL TYPE	OPTIMUM ROTATION	BORDER EFF	BORDER CFS/AC	FURROW EFF	FURROW CFS/AC	MAD	PF	BORDER / FURROW
AM1	4.00	3.5	0.30	22.3	0.05	1.00	1.14	6.09
BG1	5.00	5.8	0.19	34.3	0.03	1.32	1.13	5.99
CNB	7.00	7.8	0.14	47.3	0.02	1.82	1.11	6.20
GO1	14.66	25.5	0.04	24.6	0.04	3.65	1.07	0.96
LA4	4.00	3.7	0.30	23.6	0.05	1.06	1.14	6.46
PY1	5.66	6.3	0.17	37.9	0.03	1.46	1.12	5.98
RD1	5.66	6.3	0.17	37.9	0.03	1.46	1.12	5.98
RP1	4.33	6.9	0.16	35.2	0.03	1.13	1.13	5.18
SN1	2.66	2.47	0.45	15.4	0.07	0.69	1.14	6.30
ST1	3.33	3.2	0.36	20.3	0.05	0.91	1.14	6.65
TN1	4.66	4.2	0.26	26.9	0.04	1.21	1.13	6.44
TP1	9.33	9.5	0.11	60.0	0.02	2.31	1.10	6.24
WG1	2.66	2.4	0.45	14.9	0.07	0.67	1.14	6.12
WV1	13.00	17.4	0.06	50.3	0.02	3.24	1.08	2.91

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
RP1	4.33	15	* 38.1	* .16	= 1.76 CFS
			*	*	= CFS
			*	*	= CFS
			*	*	= CFS

TOTAL ACRES 38.1

DECREED RATE =
 CLAIMED DIVERSION RATE = .140 on 39A 1.20 CFS on 40A.
 ORIGINAL HUBBLE RATE =
 MEASURED DIVERSION RATE = total 1.60 CFS

GRADED BORDER EVALUATION

Job name: A71-00039A & 00040A
By: KKC

Location: RP1 SOIL FOR 38 ACRES
Date: Mar 28, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0200 ft/ft Border width (W)= 123 ft
Net application (Fn)= 1.13 inches Border length (L)= 300 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
1.70	Gross depth is less than required gross application depth					
1.71	Gross depth is less than required gross application depth					
1.72	Gross depth is less than required gross application depth					
1.73	Gross depth is less than required gross application depth					
1.74	0.014	16.30	15.16	0.01	6.9	
1.75	0.014	16.39	15.16	0.10	6.9	
1.76	0.014	16.48	15.16	0.20	6.9	
1.77	0.014	16.58	15.16	0.29	6.8	
1.78	0.014	16.67	15.16	0.38	6.8	
1.79	0.015	16.76	15.16	0.48	6.7	
1.80	0.015	16.86	15.16	0.57	6.7	

*Revised
5-18-98
KKC*

SOIL CHARACTERISTICS

Soil Type = RP1...LOAM

Source of Soils Data = Printout From SCS State Office

CLAIM NO. --- A71-00039A & A71-00040A
AGENT ----- KKC
DATE ----- 03/28/94

Lotus Program:
IRR-PRAC.WK3
Date form revised:
4/21/93 by KKC

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC	intake family	
lower	upper	lower	upper	lower	upper	lower	upper			flood	furrow
0	7	0.14	0.18	5.6	6.5	2	4	1	1.60	2	0.55
7	13	0.07	0.12	6.1	7.3			2	1.97		
13	60	0.02	0.03	6.1	7.3			3	2.27		
								4	2.57	alternate	
								5	2.87	method	
										NA	NA

Management Allowed Deficit (MAD)

crop	root depth (ft)	stress point (INCHES)	MAD
alfalfa (hay or seed)	5	0.5	1.43
corn (field or silage)	4	0.5	1.28
grain (winter or spring)	4	0.5	1.28
pasture (or grass hay)	3	0.5	1.13
other (enter below)			

FIELD NOTES AND CALCULATIONS

	FIELD 1	FIELD 2	FIELD 3	FIELD 4
FIELD WIDTH	5518	0		
IRRIGATION DAYS	5			
DRY DAYS	10			
SET TIME(hours)	8			
CALCULATED RUN (run = acres*43560/width)				
LENGTH (RUN) =	300			
CALCULATED BORDER WIDTH (ditch length/irr days * cha				
WIDTH =	123			
THEORETICAL ROTATION (mad/net irr req in inches per				
SELECTED MAD =	1.13			
ROTATION =	6.6 DAYS			

PEAK IRRIGATION DIVERSION REQUIREMENT AT FIELD

Weather Station = STANLEY
Figure No = 10-73

crop	acres	system	recomm. eff.	mar	Net Irrigation Requirement (mm/day)	apr	may	jun	jul	aug	sep	oct
PASTURE	38	FLOOD						1.61	4.07	4.35	3.34	2.24

Summary 38 1.61 4.07 4.35 3.34 2.24

Peak Net Irrigation Requirement (mm/day) = 4.35

Program Operation based upon

"GUIDELINES FOR THE EVALUATION OF IRRIGATION DIVERSION RATES"

HUBBLE ENGINEERING INC. OCTOBER 1991

Soil Characteristics based upon

SOIL CONSERVATION SERVICE STUDIES

Peak Irrigation Diversion based upon ALLEN & BROCKWAY WEATHER INFORMATION 1983

*Revised
5-18-98
KKC*

A. AJ CLAIMED USES:

PURPOSES
A71-00039A IRRIGATION
A71-00039A STOCKWATERFROM 04-01-00
TO 04-09-19
MONTH/DAY

TOTAL DIVERSION RATE/VOLUME CLAIMED

.430 CFS

DIVERSION QUANTITY
.400 CFS
.030 CFS

B. WR RECORDED USES:

PURPOSES
71-00039 IRRIGATIONFROM MONTH/DAY
TO

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
1.200 CFS
1.200 CFS

PRESUMPTION FLAG: D

C. FIELD EXAM REQUIRED?

	FIELD EXAM REQUIRED?	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	_____
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	_____
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	_____

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

NOTES:

Y() N(X)
Y(X) N() Explain in notes, below.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.430 CFS
MR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in notes. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

FIELD DATABASE EXAMINER *[Signature]*

B.

MEASUREMENT METHOD *measured* FLOW MEASUREMENT - *0.80 cfs with Pigning meter on*
head that is removed flow to
flow this take in the
season are opening only
9-21-93.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

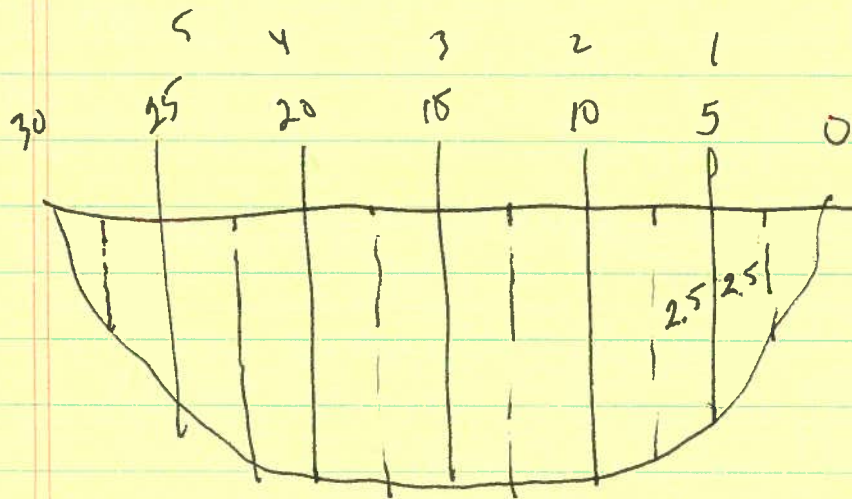
OTHER RIGHTS LISTED IN CLAIM: A71-00040A: IRRIG, A71-00054, 00057, 00047: STOCK USE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	VOL./ACRE
A71-00039A	MC GOWAN-HANNAH CREEK	MAHONEY, JR., DANIEL J.	0.430	0.008		
R71-00039A	MC GOWAN-HANNAH CREEK	MAHONEY JR., DANIEL J	0.430	0.008		
R71-00039B	MC GOWAN CREEK	BERMAN, DANIEL L	0.800	0.007		
	HANNA CREEK					
A71-00039B	MC GOWAN CREEK	GROOM, BRIT	0.800	0.007		
	HANNA CREEK					
R71-00040A	VALLEY CREEK	MAHONEY JR, DANIEL J	1.200	0.024		
A71-00040A	VALLEY CREEK	MAHONEY, JR., DANIEL J.	1.200	0.024		
R71-00040B	VALLEY CREEK	BERMAN, DANIEL L	2.400	0.023		
A71-00040B	VALLEY CREEK	BERMAN, DANIEL L.	2.400	0.023		
A71-00045	VALLEY CREEK	BROWNING, KATHRYN M	3.000	0.023		
R71-00045	VALLEY CREEK	BROWNING, KENT C	3.000	0.023		
A71-00050	VALLEY CREEK	HAUGRUD, JACK AND/OR GEOFFREY	4.800	0.030		
R71-10136	THOMPSON CREEK	BERMAN, DANIEL L	0.400	0.019		
A71-10136	THOMPSON CREEK	BERMAN, DANIEL L.	0.400	0.019		

head that is removed flow to
summer this of low water
estimated 50% of high water
be approx 1.6 CFS.
normal flow to be
approx 1.6 CFS.

9-21-93

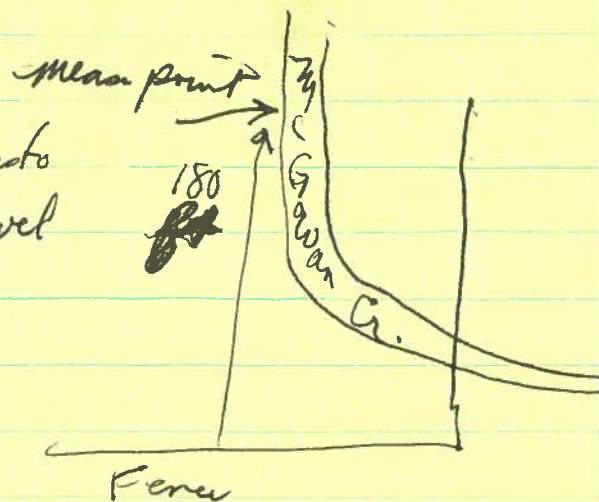


Mc Gowan Cr
Approx 180 ~~ft~~
from fence line

stat	Depth	Rw	Sec
1	4	60	1.10.13 116.85
2	5	60	54.87 55.75
3	5	60	36.88 36.28
4	4.5	60	105.48 107.69
5	4	30*	122.27
		30	120.33

water clear
sandy gravelly bottom.
sides curve up no significant
vegetation in stream channel
water very cold. measurements
considered good

normal high water mark appears to
be approx 6" above ^{current} water level



WATER RIGHT NUMBER IF APPLICABLE ----- A71-00039A & A71-00039B
AGENT CONDUCTING MEASUREMENT & DATE --- KCC - 9/21/93
ACCOMPANIED BY ----- NO ONE
PREMEASUREMENT SPIN TEST (MIN/SEC) ---
POST MEASUREMENT SPIN TEST (MIN/SEC) ---
DATE REPORT PREPARED ----- 31-May-94

[illegible]

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

DATABASE EXAMINER

DATABASE EXAMINER

DATABASE EXAMINER

Investigation
Shoemaker

5-1-90 9.30

.40

TOTAL FOR THIS RIGHT

.40

REVIEWED BY: *HKC*

DATE: *5-18-98*

Remarks *Pool E 14 38.1* *39A & 40A*
GEN 502 *portion of HES 109*
File *39A, 39D, E, G, H,*
ELP

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	()	()
FORFEIT/ABANDON	()	()
ADDITIONAL DIV. AMOUNT	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 71-00039

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.200

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
71-00039	A71-00039A	0.430	R71-00039A	0.430	71-00039	1.200
A71-00039	A71-00039B	0.800	R71-00039B	0.800	71-00039	1.200
71-00039	R71-00039A	0.430	R71-00039A	0.430	71-00039	1.200
A71-00039	R71-00039B	0.800	R71-00039B	0.800	71-00039	1.200

TOTAL CFS

2.460

2.460

1.200

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)

(Y/N)

DATABASE
NFIELD
EXAMINER

440

NOTES:

AUTHENTICATION:

SIGNATURE:

Wally K. Christensen

DATE:

5-18-98

NAME OF FIELD EXAMINER:

WALLY K. CHRISTENSEN

See Attached Fee
Split dated 3-26-98
KC

SPLIT TREE FOR:
 /I-00039 for 1.20 cfs McGowan Cr
 71-00040 for 3.60 cfs Valley Cr
 A71-10136 for 0.40 cfs Thompson Cr

*0.03 cfs
 is for backwater
 (not recommended)
 KKC
 5-18-98*

BERMAN
 A71-00039B for 0.80 cfs
 A71-00040B for 2.40 cfs
 A71-10136 for 0.40 cfs

MAHONEY
 A71-00039A for 0.43 cfs
 A71-00040A for 1.20 cfs

OWNERSHIP CHANGE

BERMAN
 A71-00039C for 0.64 cfs
 A71-00040C for 1.92 cfs
 A71-10136 for 0.40 cfs

**BRUBAKER
 LOT 6**
 A71-00039D for 0.16 cfs
 A71-00040D for 0.48 cfs

**BERMAN'S CLAIMS AS APPURTENANT
 TO EACH IRRIGATED PORTION OF THE
 REMAINING LOTS UNDER HIS OWNERSHIP**

LOT 1 A71-00039C for 0.11 cfs A71-00040C for 0.34 cfs A71-10136 for 0.15 cfs	LOT 4 A71-00039C for 0.14 cfs A71-00040C for 0.41 cfs A71-10136 for 0.05 cfs
LOT 2 A71-00039C for 0.12 cfs A71-00040C for 0.36 cfs A71-10136 for 0.09 cfs	LOT 5 A71-00039C for 0.14 cfs A71-00040C for 0.43 cfs
LOT 3 A71-00039C for 0.13 cfs A71-00040C for 0.38 cfs A71-10136 for 0.11 cfs	

OWNERSHIP CHANGE

HILL
 A71-00039E for 0.36 cfs
 A71-00040E for 1.08 cfs
 A71-10136A for 0.35 cfs

LOT 1 A71-00039E for 0.11 cfs A71-00040E for 0.34 cfs A71-10136A for 0.15 cfs
LOT 2 A71-00039E for 0.12 cfs A71-00040E for 0.36 cfs A71-10136A for 0.09 cfs
LOT 3 A71-00039E for 0.13 cfs A71-00040E for 0.38 cfs A71-10136A for 0.11 cfs

BERMAN
 A71-00039F for 0.28 cfs
 A71-00040F for 0.84 cfs
 A71-10136B for 0.05 cfs

LOT 4 A71-00039F for 0.14 cfs A71-00040F for 0.41 cfs A71-10136B for 0.05 cfs
LOT 5 A71-00039F for 0.14 cfs A71-00040F for 0.43 cfs

OWNERSHIP CHANGE

MAHONEY
LOT 4
 A71-00039G for 0.14 cfs
 A71-00040G for 0.41 cfs
 A71-10136B for 0.05 cfs

PETERS
LOT 5
 A71-00039H for 0.14 cfs
 A71-00040H for 0.43 cfs

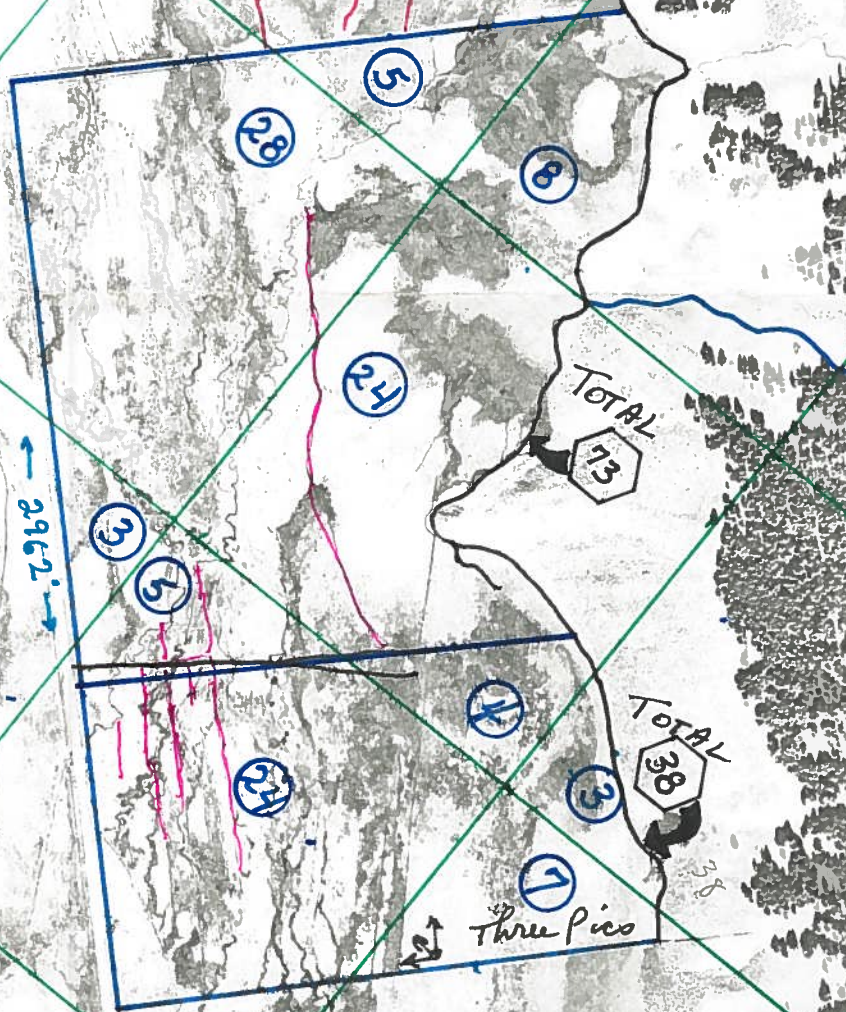
Prepared by Kelly K Christensen 3-26-98
 Data modified from 7-25-1996 analysis
 File: C:\Winnet\Profiles\Personal\Kchrise/
 Thompson Creek Sub Tree

6037

173

11

20201



CLAIM _____ INIT
T. R. S. Q/Q

P/D _____
PHOTO USDA-F 173-11
DT.&ID. 8-28-72 Flight

SCALE: 1" = 600'

$$CA = \frac{(600)2 \cdot .009699}{43,560} = .08016$$

Field notes
9-16-93
KKC

9 T 1/

CLAIM # A71-00039A
DATE PHOTOS TAKEN; 9-16-93
PICTURE SET # 1

This photo set was taken east of the southeast corner of the P/U and covers all of the P/U. You are looking southwest on the left to northwest on the right.

COWCAMP ROAD

VALLEY CREEK

NORTH BORDER OF P/U



CLAIM # A71-00039A
DATE PHOTO TAKEN; 9-14-93
PICTURE # 2

This photo was taken just across the Forest Service fence shown in picture # 3 and is looking north at McGowan Creek. Note the bend in the stream channel along the left side of this photo. The stream swings to the right and eventually runs along the trees on the right shown in the distance.



CLAIM # A71-00039A
DATE PHOTOS TAKEN; 9-14-93
PICTURE SET # 3

This shows the continuation of McGowan Creek water as it leaves the Forest Service ground. This location is approximately 30 to 40 feet southeast from the picture # 2 location and you are looking east on the left to southeast on the right. The P/U for A71-00039B is just beyond the cattle and the P/U for A71-00039A is just beyond that ground. This photo does not cover the P/U for A71-00039A.

FOREST SERVICE FENCE

THOMPSON CREEK



P/U FOR A71-00039B

CLAIM # A71-00039A

DATE PHOTOS TAKEN; 9-14-93

PICTURE SET # 4

This photo shows the southern portion of the P/U for A71-00039B (in the foreground) and the bulk of the P/U for A71-00039A. You are looking east on the left to southeast on the right. I found seven culverts going under the road shown in the foreground that allows water to reach the P/U for A71-00039A.

BOUNDARY FENCE BETWEEN
A71-00039A AND A71-00039B

SOUTH BOUNDARY FOR
A71-00039A

