

NAME: MAHONEY JR
TRUST

CLAIM: 71-00040A

CORRESPONDENCE X

EVIDENCE OF

PRIORITY X

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: A71-00040A
Date Received: 1/ 4/1990
Receipt No: S010822
Received By: OC RB

**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: MAY 1, 1912

3. Source: VALLEY CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	12E	4	NW	NE			CUSTER

5. Description of diverting works:
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	1.200		

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

8. Total consumptive use is 125.0 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	SE	NE		IRR	10.0
			NE	SE		IRR	25.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						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:
A71-00039A

14. Remarks:
P/U IS H. E. S. 109.
AC. IRRIG. NOT SPECIFIED. FARM = 159.95 AC.
SMALL TRIBUTARIES OF VALLEY CREEK FEED THE DITCH SYSTEM ALONG
ITS COURSE TO THE PROPERTY.

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,

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
Bureau of Water Rights

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 X 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. (Trust) Date _____

- [] Signature of Former Owner/Claimant(s): Daniel J. Mahoney, Jr. 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: HLB

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✓
71-00055✓	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.

James B. Bunt
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 James Bennett
at 17 minutes past
o'clock P.M., this 17th day of
Sept., 1996, in my office,
and duly recorded in Book
of Deeds at page _____.

Ethel M. Pack

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°75' 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.

JAMES R. BENNETTS

ATTORNEY AT LAW

P.O. Box 36

CHALLIS, IDAHO 83226-0036

TELEPHONE
(208) 879-4488

FAX
(208) 879-4248

June 21, 1994

RECEIVED

JUN 23 1994

Department of Water Resources
Southern Region Office

Attn: Kelly Christensen
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Re: Dan Mahoney Water Rights, Basin 71 and 72

Dear Kelly:

Please be informed that I am the attorney of record for Mr. Mahoney. I will be representing him in that capacity pertaining to any and all of his claims to water rights within Basins 71 and 72.

If you have any questions or comments, please feel free to contact me.

Very truly yours,

James R. Bennetts

JRB:jab

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: A71-00040A
Date Received: 1/04/1990
Receipt No: S010822
Received By: mw

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: MAY 01, 1912

3. Source: VALLEY CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	12E	4	NW	NE			CUSTER

5. Description of diverting works:
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	1.200		

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

8. Total consumptive use is 125.0 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	SE	NE		IRR	10.0
			NE	SE		IRR	25.0
Section Acres							35.0

A71-00040A

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	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:
A71-00039A

14. Remarks:
P/U IS H. E. S. 109.
AC. IRRIG. NOT SPECIFIED. FARM = 159.95 AC.
SMALL TRIBUTARIES OF VALLEY CREEK FEED THE DITCH SYSTEM ALONG
ITS COURSE TO THE PROPERTY.

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

MICROFILMED

MAR 17 1993

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

471-000404

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) 05/01/19123. Source of water supply (a) Valley Creekwhich is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 11 N Range 12 E Section 4,
1/4 of NW 1/4 of NE 1/4, Govt. Lot, E. B.M., County of CusterAdditional points of diversion if any: Minor tributaries contribute to flow

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 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____5. 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. Rock diversion, ditch commencing at
approximately 12 feet width and 1 foot deep diminishing in width.**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 1.20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.20 (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.) Livestock use applied for under related claim.

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.
McGowan-Hannah Creek, IDWR #71-00039 is preferred right. or None ()

14. Remarks: Small tributaries of Valley Creek feed the ditch system along its course to the property, used in portion of H.E.S. 109.

MICROFILMED

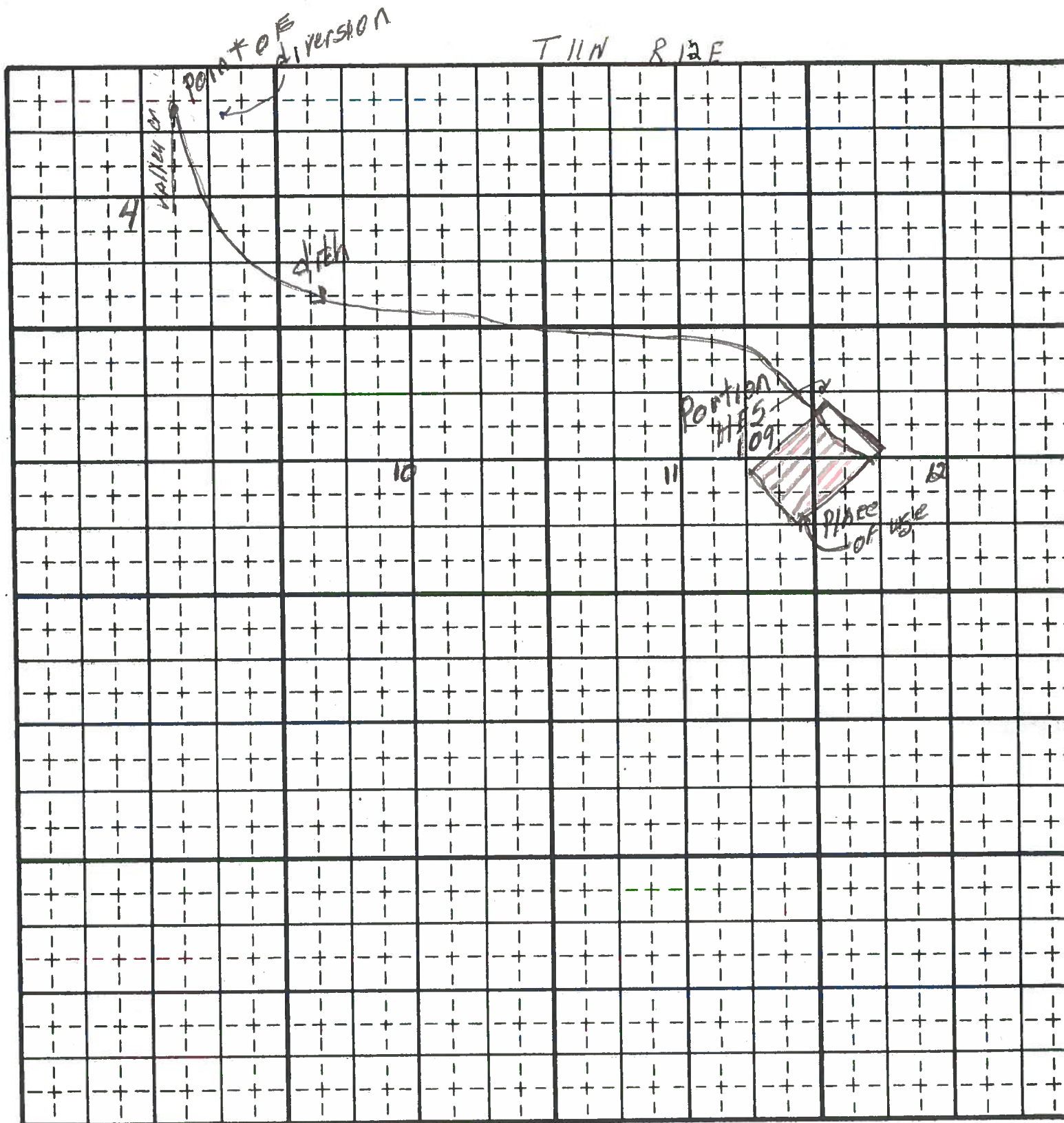
MAR 17 1993

Last Name MAHONEY Ident No. _____

Copies: White - State, Yellow - Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name

Maoney

Ident No.

MICROFILMED
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 71-00040
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) David 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 F. 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

MAR 17 1993
Copies White-State, Yellow-Claimant

Water Right Number - 71-00040

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 - 05/01/1912

Region - 17

Stage - D - DECREED

Status -

Source - VALLEY CREEK

Tributary - SALMON RIVER

Twn Rng Sec Tract Lot Rflg County
11N 12E 4 NW NE (37) CUSTER

Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION

3.600

Total Div. Rate - 3.600 + Total Div. Volume - + Total Div. Capacity - +

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

Total Acres:

+ - - Diversion Means -

MICROFILMED
MAR 17 1993

water right number - 71-00040
Adj. flag translation: Standard Water Right Number

+ - - Other Rights for Same Use - 71-0039.

+

Remarks
P/U IS H. E. S. 109.
AC. IRRIG. NOT SPECIFIED. FARM = 159.95 AC.

[illegible]

+ - - - Decree Plaintiff - - +
DAN J. CAVANAGH

+ - - - Decree Defendant - - +
WM. MERRITT, ET AL.

+ - Decree Dat
01/16/1940

+ - - Audit Fields -

+-----+ Water Rights Dates and Flags Area

Proof Due Date	00/00/0000	Field Exam Made	00/00/0000	Field Exam Fee
Approved/Denied	00/00/0000	Protected Date	00/00/0000	Swan Falls
Proof Made Date	00/00/0000	Hearing Date	00/00/0000	Temporary Right
Start Work Date	00/00/0000	Verified Date	05/06/1985	DLE/Carey Act
Order Show Cause	00/00/0000	Receipt Number		Water District
Licensed Date	00/00/0000	Appl Received	00/00/0000	Transfer/Amended
Decree Date	01/16/1940			

- Field Exam Fee
- Swan Falls
- Temporary Right
- DLE/Carey Act
- Water District
- Transfer/Amended

MICROFILMED
MAR 17 1993



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 black 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: A71-00040
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: MAY 01, 1912

3. Source: VALLEY CREEK Trib. to: SALMON RIVER
SPLIT RIGHT

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	12E	4	NW	NE			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			3.600		

7. Total Quantity Appropriated is:
3.600 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	

A71-00040

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:
71-0039.

14. Remarks:

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

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

|

THIS IS A SPLIT RIGHT.

A71-00040A FOR 1.20 CFS MAHONEY

A71-00040B FOR 2.4 CFS BERMAN (CLAIM NOT YET FINAL--SCC)

15. Basis of Claim:

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 _____

71-00040A

July 22, 1998

**NOTICE OF ERROR
REPLY**

RECEIVED

AUG 13 1998

Department of Water Resources

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: 71-00040A

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

RECEIVED

AUG 17 1998

Department of Water Resources
Southern Region

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: 
Please print your name: David MUSCAVAGE

R PROOF

X

CVR

X

MAPS

orig in 71-00039A

PHOTOS

See 71-00039A

MISC

X

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

06/01/98 16:47:58
Page 1

Water Right Number - R71-00040A

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - - + - - - - Address - - - - +

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

THE DANIEL J

1 - C/O JOHN D WARD 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 - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1912 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + - - - - Tributary - - - - - +
VALLEY CREEK SALMON RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County
11N 12E 4 NE SW NE (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 05/01 09/30 1.200

+ - - Total Div. Rate - + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
1.200 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
11N	12E	11	SE NE		4.3	01	IRRIGATION	(37) CUSTER
11N	12E	11	NE SE		23.0	01	IRRIGATION	(37) CUSTER
11N	12E	12	SW NW		3.8	01	IRRIGATION	(37) CUSTER
11N	12E	12	NW SW		7.0	01	IRRIGATION	(37) CUSTER

Total Acres: 38.1

+ - - Diversion Means - ROCK DIVERSION, DITCH
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use - 71-00039A

VERIFIED BY *KSC*
6-1-98

Water right number - R71-00040A

Prefix Translation: RESEARCH

Remarks

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.

GEN 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: 71-00040A, 71-00040D, 71-00040E,
71-00040G, 71-00040H, 71-00041, 71-00042A, 71-00042B, 71-00043A,
71-00043B, 71-00045, 71-00047, 71-00049B, 71-00050, & 71-00052.

7100040 Old Water Right Numbers

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff DAN J. CAVANAGH
Decree Defendant WM. MERRITT, ET AL.
Decree Date 01/16/1940

Comments
Date: 12/19/1994 User Id: KCHRISTE Subject: COPIED FROM REMARKS
P/U IS H. E. S. 109.
SMALL TRIBUTARIES OF VALLEY CREEK FEED THE DITCH SYSTEM ALONG
Date: 04/09/1997 User Id: TBACLUN Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE MADE WITH WARRANTY DEED. NAME CHANGE.

Audit Fields
06/01/98 KCHRISTE

Adjudication Rights Dates and Flags Area
Court Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Response Filed Date - 00/00/0000 Last Amended Date - 00/00/0000 Temporary Right - P
Claim Received Date - 01/04/1990 Receipt Number - S010822 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - Presumption Flag -
Notice of Error Flag -

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:18:49
05/31/94

PAGE: 13
QUICKLOOK INFORMATION

27
CLAIM NUMBER: A71-00040A

WR 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			9-14-93 KRC	N	12, 5, 6	KRC 5-31-94		
POINT OF DIV	Y		"	Y	"	"		
SOURCE			"	N	"	"		
PLACE OF USE	Y		"	Y	"	"		
DIV. AMOUNT CFS/VOLUME	Y		"					
CONSUMPTIVE USE	-		"	Y	6	KRC 5-31-94		
PURPOSES			"	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 DRF 3-167 8/22/52
ORTHO U-68 1971
SCS 3011 MAP 245-110
USDA-F 173-11 8/22/72

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:18:49
05/31/94

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A71-00040A

LAST: THOMPSON
ADDRESS: *del*
CITY: X STATE: ID ZIP: 0
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: MAHONEY, JR. *del*
ADDRESS: 376 SOUTH COUNTRY RD.
SUITE 201
CITY: PALM BEACH
PHONE NUMBER: 407-832-5566
STATE: FL ZIP: 33480

OWNER CODE: C

LAST: THOMPSON
ADDRESS: X
CITY: X STATE: ID ZIP: 0
PHONE NUMBER: 208-000-0000 *del*

OWNER CODE: 0

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS? *del*
DATABASE Y FIELD EXAMINER

CLAIM REMARKS: P/U IS H. E. S. 109.
AC. IRRIG. NOT SPECIFIED. FARM = 159.95 AC.
SMALL TRIBUTARIES OF VALLEY CREEK FEED THE DITCH SYSTEM ALONG
ITS COURSE TO THE PROPERTY.

CONTACT PERSON: Don Muscarello

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 9/16/93

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: none in field on 9-14-93

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: Ranch manager

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A71-00040A PRIORITY DATE: 05-01-1912 STAGE: D
B. WR RECORD: # 71-00040 PRIORITY DATE: 05-01-1912 STAGE: D

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N DATABASE EXAMINER FIELD EXAMINER

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

NOTES: Claimed priority date matches deceased date
& claimed for matches found P/G matches deceased P/G

therefore accept the date as claimed.

RECOMMENDED PRIORITY DATE:
05-01-1912

REVIEWED BY: AKC DATE: 5-31-94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A71-00040A	11N	12E	4		NW	NE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A71-00041	R71-00042
A71-00042	R71-00042A
A71-00042A	
A71-00047	

WR RECORDS IN SAME 40 ACRE TRACT

71-00043
71-00045
71-00047

SOURCE: VALLEY CREEK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
71-00040	11N	12E	4		NW	NE		CUSTER

OTHER WR RECORDS WITH SAME WR POD

71-00043
71-00045
71-00047

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A71-00040B	R71-00040B

SOURCE: VALLEY CREEK *OK per N-68*

TRIB: SALMON RIVER *OK*

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	N	<i>Y</i>

NOTES:

The claimed P/D was changed by the Forest Service (date unknown) all rights affected a goodly portion of this P/D. No other Div points found in Sec 4.
Flag with A "C" and cord code C03. Location verified by comparing the found location with the legal location on the N-68.

DIVERSION NAME

Charles

TRIB: SALMON RIVER 6

DATE: 5-31-94

See Attached narrative
1.) P/O report for 11N 12E SW 4 RESW 05
dated 6-2-94

2.) Field notes dated 9-16-93
"Kennedy P/U" making

FIELD EXAM ATTACHMENT

DATE: 6-2-94

PAGE: 1/3

AGENT: KKC

FILES: _____

ATTACHMENT SUBJECT: P/D SYSTEM FOR 11N 12E Sec 4 NE 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/U between Valley 6 & 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/U 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/U 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 Co 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 A71-00043 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 a 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 ~~8-22-52~~ 8-22-52 # DRF-3-167. Other photo 468 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 $\frac{1}{2}$ 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/Heaney 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 $\frac{1}{4}$ 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 ~~the~~ Elk Creek. The western portion of HES 420 is also irrigated from Elk Creek but from a diff P/O. This P/O is shared with the deced right that has been split for two parcels in HES 577. The irrigated ground west of Valley Cr in HES 422 is irrigated from back Cr. No other ground west of Valley Cr was found to be currently irrigated (this includes HES 273)

Kennedy P/u.

original in
A71-00042A.

9-16-93
Pg 1

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

~~Fates~~ 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 12.
irrigation use is in conjunction with Neft land Es. 1 div only. uses northern west P/D.

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 hyd 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

9-16-93 Pg 2/

it is established by ir doesn't need to be
ir again. 3 days to ir lower portion
2 day 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 tunnel 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 thru
1. tunnel Cr. yacomella

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

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

A. ROOT WATER RIGHT NUMBERS:

A71-00040A
A71-00040B

R71-00040A

R71-00040B

B. POJ LISTING

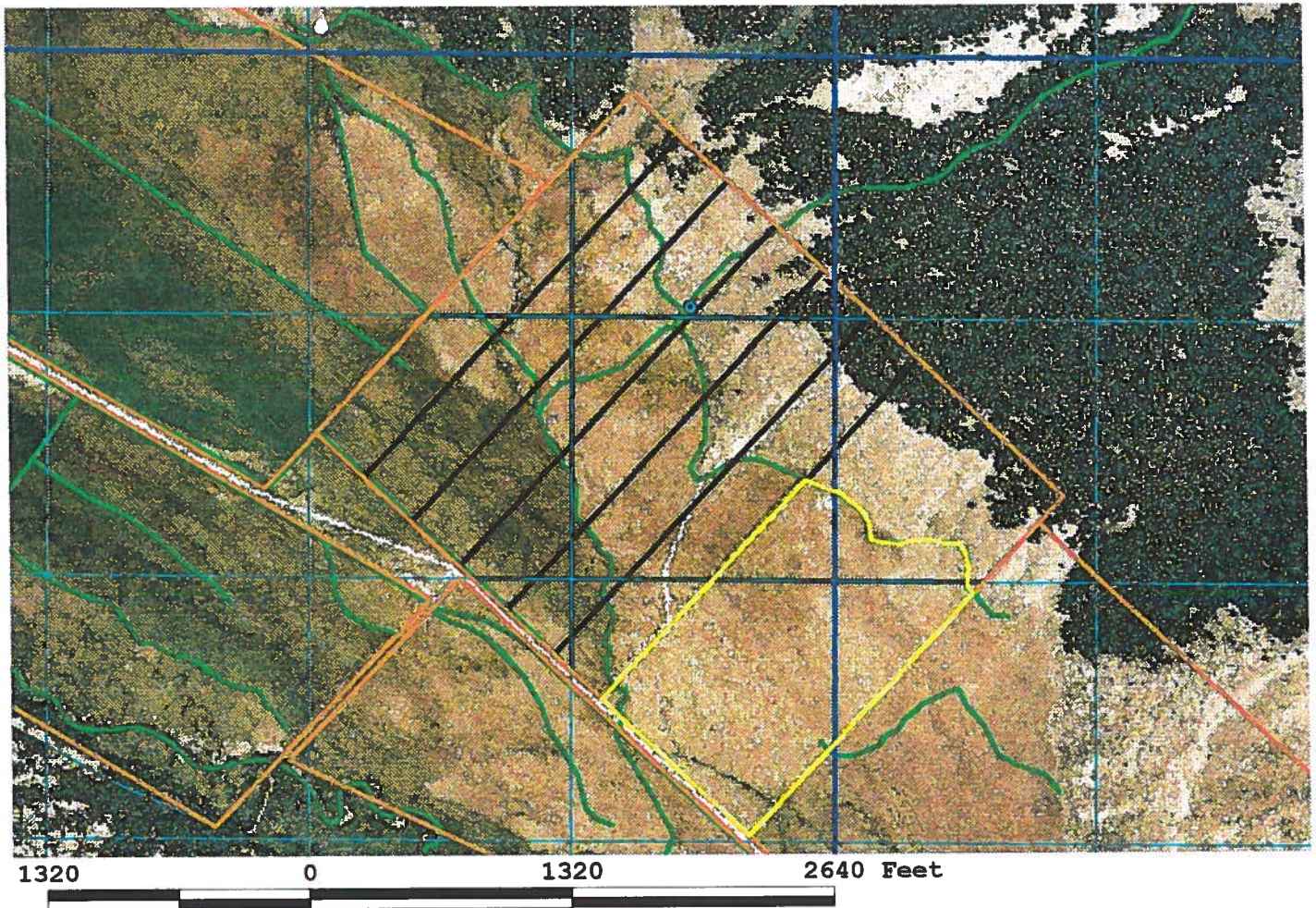
TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11N	12E	11	SE	NE		MAHONEY, JR., DANIEL J.	A71-00040A / 10.0	-	/	35.0	
			SE	NE		GROOM, BRIT	A71-00039B / 38.0	-	/		
			SE	NE		BERMAN, DANIEL L.	A71-00040B / 38.0	-	/		
			SE	NE		BERMAN, DANIEL L.	A71-10136 / 10.0	-	/		
			SE	NE		MAHONEY JR., DANIEL J.	R71-00039A / 10.0	-	/		
			SE	NE		MAHONEY, JR., DANIEL J.	A71-00039A / 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.	A71-00040A / 25.0	-	/	40.0	
			NE	SE		BROWNING, KATHRYN M	A71-00045 / 8.0	71-00045	/		
			NE	SE		BROWNING, KENT C	R71-00045 / 8.0	-	/		
			NE	SE		GROOM, BRIT	A71-00039B / 7.0	-	/		
			NE	SE		BERMAN, DANIEL L.	R71-00039B / 7.0	-	/		
			NE	SE		BERMAN, DANIEL L.	R71-00039A / 7.0	-	/		
			NE	SE		MAHONEY, JR., DANIEL J.	A71-00039A / 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		71-00046	/		
11N	12E	12	SW	NW		MAHONEY, JR., DANIEL J.	A71-00040A / 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.	A71-00039A / 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	-	/		

IDAHO DEPARTMENT OF WATER RESOURCES

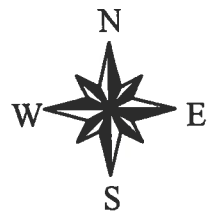
71-00039A Source = McCowan Creek

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

M NUMBERS 71-00039A
71-00040A

DATE 3-16-98
AGENT AKC

*Original
in 71-00039A*

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

LIGHT NO	TNS	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
LAIM	<u>11N</u>	<u>12E</u>	<u>11</u>				<u>10</u>									<u>25</u>			<u>35</u>
GIS							<u>4.3</u>									<u>22.6</u>			
ECOM							<u>4.3</u>									<u>23</u>			<u>27.3</u>
LAIM	<u>11N</u>	<u>12E</u>	<u>12</u>						<u>7</u>				<u>7</u>						<u>14</u>
GIS									<u>3.8</u>				<u>7</u>						
ECOM									<u>3.8</u>				<u>7</u>						<u>10.8</u>
LAIM																			
GIS																			
ECOM																			
LAIM																			
GIS																			
ECOM																			

B71-DBPOD.SHP

NOS	DESCRIPTION
<u>34</u>	<u>McGowan Cr → 71-00039A</u>
<u>32</u>	<u>Valley Cr 11N 12E Sec 4 NE SW NE 71-00040A</u>

B71-DBPOU.SHP

SHAPE NOS
<u>82</u> <u>Created on 306</u>
<u>3-16</u>

DBF TABLES UPDATED
B71-DBPOD.DBF 3-17-98

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

CLAIM NUMBERS

A71-00039A

A71-00040A

DATE: May/8, 1998

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 = .40 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*

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 CHARACTERISTICS

Soil Type = RP1...LOAM
 Source of Soils Data = Printout From SCS State Office

soil depth (inches)		AWC (in/in)		PH		organic (%)		soil depth (ft)	AWC (inches)	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	FIELD NOTES AND CALCULATIONS			
				FIELD 1	FIELD 2	FIELD 3	FIELD 4
alfalfa (hay or seed)	5	0.5	1.43	FIELD WIDTH 5518	0		
corn (field or silage)	4	0.5	1.28	IRRIGATION DAYS 5			
grain (winter or spring)	4	0.5	1.28	DRY DAYS 10			
pasture (or grass hay)	3	0.5	1.13	SET TIME(hours) 8			
other (enter below)				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	Net Irrigation Requirement (mm/day)							
			recomm. eff.	mar	apr	may	jun	jul	aug	sep
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*

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
SW	NW	NW	HAUGRUD, JACK AND/OR	GEOFFREY	A71-00050	/	71-00050	/			
SW	NW	NW	THOMPSON, JOHN H.				71-00039	/			
SW	NW	NW	THOMPSON, JOHN H.				71-00040	/			
T1N 12E 12	NW	SW	MAHONEY, JR., DANIEL J.		A71-00040A	/ 7.0	-	/			37.0
NW	SW	SW	MAHONEY JR, DANIEL J		R71-00039A	/ 7.0	-	/			
NW	SW	SW	MAHONEY, JR., DANIEL J.		A71-00039A	/ 7.0	-	/			
NW	SW	SW	MAHONEY JR, DANIEL J		R71-00040A	/ 7.0	-	/			
NW	SW	SW	HAUGRUD, JACK AND/OR	GEOFFREY	A71-00050	/	71-00050	/			
NW	SW	SW	THOMPSON, JOHN H.				71-00039	/			
NW	SW	SW	THOMPSON, JOHN H.				71-00040	/			
TOTAL ACRES						A71-00040A	49.00				136.00

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

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE

FIELD EXAMINER

POU COUNTY: CUSTER

PRESUMPTION FLAG: PC (chg in P/D)

NOTES:

See split review for analysis.
No change from Doose to current claimant found.

RECOMMENDATIONS:

TOTAL ACRES:

38.1

See GIS
RTREK 3.16.98

REVIEWED BY:

KKC

DATE:

5-31-94

A. A1 CLAIMED USES:

PURPOSES
A71-00040A IRRIGATION

FROM MONTH/DAY
04-01 TO 01-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
1.200 CFS

B. WR RECORDED USES:

PURPOSES
71-00040 IRRIGATION

FROM MONTH/DAY
TO

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
3.600 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD EXAMINER
DATABASE
N
Y
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)
Y(X) N()

Explain in notes, below.

NOTES:

No reason was was deemed
therefore I am recommending
the current dept standard in place

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AD TOTAL CLAIMED DIVERSION RATE: 1.200 CFS
MR ROOT RIGHT TOTAL DIVERSION RATE: 3.600 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

B.

MEASUREMENT METHOD *See Attached measurement* FLOW MEASUREMENT
See ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED?

OTHER RIGHTS LISTED IN CLAIM: A71-00039A

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A71-00040A	VALLEY CREEK	MAHONEY, JR., DANIEL J.	1.200	0.024		
R71-00039A	MC GOWAN-HANNAH CREEK	MAHONEY, JR., DANIEL J.	0.430	0.008		
A71-00039A	MC GOWAN-HANNAH CREEK	MAHONEY, JR., DANIEL J.	0.430	0.008		
R71-00039B	MC GOWAN CREEK	BERMAN, DANIEL L	0.800	0.007		
A71-00039B	HANNA CREEK	GROOM, BRIT	0.800	0.007		
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		

He decreased the amount of flow. 1.200 CFS
3.600 CFS
2.400 CFS
3.600 CFS
71-00040A for
71-00040B for
71-00040C for
71-00040D for
71-00040E for
71-00040F for
71-00040G for
71-00040H for
71-00040I for
71-00040J for
71-00040K for
71-00040L for
71-00040M for
71-00040N for
71-00040O for
71-00040P for
71-00040Q for
71-00040R for
71-00040S for
71-00040T for
71-00040U for
71-00040V for
71-00040W for
71-00040X for
71-00040Y for
71-00040Z for

INFORMATION SUPPLIED VIA A PHONE CONVERSATION WITH PHYLLIS
ROSE (ID DEPT FISH AND GAME) ON 10-19-93.

VALLEY CREEK DIVERSION MEASUREMENTS FOR FISH SCREEN OPERATION

VC1 <i>old location</i> (SILVA DITCH)	06-29-93	4.30 CFS	
	07-27-93	3.80 CFS	
	09-01-93	6.40 CFS	
	08-01-59	8.30 CFS	
VC2	06-29-93	1.10 CFS	
	07-27-93	0.80 CFS	
	09-01-93	0.60 CFS	
	08-25-59	5.70 CFS	
	58 or 59	8.50 CFS	
VC3 <i>mahoney</i>	06-29-93	5.50 CFS	
	07-27-93	3.80 CFS	
	09-01-93	1.60 CFS	
	08-01-59	5.20 CFS	
VC4 <i>Sec 11 SESESE</i>	1992	NO DIVERSION FOUND	
	1993	NO DIVERSION FOUND	
	1959	4.40 CFS	
VC5 <i>abandoned</i>			
VC6 <i>Sec 4 NESW NE</i>	07-28-93	3.10 CFS	<i>ditch not at capacity</i>
	09-01-93	2.20 CFS	<i>" " " "</i>
	1959	35.0 CFS	(questionable measurement)
VALLEY CR COMMUNITY DITCH		16.0 CFS	(questionable measurement)

ELK CREEK DIVERSION MEASUREMENTS FOR FISH SCREEN OPERATION

EC1	06-29-93	2.10 CFS
	07-27-93	3.30 CFS
	1959	8.70 CFS
EC2	06-29-93	2.30 CFS
	07-27-93	1.20 CFS
	1959	0.70 CFS

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 38.1 x 0.02 CFS/ACRE = 76.2 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☐)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☐) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 125.0 AF/A
ACRES 38 x CONSUMPTIVE VOL. AF/A FOR AREA 3.2 =
TOTAL CONSUMPTIVE USE 124 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME =
ACRES 38 x DIVERSION VOL. AF/A FOR AREA 3.2 =
TOTAL DIVERSION VOLUME 124 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☒)
P/U IS H. E. S. 109.
AC. IRRIG. NOT SPECIFIED. FARM = 159.95 AC.

NOTES: (Include limitations on CONSUMPTIVE USE for combined rights.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	5/1	9/30	1.200	1.2	125.0
TOTAL FOR THIS RIGHT			1.200		125.0

REVIEWED BY:

KKC

DATE:

5-18-98

Remember
PDU-1-14 38.1A 39A, 48A
GEN 502 Part of 145-109
F06 - all valid 40 acres
END

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED *ch3 completed*
AS CLAIMER *6-24-97*
NEEDS REVIEW *KKC*
() () () ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 71-00040
TOTAL DIVERSION RATE OF WR SPLITS 3.600

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
71-00040	A71-00040A	1.200	R71-00040A	1.200	71-00040	3.600
A71-00040	A71-00040B	2.400	R71-00040B	2.400	71-00040	3.600
71-00040	R71-00040A	1.200	R71-00040A	1.200	71-00040	3.600
A71-00040	R71-00040B	2.400	R71-00040B	2.400	71-00040	3.600

TOTAL CFS

7.200

7.200

3.600

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
If NO, is the written review sheet attached? *(Y)*

DATABASE

FIELD EXAMINER

NOTES:

KK

AUTHENTICATION: DATE: *5-18-98*

SIGNATURE:

Kelly K Christensen

EXAMINER: KELLY K CHRISTENSEN

SR WATER RESOURCE AGENT

SPLIT TREE FOR:
 -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 stockwater
 (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

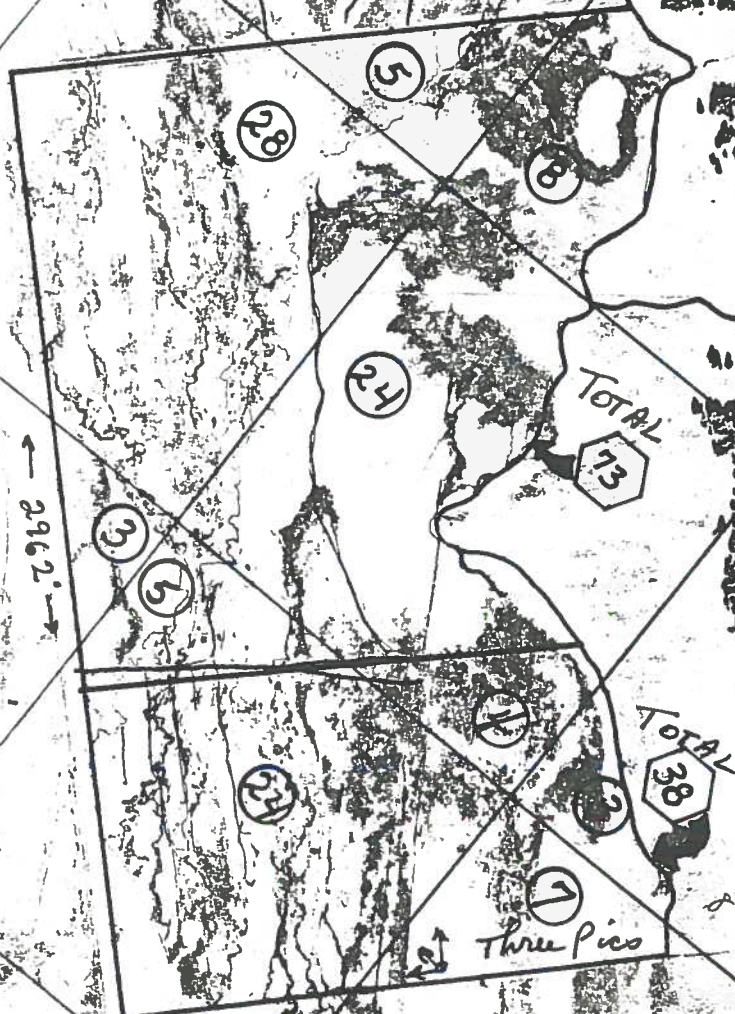
LOT 4 A71-00039F for 0.14 cfs A71-00040F for 0.41 cfs A71-10136B for 0.05 cfs
LOT 5 A71-00039F for 0.14 cfs A71-00040F for 0.43 cfs

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

copied from
claim A71-00039A
file on 5-18-98
KKC



CLAIM	INI
T. R. S. Q/Q	
P/D	
PHOTO	USDA-F 173-11
DT.&ID.	8-28-72 Flight

SCALE: 1" = 600'

CA = $\frac{1600}{2} \times .0096$
43,560

Field
9-16

FIELD NOTES
EXAM DATE 9-14-93
KLC

CLAIM _____ INIT _____
T. R. S. Q/Q
P/D _____
PHOTO USDA-E 677-193
DT. & ID. 9-19-77 ERLH

