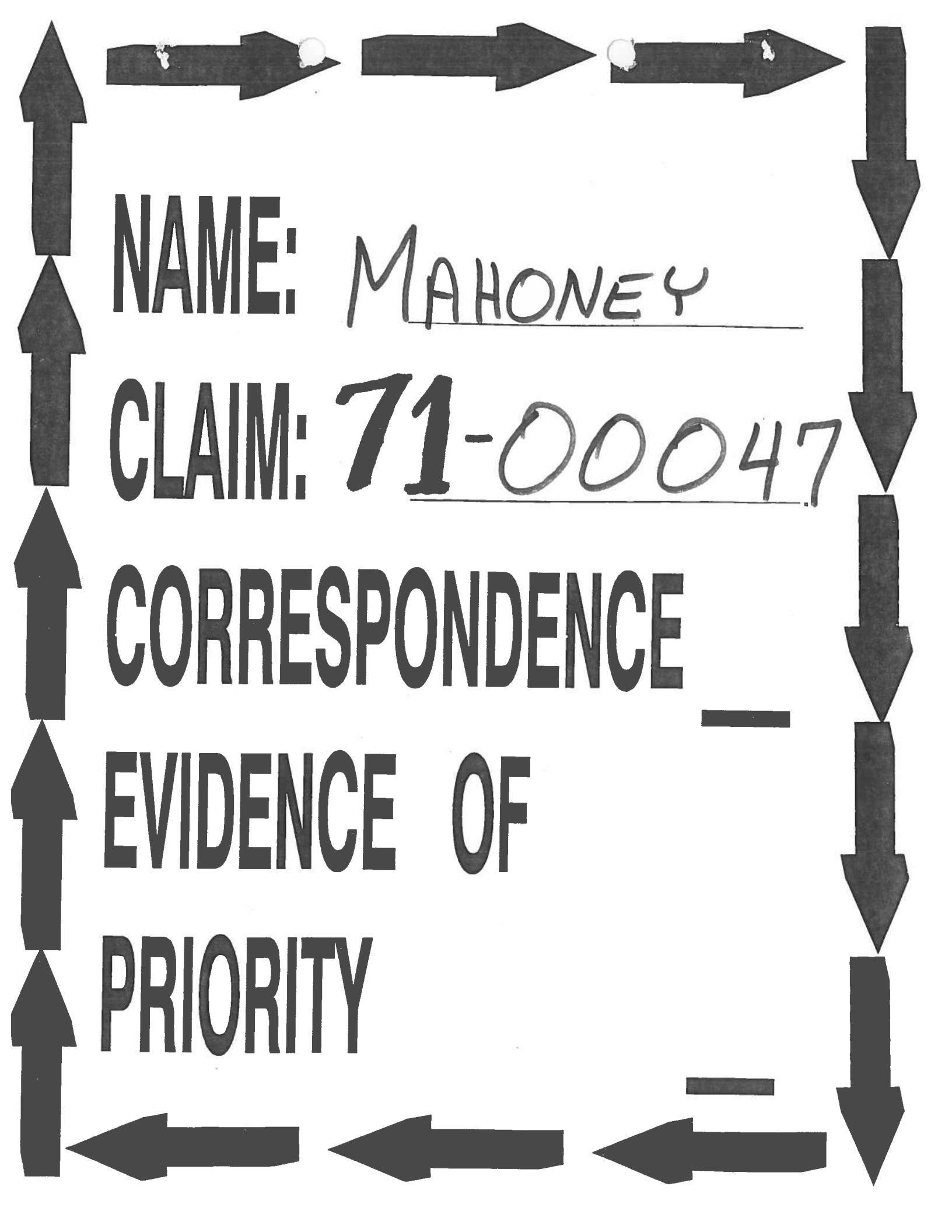




NAME: MAHONEY

CLAIM: 71-000047

CORRESPONDENCE

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: A71-00047
Date Received: 1/ 4/1990
Receipt No: S010822
Received By: OK AB

**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, 1914

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	3		SW	SE		CUSTER
		4		NW	NE	2	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	3.600		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is 400.0 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	10	NE		NE		IRR	15.0
			SW		NE		IRR	5.0
			SE		NE		IRR	30.0
			Section Acres					50.0
		11	SW		NE		IRR	3.0
			NW		NW		IRR	2.0
			SW		NW		IRR	25.0
			SE		NW		IRR	25.0
			NE		SW		IRR	35.0
			NW		SW		IRR	10.0
			NW		SE		IRR	5.0
			Section Acres					105.0
			Total Acres					155.0

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, 00054, 00057: STOCK USE

14. Remarks:

P/U IS H. E. S. 272.

AC. IRRIG. NOT SPECIFIED. FARM = 159.21 AC.

A SMALL TRIBUTARY OF VALLEY CREEK IS PICKED UP AT THE SECOND P/D AND USED THROUGH THE DELIVERY SYSTEM AS AVAILABLE.

ORIGINAL DECREE FOR 3.6 CFS, CLAIMED 3.63 CFS.

P/U ESTIMATED.

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

OWNER CODE

C

NAME & ADDRESS

THE DANIEL J MAHONEY JR LIFETIME TRUST I
C/O JOHN D WARD ESQ
1200 NEW HAMPSHIRE AVE
NW SUITE 800
WASHINGTON DC 200366802
(202) 776-2546

PRIORITY DATE

05/01/1914

WATER USE

IRRIGATION STOCKWATER

USE PERIOD FROM TO

05-01 09-30
05-01 09-30

DIVERSION RATE

3.60 CFS
0.03 CFS

DIVERSION VOLUME

214.00 AFA

TOTAL DIVERSION: CONSUMPTIVE USE:

3.60 CFS

Water Source: VALLEY CREEK

Tributary to: SALMON RIVER

Stage: DECREED

Point(s) of Diversion:

T11N R12E S04 NESWNE

CUSTER County

Place of use Legal Description for: IRRIGATION

NE										SE										SUM									
NENE					SENW					SENW					SESW					SESE									
Lt Ac					Lt Ac					Lt Ac					Lt Ac					Lt Ac									
13					17					03					03					14					30.0				
11N 12E 10					11N 12E 11					11N 12E 10					11N 12E 11					11N 12E 10					77.0				
03					03					03					03					07					TOTAL ACRES				
14					14					14					14					14					107.0				

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: CUSTER

Non-Irrigation Uses: STOCKWATER, 100 RANGE CATTLE

Remarks: GEN

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 71-00040A, 71-00040B, 71-00042, 71-00043, 71-00046, AND 71-00050.

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 272.

Dates: Exam Made Date: 09/16/1993

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag: Presumption Flag:

“DO NOT FILM”



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
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. (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: 6/24/97 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. Smith
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 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°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.

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: A71-00047
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: MAY 01, 1914

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	3		SW	SE		CUSTER
		4		NW	NE	2	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	3.600		
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is 400.0 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	10	NE		NE		IRR	15.0
			SW		NE		IRR	5.0
			SE		NE		IRR	30.0
							Section Acres	50.0
		11	SW		NE		IRR	3.0
			NW		NW		IRR	2.0
			SW		NW		IRR	25.0
			SE		NW		IRR	25.0
			NE		SW		IRR	35.0
			NW		SW		IRR	10.0
			NW		SE		IRR	5.0
							Section Acres	105.0
							Total Acres	155.0

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, 00054, 00057: STOCK USE

14. Remarks:

P/U IS H. E. S. 272.

AC. IRRIG. NOT SPECIFIED. FARM = 159.21 AC.

A SMALL TRIBUTARY OF VALLEY CREEK IS PICKED UP AT THE SECOND

P/D AND USED THROUGH THE DELIVERY SYSTEM AS AVAILABLE.

ORIGINAL DECREE FOR 3.6 CFS, CLAIMED 3.63 CFS.

P/U ESTIMATED.

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 A11-00047

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) 05/01/19143. Source of water supply (a) Valley Creek
which 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: Valley Creek tributary, Section 3, SW $\frac{1}{4}$ SE $\frac{1}{4}$, same Twp. & Range

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 8 feet wide and 1 foot
deep, water control works at second point of diversion.

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 3.60 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) 3.63 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 400 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:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	10	15		5	30													50
		11			3			2	25	25	35	10				5			105

Total number of acres irrigated 155

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.
_____ or None (X)

14. Remarks: A small tributary of Valley Creek is picked up at the second point of diversion and used through the delivery system as available. Lands are in H.E.S. 272 and locations are estimates only.

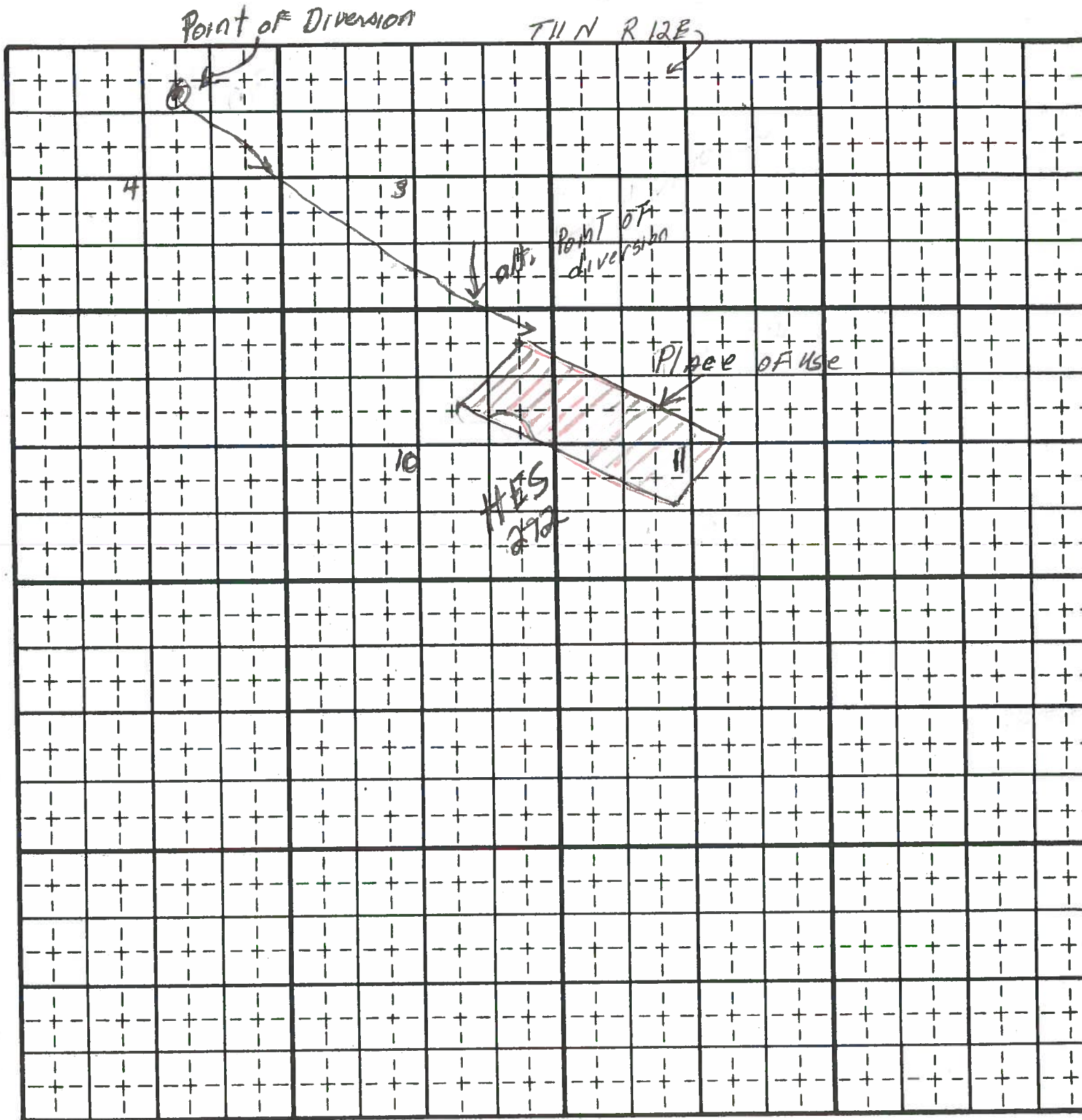
Last Name MAHONEY Ident No. _____

MICROFILMED

MAH 17 1993
Copied: White-Sign 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 Mahoney Ident No. _____

MICROFILMED
MAR 17 1993
Copies: White State Yellow Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 71-00047
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

Residing at 4518 Corniche Circle, #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

State- ID Zip-

MICROFILMED
MAR 17 1993

- + - - **Diversion Means** -
- + - - **Non-Irrigation Use** -
- + - - **Other Rights for Same Use** - 71-0048.

Adj. flag translation: Standard Water Right Number

P/U IS H. E. S. 272.
AC. IRRIG. NOT SPECIFIED. FARM = 159.21 AC.

[illegible]

+ - Decree Date
01/16/1940

+ - - Audit Fields -

[illegible]

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	DUE/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				

MICROFILMED
Date
9-10
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 cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 17 1993

July 22, 1998

RECEIVED

AUG 13 1998

**NOTICE OF ERROR
REPLY**

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: 71-00047

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: _____

DAN J MAHONEY III

P/D

Field notes
9-15-93

NORTHERN MOST
CLAIM P/D ON VALLEY Ce INIT KKC
T. R. S. Q/Q
P/D 11/12/93 4 NESWANE
PHOTO USDA-F 373-105
DT. & ID. 8-28-72 Flight

ORIG IN
A71-00042A



FIELD EXAM ATTACHMENT

DATE: 6-2-94PAGE: 1/3AGENT: 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 di 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 NWNE 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 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 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 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. Ortho 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/Kearney 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 HES's 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 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 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 back Cr. No other ground west of Valley Cr was found to be currently irrigated (this includes HES 273).

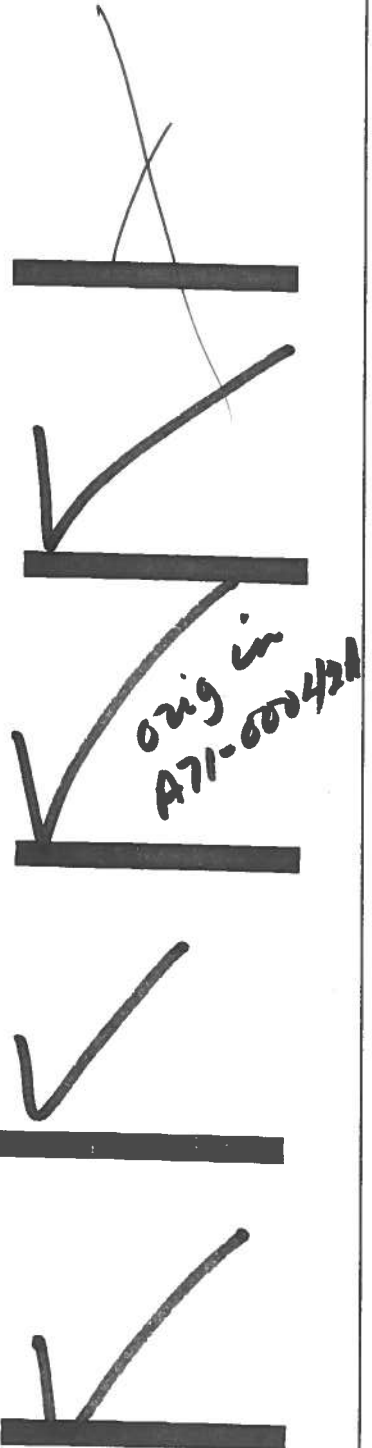
R PROOF

CVR

MAPS

PHOTOS

MISC



AJ0743NP
(COD-124)

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

06/01/98 16:05:55
Page 1

Water Right Number - R71-00047

Prefix Translation: RESEARCH

Old (D) Number -

*** 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 - 05/01/1914

Region - 17 SOUTHERN

Stage - D - DECREED

Status -

Source - VALLEY CREEK

Tributary - SALMON RIVER

TwN Rng Sec Tract Lot RFlg County Point of Diversion
11N 12E 4 NE SW NE (37) CUSTER

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		05/01	09/30		3.600	

Total Div. Rate - 3.600

Total Consumptive Use - 0.0

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
11N	12E	10	NE NE		14.0		01	IRRIGATION	(37) CUSTER
11N	12E	10	SW NE		0.3		01	IRRIGATION	(37) CUSTER
11N	12E	10	SE NE		15.0		01	IRRIGATION	(37) CUSTER
11N	12E	11	SW NE		1.2		01	IRRIGATION	(37) CUSTER
11N	12E	11	NW NW		3.8		01	IRRIGATION	(37) CUSTER
11N	12E	11	SW NW		35.0		01	IRRIGATION	(37) CUSTER
11N	12E	11	SE NW		19.0		01	IRRIGATION	(37) CUSTER
11N	12E	11	NE SW		16.0		01	IRRIGATION	(37) CUSTER
11N	12E	11	NW SW		2.0		01	IRRIGATION	(37) CUSTER
11N	12E	11	NW SE		6.0		01	IRRIGATION	(37) CUSTER

Total Acres: 112.3

- - - Diversion Means - ROCK DIVERSION, DITCH

VERIFIED BY: KHC
6-1-98

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			9-16-93 KRC	N	L2,56	KRC 2-25-94	KRC 6-1-90	
POINT OF DIV	Y		"	Y	"	"		
SOURCE			"	N	"	"		
PLACE OF USE	Y		"	N	"			
DIV. AMOUNT CFS/VOLUME	Y		"	N	"			
CONSUMPTIVE USE	-		"	Y	"	"		
PURPOSES	Y		"	N	"	"		
PERIOD OF USE	Y		"	Y	"	"		
BASIS OF CLAIM	Y		"	N	"	"		
REMARKS	Y		"	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:

USDA-F 173-10 8-28-72
USDA-F 1971
USDA-F 24-68
USDA-F 245-110
USDA-F 677-193 9-9-77

DATE:

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: M BAR M INC.
ADDRESS: X
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: STATE: ID ZIP: X

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

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

CLAIM REMARKS: P/U IS H. E. S. 272
AC. IRRIG. NOT SPECIFIED. FARM = 159.21 AC.
A SMALL TRIBUTARY OF VALLEY CREEK IS PICKED UP AT THE SECOND
P/D AND USED THROUGH THE DELIVERY SYSTEM AS AVAILABLE.
ORIGINAL DECREE FOR 3.6 CFS, CLAIMED 3.63 CFS.
P/U ESTIMATED.

THE UNIVERSITY OF CHICAGO

Dave Mucavage

PHONE NUMBER: () -

APPOINTMENT MADE: Y() N()

TIME: **A() P()**

No

PHONE NUMBER: () -

Operator

DIRECTIONS TO PROPERTY / REMARKS:

[illegible]

A. AJ CLAIM: # A71-00047

PRIORITY DATE: 05-01-1914

STAGE: D

B. WR RECORD: # 71-00047

PRIORITY DATE: 05-01-1914

STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

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

REMARKS:

*Claimed priority date matches decedent date & PTA matches
decedent PTA therefore*

Accept priority date as claimed

RECOMMENDED PRIORITY DATE:

05-01-1914

REVIEWED BY

XKC

DATE

2-25-94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY	CUSTER
A71-00047	11N	12E	3		SW	SE	2		CUSTER
A71-00047	11N	12E	4		NW	NE			CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
NONE	NONE

WR RECORDS IN SAME 40 ACRE TRACT

71-00043
71-00045

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	CUSTER
71-00047	11N	12E	4		NW	NE	2		CUSTER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
R PREFIX

71-00043
71-00045

NONE	NONE
------	------

SOURCE: VALLEY CREEK

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

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

DATABASE	FIELD EXAMINER
Y	
N	

REMARKS:

I found one P/D being used to supply water for this claim. Per Dave, the P/D in Sec 3 has not been used for about 1 year & they don't plan on using it any more. Therefore I am recommending only the one P/D in Sec 4 NE SW NE. I copied 400 ft from the NW NE as shown. As this is a change in description for the deeded Flag right C - C/D 3. The P/D may have been moved but no claimants using this P/D have been on their property to know if it has changed or not. I consider this a change in mapping description rather than a physical change.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC.

1/4

LOT

COUNTY

11A 12E 4

NE

SW

NE

SOURCE: VALLEY CREEK 05

TRIB: SALMON RIVER 06

REVIEWED BY:

KHC

DATE:

2-25-94

A. ROOT WATER RIGHT NUMBERS: A71-00047

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	A1 #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
T1N	12E	10	NE	NE		MAHONEY, JR., DANIEL J.	A71-00047 / 15.0	71-00047 /	40.0	13	13
			NE	NE		KENNEDY, JAMES COX	A71-00042 / 12.0	71-00042 /			
			NE	NE		THOMPSON, JOHN H.		71-00041 /			
			NE	NE		M BAR M INC.		71-00048 /			
T1N	12E	10	SW	NE		MAHONEY, JR., DANIEL J.	A71-00047 / 5.0	71-00047 /		-	-
			SW	NE		KENNEDY, JAMES COX	A71-00042 / 18.0	71-00042 /			
			SW	NE		M BAR M INC.		71-00048 /			
T1N	12E	10	SE	NE		MAHONEY, JR., DANIEL J.	A71-00047 / 30.0	71-00047 /	24.0	17	17
			SE	NE		MAHONEY, JR., DANIEL J.	A71-00048 / 5.0	71-00048 /			
T1N	12E	11	SW	NE		MAHONEY, JR., DANIEL J.	A71-00047 / 3.0	71-00047 /	40.0		
			SW	NE		GROOM, BRIT	A71-00039B / 29.0	-			
			SW	NE		BERMAN, DANIEL L.	A71-00040B / 29.0	71-00039		3	3
			SW	NE		THOMPSON, JOHN H.		71-00040 /			
			SW	NE		THOMPSON, JOHN H.		71-00041 /			
			SW	NE		THOMPSON, JOHN H.		71-00041 /			
			SW	NE		M BAR M INC.		71-00048 /			
T1N	12E	11	NW	NW		MAHONEY, JR., DANIEL J.	A71-00047 / 2.0	71-00047 /	36.0	3	3
			NW	NW		THOMPSON, JOHN H.		71-00041 /			
			NW	NW		M BAR M INC.		71-00048 /			
T1N	12E	11	SW	NW		MAHONEY, JR., DANIEL J.	A71-00047 /	71-00047 /	40.0	31	31
			SW	NW		THOMPSON, JOHN H.		71-00041 /			
			SW	NW		M BAR M INC.		71-00048 /			
T1N	12E	11	SE	NW		MAHONEY, JR., DANIEL J.	A71-00047 / 25.0	71-00047 /	3.0	19	19
			SE	NW		THOMPSON, JOHN H.		71-00042 /			
			SE	NW		M BAR M INC.		71-00048 /			
T1N	12E	11	NE	SW		MAHONEY, JR., DANIEL J.	A71-00047 / 35.0	71-00047 /	24.0		
			NE	SW		DARRAH, BEN		71-00045 /			
			NE	SW		DARRAH, BEN		71-00046 /			
			NE	SW		M BAR M INC.		71-000 /			
T1N	12E	11	NW	SW		MAHONEY, JR., DANIEL J.	A71-00047 / 10.0	71-00047 /	.0		
			NW	SW		M BAR M INC.		71-00048 /			
T1N	12E	11	NW	SE		MAHONEY, JR., DANIEL J.	A71-00047 / 5.0	71-00047 /	40.0		
			NW	SE		GROOM, BRIT	A71-00039B / 3.0	-			
			NW	SE		BERMAN, DANIEL L.	A71-00040B / 3.0	-			
			NW	SE		CHRISTENSEN 1987 TRUST	A71-00045 / 28.0	71-00045 /		17	17

Handwritten notes and signatures:

- Large blue signature across the middle of the table.
- Handwritten "13" and "13" in the right margin.
- Handwritten "17" and "17" in the right margin.
- Handwritten "3" and "3" in the right margin.
- Handwritten "31" and "31" in the right margin.
- Handwritten "19" and "19" in the right margin.
- Handwritten "14" and "14" in the right margin.
- Handwritten "17" and "17" in the right margin.

AIM NUMBERS 71-00047

DATE 3-18-98

TRANSFER NUMBER _____

HOMESTEAD ENTRY NO. 272

AGENT KKC

CLAIMED ACRE TOTAL 155

GEOGRAPHIC INFO ACRES 112.5

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	10	15		5	30													50
GIS				14.2		.3	14.6													
RECOM				14		.3	15													29.
CLAIM	11N	12E	11			3			2	25	25	35	10				5			108
GIS						1.2			3.8	34.5	18.8	16.3	2				5.9			92.5
RECOM						1.2			3.8	35	19	16	2				6			8.5
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

B71-DBPOD.SHP

NOS	DESCRIPTION
32	11N-12E Sec 4
	NE SW NE
	laid in with
	VC-6
	fish screen

B71-DBPOU.SHP

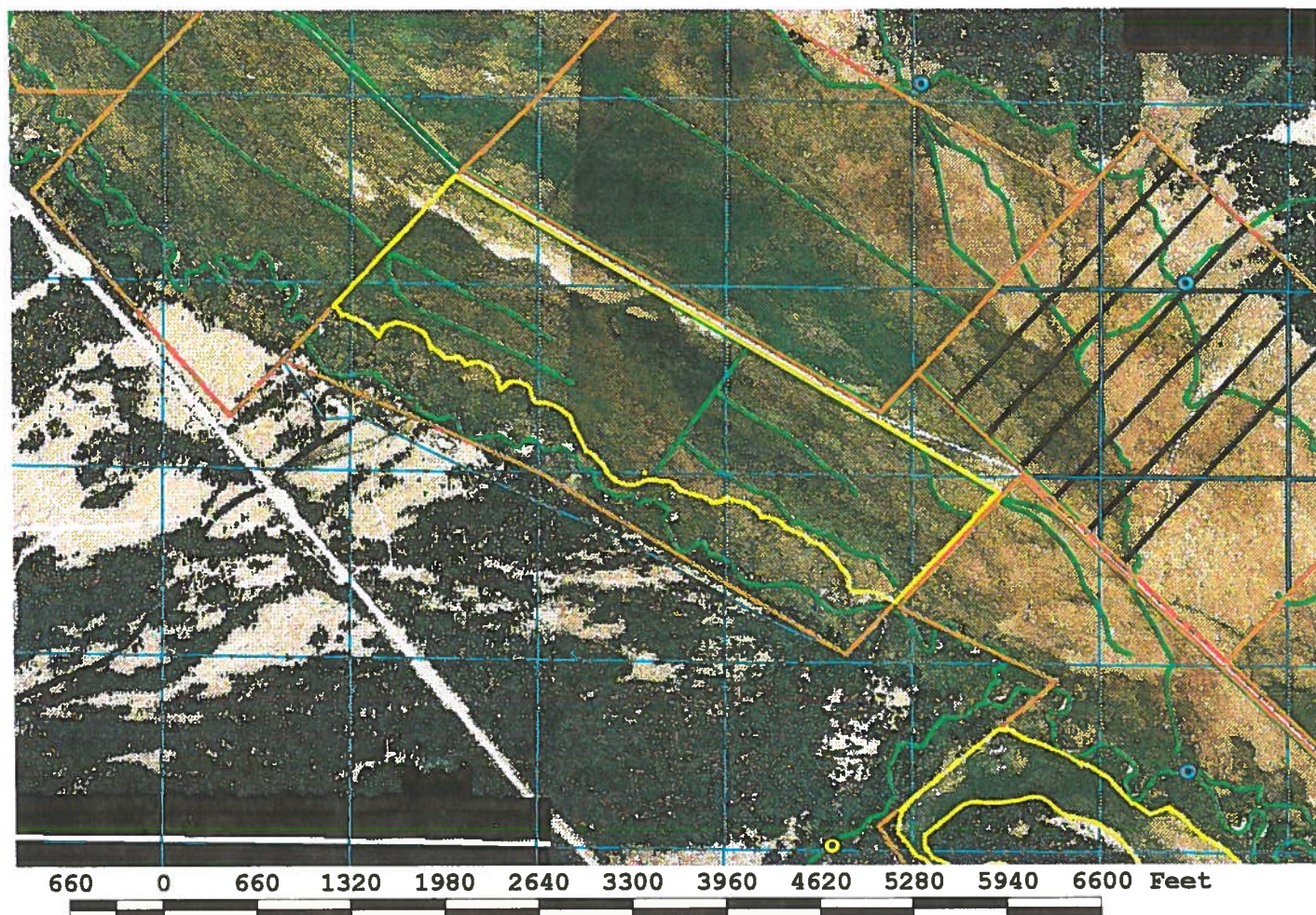
SHAPE NOS
83

DBF TABLES UPDATED

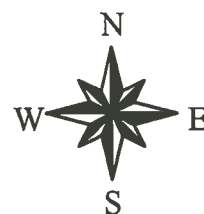
B71-DBPOD.DBF	✓
B71-DBPOU.DBF	✓

IDAHO DEPARTMENT OF WATER RESOURCES

71-00047
HES- 272
SOURCE = VALLEY CREEK



RECOMMENDED PLACE OF USE = 112.3 ACRES
DATA ENTRY ON MARCH 18, 1998
TWP 11N, RNG 12E,
SEC 10, NENE, & S1/2NE
SEC 11, SWNE, W1/2NW1/4, SENW, NWSE



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

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

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
						THOMPSON, JOHN H. THOMPSON, JOHN H. DARRAH, BEN M BAR M INC.		71-00039 / 71-00040 / 71-00046 / 71-00048 /			

TOTAL ACRES 71-00047 155.00 250.00

107 107

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

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

PRESUMPTION FLAG: D

REMARKS:

I found a natural drainage along the SW border that slope water from reaching Valley Creek. That ground is not irrigated directly from Valley Cr. normally. That ground is excluded from the recommended P/Z, the P/Z is within HES 272.

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

KKC

DATE: 2-25-94

~~107~~ 112.3. Sergio KKC 3-18-98

A. AJ CLAIMED USES:

PURPOSES
A71-00047 IRRIGATION
A71-00047 STOCKWATER

5-1

9-30 Chy to
Sept Stock.

MONTH/DAY
FROM 01-01 TO 11-01
TO 12-31

DIVERSION QUANTITY
3.600 CFS
.030 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

3.630 CFS

B. WR RECORDED USES:

PURPOSES
71-00047 IRRIGATION

MONTH/DAY
FROM TO

DIVERSION QUANTITY
3.600 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

3.600 CFS

PRESUMPTION FLAG:

D OK

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
Y Y
Y Y
Y Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

Explain in remarks, below.

REMARKS:

These few analysis based upon RPI soils & Bdry data for aving Bader Analysis
give a legal limit of 4.08 CFS which is greater than claimed. Therefore
the claimed (3) is previously cleared and is considered the limiting factor.
Stockwater is recommended during irrigation only as the ditch is about 98%
during with the month.

SCS

Revised 6-1-98
See Attached Hubbs Analysis
Revised.

KRC

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

addition

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE:
WR ROOT RIGHT TOTAL DIVERSION RATE:

3.630 CFS
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 remarks. **

FLOW MEASUREMENT REQUIRED?

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

Y ☒ FIELD DATABASE EXAMINER

Ditch was turned off at repair time. Fish & Game measures diversion for this fish stream (USG) they measured 35 CFS in 1959 but measurement considered questionable. Corresponds to the P/D

MEASUREMENT METHOD

SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A71-00039A, 00054, 00057: STOCK USE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A71-00047	VALLEY CREEK	MAHONEY, JR., DANIEL J.	3.630	0.023		
A71-00039B	MC GOWAN CREEK	GROOM, BRIT	0.800	0.007		
	HANNA CREEK					
A71-00040B	VALLEY CREEK	BERMAN, DANIEL L.	2.400	0.023		
A71-00042	VALLEY CREEK	KENNEDY, JAMES COX	4.850	0.038		
A71-00045	VALLEY CREEK	CHRISTENSEN 1987 TRUST	3.000	0.023		
A71-00048	ELK CREEK	MAHONEY, JR., DANIEL J.	1.600	0.320		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

Other rights share the same P/D But this is the only right for this specific P/D.

P/D overlap: A71-00040A

40B

42

43

46

50

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE $\times$ 0.02 CFS/ACRE = 2.14 CFS
ACRES 107
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE?

Y(☒) N(☐)

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 400.0 AE/A

ACRES 107 $\times$ CONSUMPTIVE VOL. AE/A FOR AREA 2.0 =

TOTAL CONSUMPTIVE USE 214 AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES Surf $\times$ DIVERSION VOL. AE/A FOR AREA =

TOTAL DIVERSION VOLUME AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

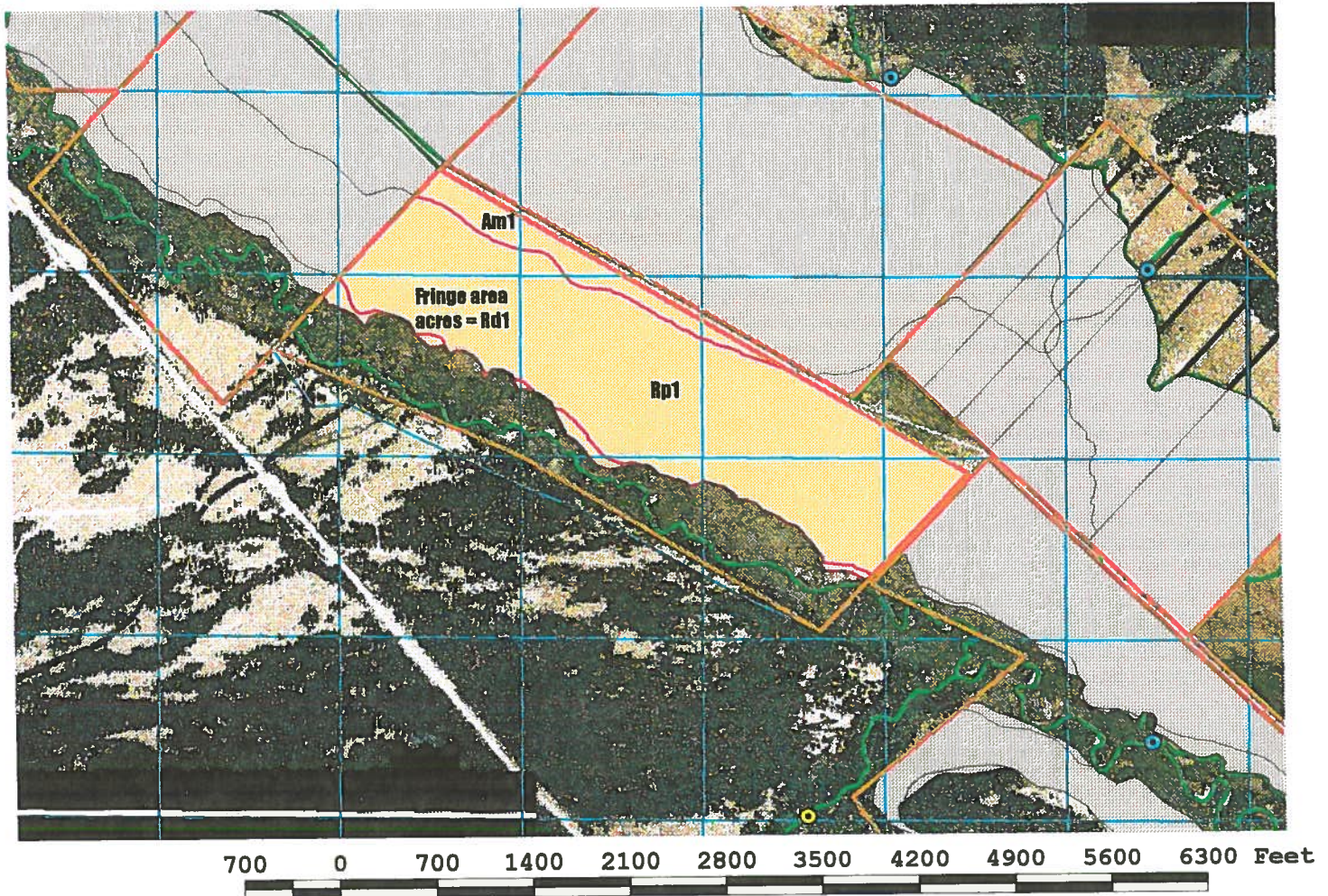
SEE ATTACHED SHEET? Y(☐) N(☐)

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

for Kumbha

IDAHO DEPARTMENT OF WATER RESOURCES

71-00044B
HES- 577 (PART)
BEIN



PLACE OF USE SOILS ANALYSIS
USING SCS SOILS OVERLAY
DATA ENTRY ON MAY 29, 1998

HES	SOIL TYPE	ACRES
272	RP1	97.8
	AM1	10.6
	RD1	3



- RECOMMENDED PLACE OF USE
- SOILS BOUNDARY
- SECTION LINES
- QUARTER QUARTER LINES
- HOMESTEAD ENTRY BOUNDARY

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

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

A71-00047

DATE: June 1 1998

REVIEWED BY KKC

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
TP4	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	18	* 97.8	* .16	= 3.76 CFS
AM1	4	18	* 10.6	* .3	= .71 CFS
			*	*	= CFS
			*	*	= CFS

TOTAL ACRES 112.3

DECREED RATE = 3.60

CLAIMED DIVERSION RATE =

ORIGINAL HUBBLE RATE =

MEASURED DIVERSION RATE =

4.46

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

in

5-1 9-30

3.60

KHC

214

~~Stetson~~

~~5-1~~

~~3.60~~

~~KHC~~

~~214~~

TOTAL FOR THIS RIGHT

3.60

KHC
6-1-98

REVIEWED BY:

KHC

DATE:

2-25-94

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREIGN/ABANDON
ADDITIONAL DIV. AMOUNTACCEPTED
AS CLAIMED
() ()
NEEDS
REVIEW
() ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 71-00047

DATABASE
3.600

EXAMINER

CFS

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT
NUMBERSCURRENT
CLAIM NUMBERSDIVERSION
RATECURRENT "R"
CLAIM NUM."R" DIV.
RATEWR RIGHT
NUMBERSDIVERSION
RATE

A71-00047

3.630

-

71-00047

3.600

TOTAL CFS

3.630

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/N)DATABASE
NFIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

Kelly A. Chrisman

DATE:

2-25-94

TITLE:

Si Water Resource Analyst

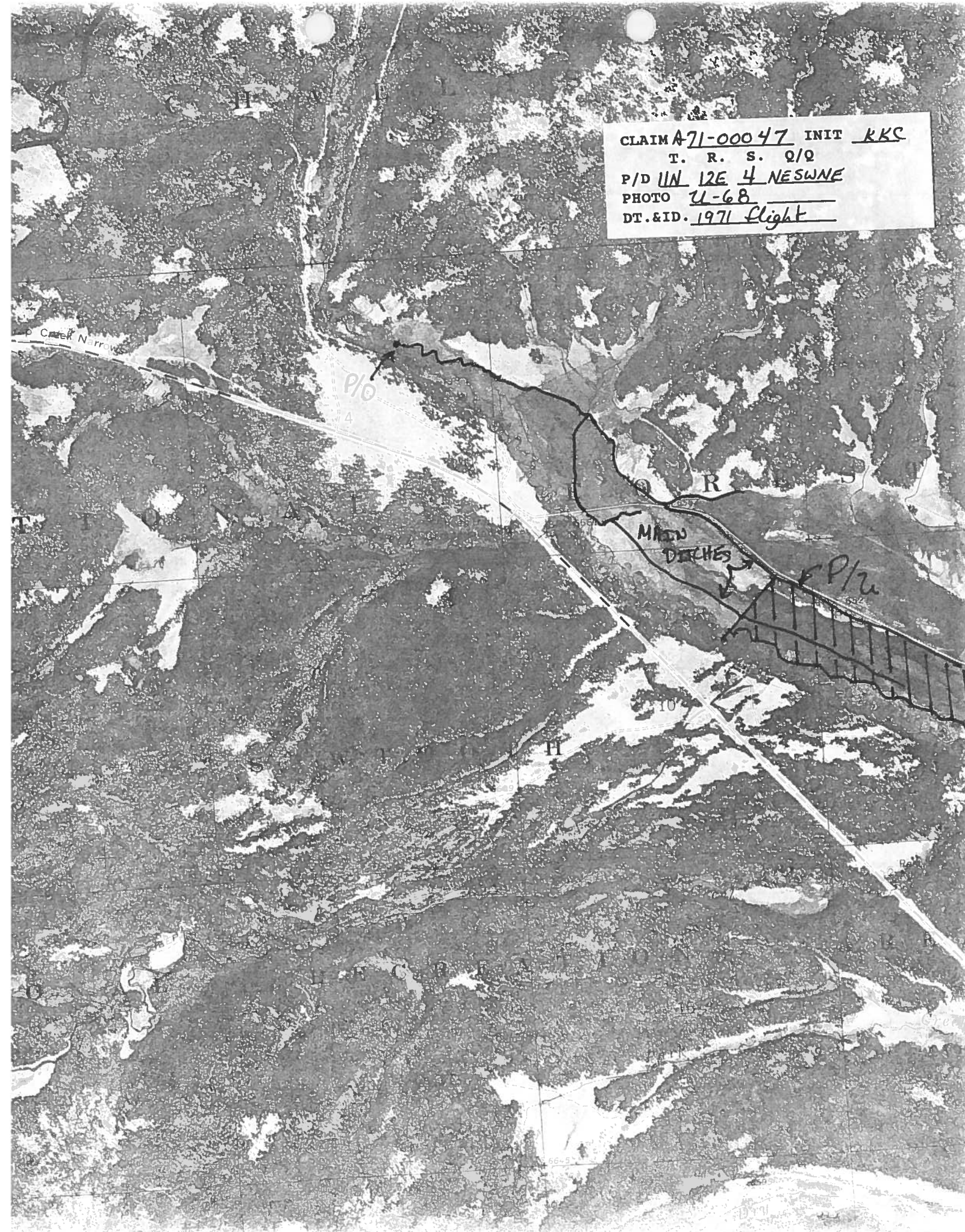
CLAIM A71-00047 INIT RKC

T. R. S. Q/Q

P/D UN 12E 4 NESWNE

PHOTO U-68

DT.&ID. 1971 flight





CLAIM A71-00047 INIT KKC

T. R. S. Q/Q 9-9-77

P/D LM 12E 4 NEVILLE F.A. 11

PHOTO ID. USDA-F 677-193

6/10/82

Field notes on
original map
in A71-00042A

CLAIM # A71-00047

DATE PHOTO TAKEN; 9-16-93

PICTURE # 1

This picture was taken from the northeast corner of the P/U and is looking southeast. This shows irrigation right up to the Cowcamp road which is just out of the picture range to the left. Note the rocks in the ditch beyond the culvert. This is representative of the soil type AM1 as classified by the SCS. This ground shows up as sporadically irrigated on the 1971 U-68 ortho photo.

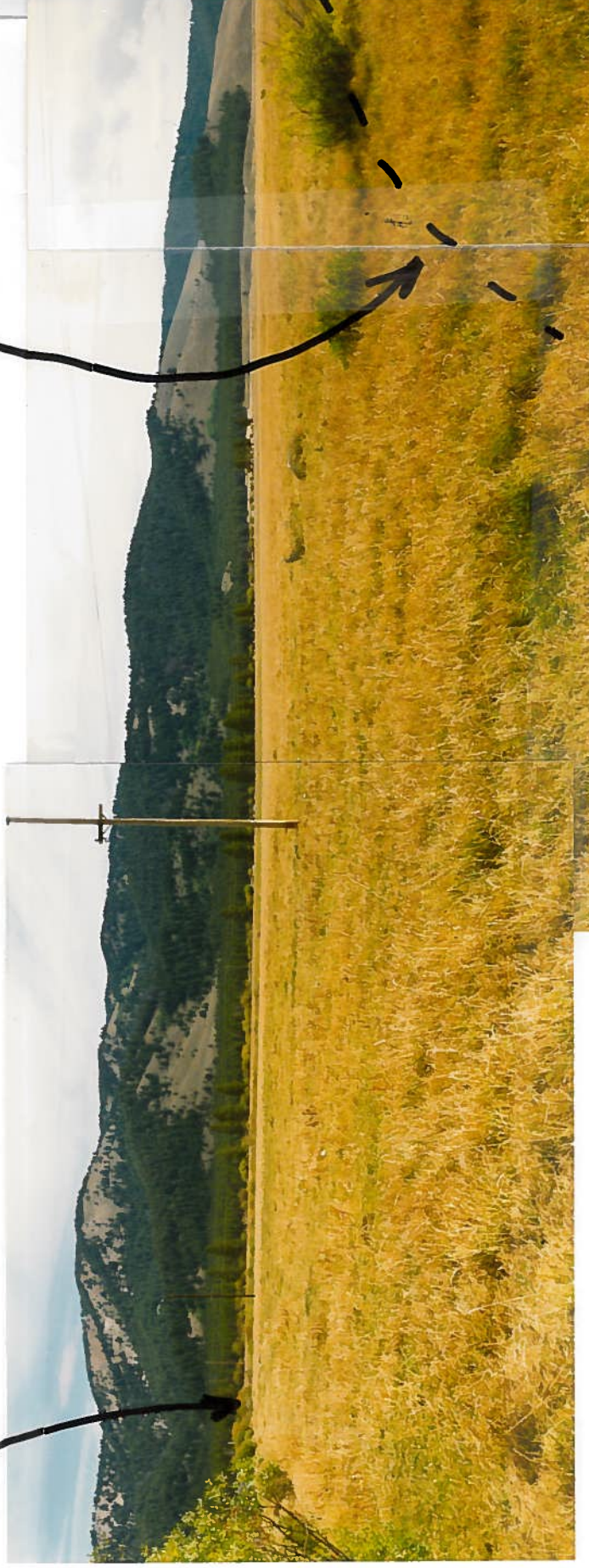


CLAIM # A71-00047
DATE PHOTOS TAKEN; 9-14-93
PICTURE SET # 2

This photo set was taken along the northern border and near the south edge of the recommended P/U. The swale shown (brush lined) catches irrigation water and then carries it to Valley Creek in the distance (near the two pine trees on the right). Any ground to the right of this swale is considered to be sub irrigated directly from Valley Creek and is not included in the recommendation. You are looking northeast along P/U boundary on the left to southeast on the right.

PICTURE # 1 LOCATION

SWALE



SOIL CHARACTERISTICS

Soil Type = RP1...LOAM

Source of Soils Data = Printout From SCS State Office

CLAIM NO. --- A71-00047
AGENT ----- KKC
DATE ----- 02/25/94Lotus Program:
IRR-PRAC.WK3
Date form revised:
4/21/93 by KKC

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
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	15536	0		
IRRIGATION DAYS	18			
DRY DAYS	0			
SET TIME(hours)	8			
CALCULATED RUN (run = acres*43560/width)				
LENGTH (RUN) =	300			
CALCULATED BORDER WIDTH (ditch length/irr days * cha				
WIDTH =	288			
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.	Net Irrigation Requirement (mm/day)							
				mar	apr	may	jun	jul	aug	sep	oct
PASTURE	107	FLOOD					1.61	4.07	4.35	3.34	2.24

Summary	107						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

GRADED BORDER EVALUATION

Job name: A71-00047
By: KKC

Location: RP1 SOIL FOR 107 ACRES
Date: Feb 25, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0200 ft/ft Border width (W)= 288 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
4.00	Gross depth is	less than required	gross application	depth		
4.01	Gross depth is	less than required	gross application	depth		
4.02	Gross depth is	less than required	gross application	depth		
4.03	Gross depth is	less than required	gross application	depth		
4.04	Gross depth is	less than required	gross application	depth		
4.05	Gross depth is	less than required	gross application	depth		
4.06	Gross depth is	less than required	gross application	depth		
4.07	Gross depth is	less than required	gross application	depth		
4.08	0.014	16.32	15.16	0.03	6.9	
4.09	0.014	16.36	15.16	0.07	6.9	
4.10	0.014	16.40	15.16	0.11	6.9	

9-16-93
Pg 1/2

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 12h
ir 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 day to ir Bottom (using 2 heads)
8 day 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 ir ~~then~~ 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 ir practices and once

Orig in
A71-00042A