

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: A72-04027

Date Received: 1/ 3/1990

Receipt No: S010820

Received By: QC 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: APR 1, 1914

3. Source: UNNAMED SPRING & SLOUGH Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	23	SW	NE		3	CUSTER
		26	NE	NW			CUSTER

5. Description of diverting works:
DAM IN SLOUGH TO DITCH TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.680		

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

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:
SEE RELATED CLAIM FOR LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	14	NW	SE		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	14	SW	SE		IRR	22.0
						Section Acres	32.0
		23	NW	NE		IRR	28.0
			SW	NE	3	IRR	22.0
			NE	NW		IRR	30.0
			SE	NW		IRR	30.0
						Section Acres	110.0
						Total Acres	142.0

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:
#72-00049

14. Remarks:

LANDS ARE UNDER CONTRACT TO BE SOLD TO DANIEL J. MAHONEY, JR.,
375 SOUTH COUNTY ROAD, SUITE 201, PALM SPRINGS, FL. 33480

OWNERSHIP CHANGE 11/2/90 BY JG.

ADDRESS CHANGE 5/3/94 BY JG.
CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/27/95 DMS

OWNERSHIP CHANGE MADE 4/9/97 BY TLB.

15. Basis of Claim: STATUTORY CLAIM

AJ5809NP
No. B72-04027

"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, ESO. _____
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) _____ Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ 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: 6/21/97 By: HSB

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.

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

STATE OF IDAHO, COUNTY OF CUSTER
I hereby certify that this instru-
ment was filed for record at the
request of Daniel 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. Pede
Ex-Officio Recorder

BY Michael J. 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: A72-04027

Date Received: 1/ 3/1990

Receipt No: S010820

Received By: address change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DANIEL J MAHONEY JR 208-832-5566
Address: 1200 S OCEAN BLVD
PALM BEACH FL 33480

2. Date of Priority: APR 1, 1914

3. Source: UNNAMED SPRING & SLOUGH Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	23	SW	NE		3	CUSTER
		26	NE	NW			CUSTER

5. Description of diverting works:
DAM IN SLOUGH TO DITCH TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.680		

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

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:
SEE RELATED CLAIM FOR LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	14	NW	SE		IRR	10.0
			SW	SE		IRR	22.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	32.0
		23	NW	NE	IRR	28.0
			SW	NE	3 IRR	22.0
			NE	NW	IRR	30.0
			SE	NW	IRR	30.0
					Section Acres	110.0
					Total Acres	142.0

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:
#72-00049

14. Remarks:

LANDS ARE UNDER CONTRACT TO BE SOLD TO DANIEL J. MAHONEY, JR.,
375 SOUTH COUNTY ROAD, SUITE 201, PALM SPRINGS, FL. 33480

OWNERSHIP CHANGE 11/2/90 BY JG.

ADDRESS CHANGE 5/3/94 BY JG.

CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/27/95 DMS

15. Basis of Claim: STATUTORY 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: _____

RECEIVED

APR 18 1994

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[✓] Water Right Number (s): A72-04165 A72-04167-A A71-10048
A72-04138 A72-04167B
A72-04139 A72-10362
A72-04140 A72-04027
A72-04166 A72-04138A

[✓] Old Mailing Address: Dan Mahoney, c/o Sawtooth Properties
375 South County Road, Suite 201
Palm Beach, FL. 33480

[✓] New Mailing Address: Daniel J. Mahoney, Jr.
1200 South Ocean Blvd.
Palm Beach, FL. 33480

~~New~~ Telephone Number: (407) 832-5566

[✓] Signature of Claimant: Daniel J. Mahoney Jr
Date: April 11, 1994

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: 5/3/94 By: IC

Further Action Needed:
Further Action Taken

Date: By:
Final Review and Data-Entry
Date: By:

R E V I E W E D

APR 19 1994

Department of Water Resources
Boise Region Office

SEND TO YOUR NEAREST
REGION OFFICE:

Western Region Office Southern Region Office
2735 Airport Way 222 Shoshone St. East
Boise, ID 83705 Twin Falls ID 83301
(208) 334-2190 (208) 734-3578

State Office
1301 N. Orchard St.
Boise, ID 83720
(208) 327-7900

Eastern Region Office Northern Region Office
150 Shoup Ave. #15 1910 Northwest Blvd. #210
Idaho Falls ID 83402 Coeur d'Alene ID 83814
(208) 525-7161 (208) 756-4639

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9. Non-irrigation uses:
SEE RELATED CLAIM FOR LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14N	19E	14	NW	SE		IRR	10.0
			SW	SE		IRR	22.0

MICROFILMED

NOV 01 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	32.0
		23	NW	NE	IRR	28.0
			SW	NE	3 IRR	22.0
			NE	NW	IRR	30.0
			SE	NW	IRR	30.0
					Section Acres	110.0
					Total Acres	142.0

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:
#72-00049

14. Remarks:

LANDS ARE UNDER CONTRACT TO BE SOLD TO DANIEL J. MAHONEY, JR.,
375 SOUTH COUNTY ROAD, SUITE 201, PALM SPRINGS, FL. 33480

OWNERSHIP CHANGE 11/2/90 BY JG.

ADDRESS CHANGE 5/3/94 BY JG.

15. Basis of Claim: STATUTORY 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: NOV 01 1994

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 _____

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NOV 01 1994

RECEIVED

APR 18 1994

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A72-04165 A72-04167-A A71-10038
A72-04138 A72-04167B
A72-04139 A72-10362
A72-04140 A72-04027
A72-04166 A72-04138A

WATER RESOURCES
WESTERN REGION

[/] Old Mailing Address: Dan Mahoney, c/o Sawtooth Properties
375 South County Road, Suite 201
Palm Beach, FL. 33480

[/] New Mailing Address: Daniel J. Mahoney, Jr.
1200 South Ocean Blvd.
Palm Beach, FL. 33480

~~New~~ Telephone Number: (407) 832 - 5566

[/] Signature of Claimant: Daniel J. Mahoney Jr
Date: April 11, 1994

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: 5/3/94 By: IC

Further Action Needed:
Further Action Taken

Date: By:

Final Review and Data-Entry
Date: By:

R E V I E W E D

APR 18 1994

Department of Water Resources
Southern Region Office

SEND TO YOUR NEAREST
REGION OFFICE:

Western Region Office	Southern Region Office
2735 Airport Way	222 Shoshone St. East
Boise, ID 83705	Twin Falls ID 83301
(208) 334-2190	(208) 734-3578

State Office
1301 N. Orchard St.
Boise, ID 83720
(208) 327-7900

Eastern Region Office
150 Shoup Ave. #15
Idaho Falls ID 83402
(208) 525-7161

Northern Region Office
1910 Northwest Blvd. #210
Coeur d'Alene ID 83814
(208) 756-4539

MICROFILMED
NOV 17 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

15-Apr-1994 13:19

DANIEL J MAHONEY JR
1200 SOUTH OCEAN BLVD
PALM BEACH FL 33480

RE: Snake River Basin Adjudication (SRBA) Notices of Claim No(s).
A72-04165, A72-04167A, A72-04138 (NOT A VALID CLAIM) A72-04167B,
A72-04139, A72-10362, A72-04140, A72-04027, A72-04166, A72-04138A &
A71-10054

Change of Address Notification

Dear Claimant(s):

IDWR has received your notice of the change of address of the water right claim referenced above. Our records have been changed accordingly.

If you sold the property, please contact our office toll-free at 1/800-451-4129.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

MICROFILMED

NOV 01 1994

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: A72-04027
Date Received: 1/03/1990
Receipt No: S010820
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DANIEL J. MAHONEY, JR. 208-879-4488
Address: C/O JAMES R. BENNETTS, ESQ.
P.O. BOX 36
CHALLIS, ID 83226

2. Date of Priority: APR 01, 1914

3. Source: UNNAMED SPRING & SLOUGH Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	19E	23	SW	NE		3	CUSTER
		26	NE	NW			CUSTER

5. Description of diverting works:
DAM IN SLOUGH TO DITCH TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.680		

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

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:
SEE RELATED CLAIM FOR LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14N	19E	14	NW	SE		IRR	10.0
			SW	SE		IRR	22.0

A72-04027

Page 1

Date: 11/02/90

MICROFILMED
MAR 18 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	32.0
		23	NW	NE	IRR	28.0
			SW	NE	3 IRR	22.0
			NE	NW	IRR	30.0
			SE	NW	IRR	30.0
					Section Acres	110.0
					Total Acres	142.0

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:
#72-00049

14. Remarks:

LANDS ARE UNDER CONTRACT TO BE SOLD TO DANIEL J. MAHONEY, JR.,
375 SOUTH COUNTY ROAD, SUITE 201, PALM SPRINGS, FL. 33480

OWNERSHIP CHANGE 11/2/90 BY JG.

15. Basis of Claim: STATUTORY 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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

02-Nov-1990 12:38

James R. Bennetts
Attorney at Law
P O Box 36
Challis, ID 83226

Re: Change of OWNERSHIP form from Thomas W. Chivers, et al to Daniel J. Mahoney, Jr.

Nos: A72-04167A, A72-04138A, A72-04165, A72-04027, A72-04167B, A72-04166,
a72-00049, A72-10353, A72-10362

Dear Mr. Bennetts:

The Department has changed the name of the above-listed adjudication water rights. Please review the enclosed copies, should you have any questions, please contact this office.

Sincerely,

Judy Givens
Secretary

/jg

Enclosures

MICROFILMED

MAR 1 8 1993

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): A72-04167A, A72-04138A, A72-04165, A72-04027, A72-04167B, A72-04166, A72-00049, A72-10353, A72-10362

[] Name and Address of Former Claimant(s): THOMAS W. CHIVERS, AILEEN E. CHIVERS, THOMAS E. CHIVERS, ROY EDWARD CHIVERS
P. O. Box 528
Challis, Idaho 83226

[] New Claimant(s): DANIEL J. MAHONEY, JR.
c/o JAMES R. BENNETTS, ESQ.

RECEIVED

[] New Mailing Address: P. O. Box 36
Challis, ID 83226
Department of Water Resources
Southern Region Office

OCT 16 1990

New Telephone Number: (208) 879 - 4488

[] Does the change in ownership result in a splitting of the water right claimed? yes X no
If yes, then describe the portion of the water right that is now 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 claimant.)

[] Signature of New Claimant(s): Daniel J. Mahoney, Jr.
Daniel J. Mahoney, Jr.

Date: _____

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MAR 18 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: A72-04027
Date Received: 1/03/1990
Receipt No: S010820
Received By: R.V. St

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TOM CHIVERS
Address: P.O. BOX 528
CHALLIS, ID

83226

2. Date of Priority: APR 01, 1914

3. Source: UNNAMED SPRING & SLOUGH Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	23	SW	NE		3	CUSTER
		26	NE	NW			CUSTER

5. Description of diverting works:
DAM IN SLOUGH TO DITCH TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.680		

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

8. Total consumptive use is 350.0 Acre Feet Per Annum.

9. Non-irrigation uses:
SEE RELATED CLAIM FOR LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	14	NW	SE		IRR	10.0
			SW	SE		IRR	22.0

Section Acres 32.0

A72-04027

Page 1

Date: 01/03/90

MICROFILMED
MAR 18 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	23	NW	NE		IRR	28.0
			SW	NE	3	IRR	22.0
			NE	NW		IRR	30.0
			SE	NW		IRR	30.0
Section Acres							110.0
Total Acres							142.0

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:
#72-00049

14. Remarks:

LANDS ARE UNDER CONTRACT TO BE SOLD TO DANIEL J. MAHONEY, JR.,
375 SOUTH COUNTY ROAD, SUITE 201, PALM SPRINGS, FL. 33480

15. Basis of Claim: STATUTORY 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 _____

**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

A72-04027

Date Received

1-3-1990 12-26-1989

Receipt Number

5010820**RECEIVED**

DEC 26 1989

Department of Water Resources
Southern Region Office

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

Please type or print clearly

1. Name of Claimant (s) THOMAS W. CHIVERS Phone (208) 879-2355Mailing Address P. O. Box 528, Challis, Idaho Zip 832262. Date of Priority (Only one (1) per claim) 04/01/19143. Source of water supply (a) Unnamed springs and slough (Tewalt)
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 14 N Range 19 E Section 26,
1/4 of NE 1/4 of NW 1/4, Govt. Lot, B.M., County of CusterAdditional points of diversion if any: Sec. 23, SW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 3) T. 14 N., R. 19 E.

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. Dam in slough to ditch 5-6 feet wide,
2 feet deep (approximately) to place of use.**MICROFILMED****MAR 18 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 5.68 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.68 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 350 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) See related claim for livestock use.

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	
14 N	19 E	23		28	Lot 3 22		30			30							Lot 5 10	Lot 8 22	110
		14																	32

Total number of acres irrigated 142

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.
See related rights based on decree #72-00049. or None ()

14. Remarks: Lands under contract to be sold to DANIEL J. MAHONEY, JR., whose address
is: 375 South County Road, Suite 201, Palm Beach, FL 33480.

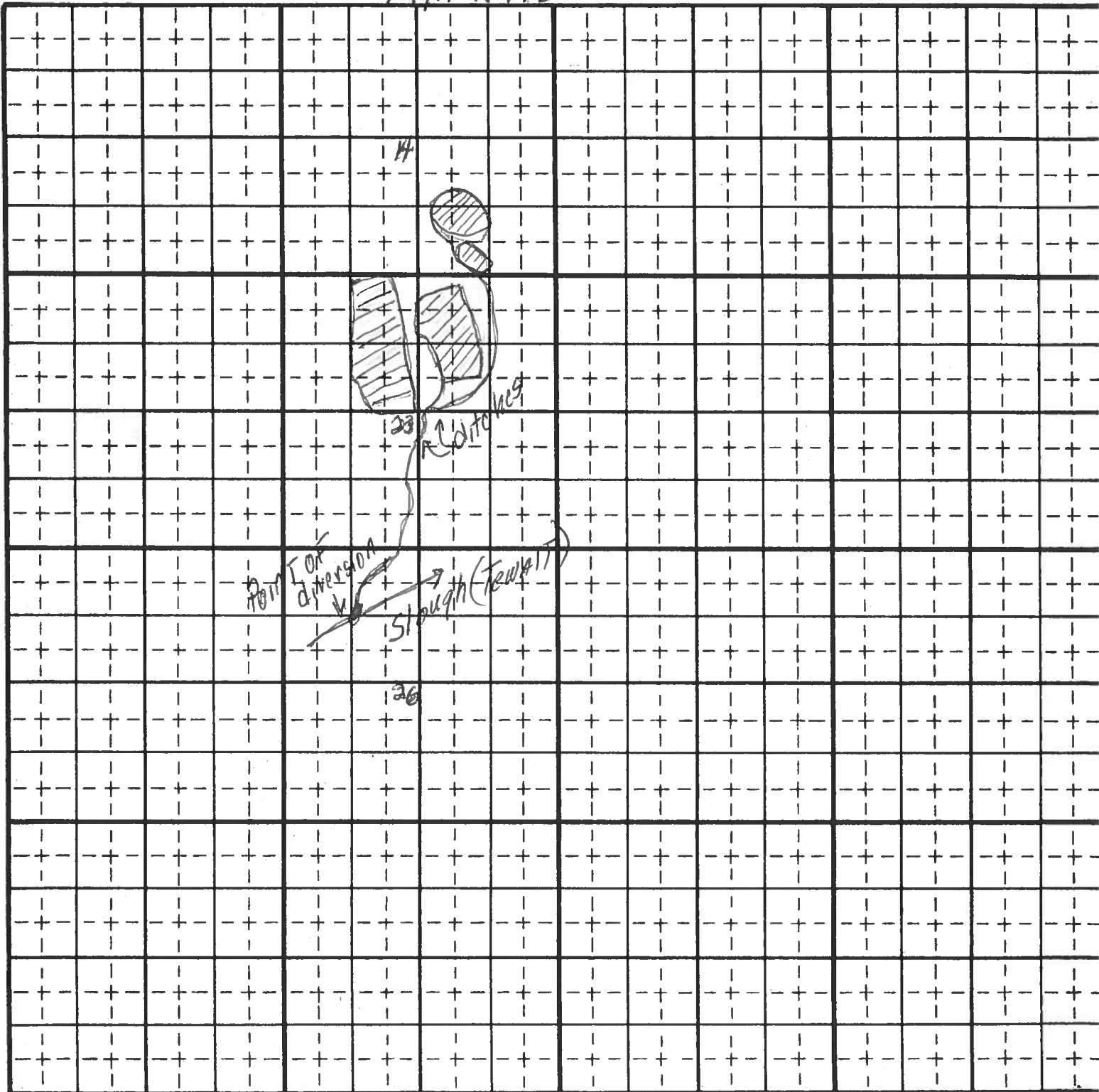
Last Name CHIVERS Ident No. _____

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MAR 18 1993
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

T 14 N R 19 E



Last Name Chivers Ident No. _____

MICROFILMED
Copies: White-State, Yellow-Claimant
MAR 18 1993

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 72-04027
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) Thomas W. Chivers Date 20th Nov. 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 _____)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 20th day of December 19 89

SEAL

Notary Public James Bennett

Residing at Challis Idaho

My Commission Expires 1-13-93

Please Print Name

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 CHIVERS Ident. Number _____

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MAR 18 1993

Copies White State Yellow Claimant



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. 4, 1990

Re: A72-00049

A72-04027

A72-04165

A72-04166

A72-04167B

A72-10353

A72-10362

THOMAS W CHIVERS

P O BOX 528

CHALLIS ID 83226

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 18 1993

JAN. 5, 1990

MEMO to Dave Shaw, Adjudication Section
State Office, IDWR, Boise, ID
FROM: Robert Worstell, Southern Region

SUBJECT: Adjudication Refund - (S010820)

A \$110 refund is needed for an acreage overcharge for duplicated acreages between claims A72-00049 and A72-04027 (Thomas W. Chivers -Claimant). The proofs of these 2 claims and Receipt #S010820 are attached.

The fees were paid from the trust account of Attorney James R. Bennetts of Challis, Idaho (see attached transmittal letter). Please send the refund to his trust account with a letter of explanation. Thank you.

Respectfully,



Robert V. Worstell
WR Agent, Southern Region

MICROFILMED

MAR 18 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04027
DANIEL J. MAHONEY, JR.
C/O JAMES R. BENNETTS, ESQ.
P.O. BOX 36
CHALLIS ID 83226

RE: Evidence of Priority

RESPONSE DEADLINE
MAY 1, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. **The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit.** The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by **May 1, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

MICROFILMED
MAR 18 1993

AFFIDAVIT - WATER USE

RE: WATER RIGHT NO. A72-04166
A72-04167-A
A72-04167-B
A72-10362
A72-04027

STATE OF IDAHO)
 : ss.
County of Custer)

The undersigned, first being duly sworn, deposes and says as follows:

1. I am a male, born in March of 1921, presently residing in Custer County, Idaho. My parents had interests in a cattle ranch, with a winter operation near Challis where we lived at the time of my birth.

2. I have reviewed the print-out from Idaho Department of Water Resources attached and made a part hereof as Exhibit A, and am familiar with the facts stated therein. I resided on the lands described as the Place of use all during my childhood and assisted with the irrigation of these lands.

3. I am not able to state that I personally recall the lands in question being irrigated in 1914, however, I can of my own memory state that the lands were irrigated in 1927. Further, recalling the condition of the ditches at that time, and recalling conversations with my father, uncles, and others, it is my belief that all the lands listed under the place of use were irrigated no later than 1914 from the described source. It is my honest belief that the true priority would, if anything, be earlier although my earliest personal recollection of such fact I believe to be when I was 6 years of age.

4. I also state that I remained interested in the cattle business conducted on these and surrounding lands until very recently when I sold my ranching operation to Daniel J. Mahoney, Jr. My only extended absence was a brief period during World War II. Therefore, I have maintained contact with the yearly use of the lands and believe I have sound bases for these statements which to my best knowledge and belief are accurate and true. Further, during the period of 1914 until my childhood, these lands were at all times either in the ownership of my parents or

MICROFILMED

MAR 18 1993

grandparents.

DATED: March 30th, 1992.

Thomas W. Chivers
- Thomas W. Chivers

SUBSCRIBED AND SWORN TO before me this 30th day of March, 1992.

James H. Bennett
Notary Public for Idaho
Residing at: Challis Idaho
My Comm. Expires: 1-13-93

MICROFILMED
MAR 18 1993

Water Right Number - A72-04027

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - +

*** C - CURRENT OWNER ***
MAHONEY, JR.

DANIEL J.

1 - C/O JAMES R. BENNETTS, ESQ.
2 - P.O. BOX 36
3 -City- CHALLIS State- ID Zip- 83226
Phone - 208-879-4488*** O - ORIGINAL OWNER ***
CHIVERS

TOM

1 - P.O. BOX 528
2 -
3 -
City- CHALLIS State- ID Zip- 83226
Phone - 208-000-0000+ - - Priority Date - - +
04/01/1914+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
S - STATUTORY CLAIM

+ - - Status - - - +

+ - - - - Source - - - - +
UNNAMED SPRING & SLOUGH+ - - - - Tributary - - - - +
SALMON RIVER+ - - - - Point of Diversion - - - - +
Stream Index (Blank if no Index Code)TwN Rng Sec Tract Lot RFlg County
14N 19E 23 SW NE 3 (37) CUSTER
26 NE NW (37) CUSTER+ - - - - Water Use - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

04/01 11/01

5.680

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
5.680 350.0

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
14N	19E	14	NW SE		10.0	01	IRRIGATION	(37) CUSTER	
14N	19E	14	SW SE		22.0	01	IRRIGATION	(37) CUSTER	
14N	19E	23	NW NE		28.0	01	IRRIGATION	(37) CUSTER	
14N	19E	23	SW NE	3	22.0	01	IRRIGATION	(37) CUSTER	
14N	19E	23	NE NW		30.0	01	IRRIGATION	(37) CUSTER	
14N	19E	23	SE NW		30.0	01	IRRIGATION	(37) CUSTER	

Total Acres: 142.0

+ - - Diversion Means - DAM IN SLOUGH TO DITCH TO PLACE OF USE

+ - - Non-Irrigation Use - SEE RELATED CLAIM FOR LIVESTOCK

+ - - Other Rights for Same Use - #72-00049

MICROFILMED
MAR 18 1993

Water right number - A72-04027

Prefix Translation: ADJUDICATION CLAIM

LANDS ARE UNDER CONTRACT TO BE SOLD TO DANIEL J. MAHONEY, JR.,
375 SOUTH COUNTY ROAD, SUITE 201, PALM SPRINGS, FL. 33480

OWNERSHIP CHANGE 11/2/90 BY JG.

Old Water Right Numbers
No Old Water Right Numbers found.

Conditions of Approval
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 01/03/90 WORSTELL 11/02/90 GIVENS

-Comments-
No Comments Found

+ - - - - - - - - - - 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 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 01/03/1990 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| Proof Due Date | - 00/00/0000 | Proof Made Date | - 00/00/0000 | Water District | - |
| Licensed Date | - 00/00/0000 | Receipt Number | - S010820 | Federal/State Indicator | - S |
| Claims Tape Error Flag | - | POU Ownership Flag | - Y | Presumption Flag | - |
| Fee Exempt Flag | - | Name Connector | - | Notice of Error Flag | - |

MICROFILMED
MAR 18 1993

MAHONEY CLAIMS

52

EXAMS:

5/27/93

9/26 & 27/98

This FILE is Supplement to:

72-00005 ← FILED HERE

72-00049

- 04027

- 04166

- 04139

- 04140

- 04138 A-B

- 04165

- 04167 A-B

- 10362

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|---|------------------|------------|-----------------------|-------------------|---------------------|
| C | THE DANIEL J MAHONEY JR LIFETIME TRUST I
C/O JOHN D WARD ESQ
1200 NEW HAMPSHIRE AVE | 04/01/1927 | IRRIGATION | 04-01 10-31 | 2.84 CFS | |
| TOTAL DIVERSION: | | | | | 2.84 CFS | |

| Water Source: | Tributary to: | Stage: |
|----------------|---------------|----------------|
| UNNAMED STREAM | SALMON RIVER | BENEFICIAL USE |
| TEWALT SLOUGH | SALMON RIVER | |

Point(s) of Diversion: T14N R19E S23 Lot03(SWSHNE) SESESW CUSTER County

[illegible]

POU County: CUSTER

Other Rights: 72-00049, 72-04165, 72-04166

Conditions of Approval:

- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN BASIN 72:
 WATER RIGHT NO. SOURCE
 NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 72 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN THE SNAKE RIVER BASIN:
 WATER RIGHT NO. SOURCE
 NONE
 - ALL WATER RIGHTS WITHIN BASIN 72 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
 - CONJUNCTIVELY.

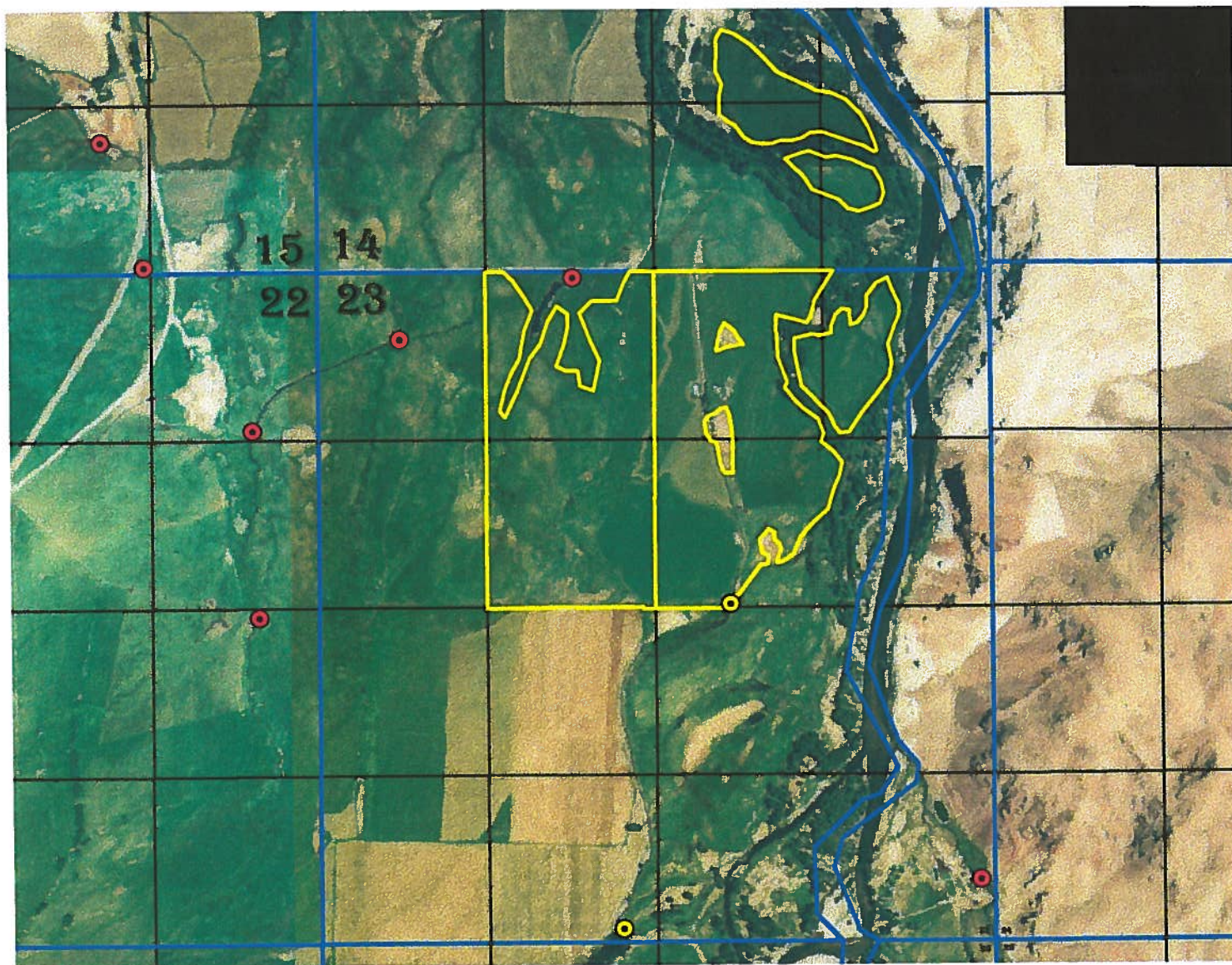
Remarks: POU1

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 167.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00049, 72-04165, & 72-04166.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 142 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

IDAHO DEPARTMENT OF WATER RESOURCES

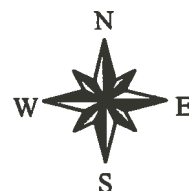
72-04027



660 0 660 1320 Feet

-  RECOMMENDED PLACE OF USE
-  RECOMMENDED POINT OF DIVERSION
-  SECTION LINES
-  QUARTER-QUARTER LINES
-  STREAMS & DITCH CHANNELS

TWN: 14N
RNG: 19E
SEC: 14 & 23



GIS PLACE OF USE PRESENTATION
USFS AERIAL PHOTOGRAPHY, 1988
BY STEVE CLELLAND

DATE: DEC. 7, 1998

AJ0749NP
No. R72-04027

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/07/98
PAGE: 2

=====

| | | | |
|--------|----------------------------|---------------------------|-----------------------|
| Dates: | Exam Made Date: 05/27/1993 | Verified Date: 12/07/1998 | Objection Filed Date: |
| Misc: | Water District Number: | Field Inspection Flag: | Presumption Flag: |

=====

CLAIM NUMBER

A72-04027

DATE

12/7/98

AGENT

See

TRANSFER NUMBER

CLAIMED ACRE TOTAL 142

GIS ACRE TOTAL

157.3

| | TWP | RNG | SEC | NE | | | | NW | | | | SW | | | | L5 L5 SE L8 | | | |
|-------|-----|-----|-----|------|------|------|----|----|----|----|----|----|----|----|----|-------------|----|----|-------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| CLAIM | 14N | 19E | 14 | | | | | | | | | | | | | — | 10 | 22 | — |
| GIS | | | | | | | | | | | | | | | | .3 | 6 | 6 | 6 |
| ECOM | | | | | | | | | | | | | | | | .3 | 6 | 6 | 6 |
| | | | | (L2) | (L3) | (L3) | | | | | | | | | | | | | |
| CLAIM | | | 23 | — | 28 | 22 | — | 30 | 30 | | 30 | | | | | | | | 110 |
| GIS | | | | 10 | 35.2 | 33 | .8 | 30 | | | 40 | | | | | | | | 149.0 |
| ECOM | | | | 10 | 35.2 | 33 | .8 | 30 | | | 40 | | | | | | | | 149 |
| CLAIM | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | |
| ECOM | | | | | | | | | | | | | | | | | | | |

B72-DBPOU.SHP

$$PPU = 18.3 + 149 = 167.3 \text{ Ac}$$

SHAPE NOS.

overlaps w/ 00049, 4165, 4166

475 477

475 = 67 ac W 1/2 NE

476 478

476 = 70 ac E 1/2 NW

B72-DBPOD.SHP

south 477 = 13 ac

middle 478 = 4.8 ac

NOS. DESCRIPTION

north 479 = 13 ac

324

TEWALT SLOUGH — S.23, SESESW (w/ 00049)

325

SPRING Unnamed Stream — S.23, SWSWNE lot 3 (w/ 4165, 4166)

DBF TABLES UPDATED

B72-DBPOU.DBF



B72-DBPOD.DBF



JPEG LAYOUT

Combined Use Limits:

12/7/98
SCC

| <u>POU:</u> | <u>Rec'd Acres</u> | |
|-------------|--------------------|-------------------------------|
| 72-00049 | 140 | } Combined limit
167.3 ac. |
| - 4165 | 30.5 | |
| - 4166 | 30 | |
| - 4027 | 142 | |

* proof of priority for beneficial use
claims, based on James Bernetts,
= 1927

Sources are Tewalt Slough & unnamed Stream

| <u>Quantity:</u> | <u>claim</u> | <u>Rec'd</u> | |
|------------------|--------------|--------------|-------|
| 72-00049 | .49 | 0.49 | |
| - 4165 | 1.00 | .61 | (.02) |
| - 4166 | 1.00 | .60 | (.02) |
| - 4027 | 5.68 | 2.84 | (.02) |

Unable to measure water deliveries and
I cannot find measurements by R.V.W., therefore
I am limited to the delivery rate of 0.02 cfs/ac.

MADINEY CLAIM REVIEW

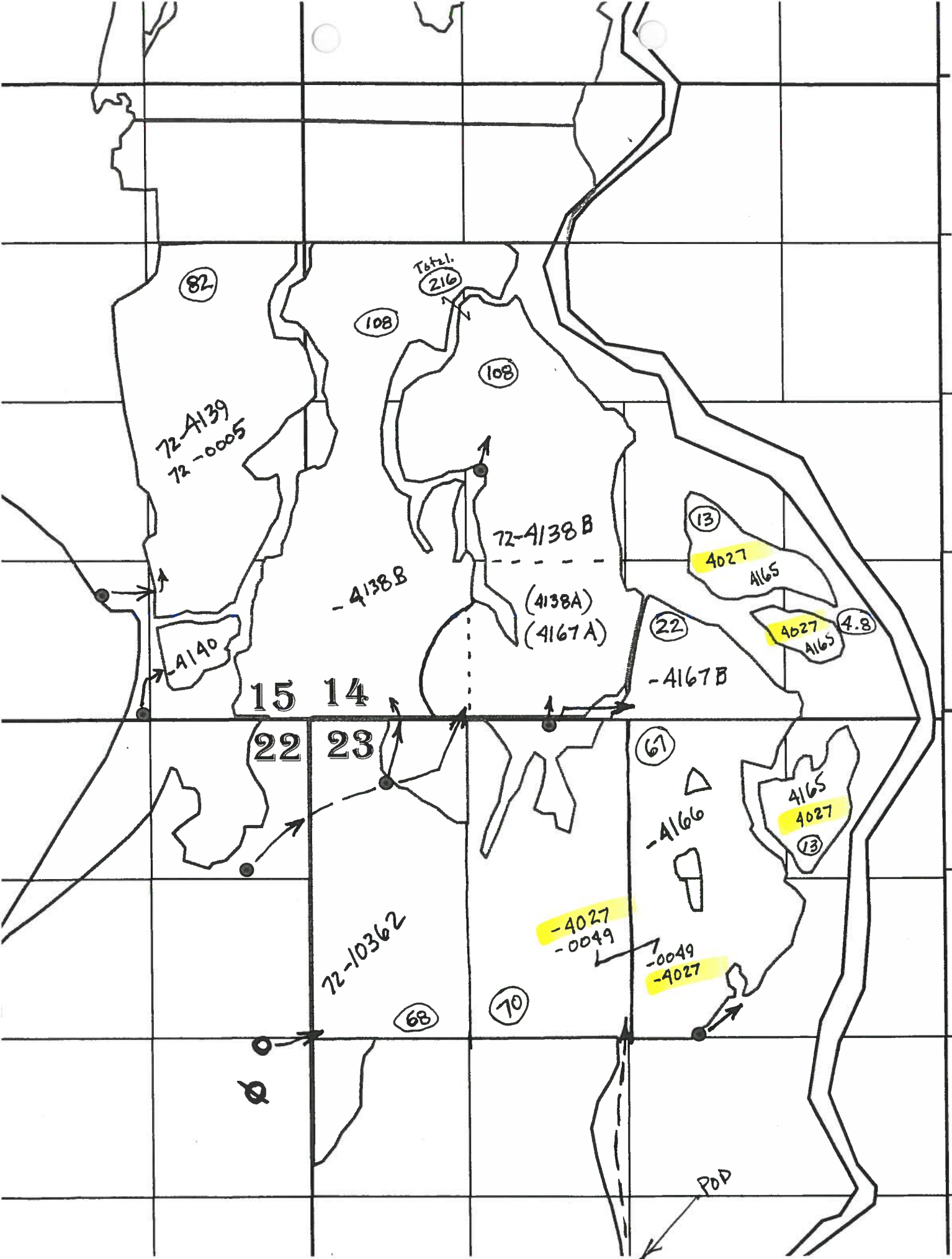
12/4/98

see

| | CLAIM | cfs | POU | SOURCE |
|---------------|--------|-----|--------|----------------------------|
| (D
160 AC) | -0005 | 1.6 | 285 | SPRINGS / CHALLIS CREEK |
| | REC. | 1.6 | 82 AC. | SPR. / PHILLIPS SL |
| | -4139 | 2.4 | 285 | WW SPRINGS / CHALLIS CREEK |
| | REC. | 2.4 | 82 AC. | WW / PHILLIPS SL. |
| <hr/> | | | | |
| | -10362 | 1.5 | 65 AC | unnamed spr. / Phillips SL |
| | -4140 | 0.7 | 6 AC | WW SPRING / CHALLIS CR. |

| | | | | |
|-------------------------------------|------------------|---------|------------------|-----------------------|
| (SW) | -00049 | .49 | 110 AC | TEWAULT SL. / S.R. |
| | Rec'd: | .49 cfs | → 110 AC | |
| | -4027 | 5.68 | 142 AC | unnamed spr. / S.R. |
| | | | → 142 | T. Slough / S.R. |
| Limit
mild
POU
67.3
AC. | -4166 | 1.0 | 30 AC | unnamed spring / S.R. |
| | | | → 30 (App 67 AC) | |
| | ~~-4166~~ | | | |
| <hr/> | | | | |
| | -4165 | 1.0 | 36 AC | unnamed spr. / S.R. |
| | | | → 30.5 AC | |

| | | | | |
|------|------------|------|----------|----------------------------------|
| (SW) | -4167 A | 1.14 | 35 AC | SPRING WASTE WATER / CHALLIS CR. |
| | B | 1.0 | 25 AC | Phillips SL. / S.R. |
| | Rec'd { A- | | → 35 AC | |
| | { B- | | → 22 | |
| | -4138 A | 0.76 | 38 AC | WW SPR. / S.R. |
| | B | 6.0 | 285 AC | " " |
| | Rec'd { A- | .76 | → 38 | |
| | { B- | 6.0 | → 216 AC | same |



SOIL REVIEW

(MADONEY CLAIMS)

12/4/98
SC

Lj1

Soil info
not AVAILABLE
EST.

0.07

Rd1

4027

A165

22

4027

4.8

A165

15

-A167B

Wv1

0.07

-A166

13

65

Rd1

4165

4027

13

62

44

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2

0.07

-A166

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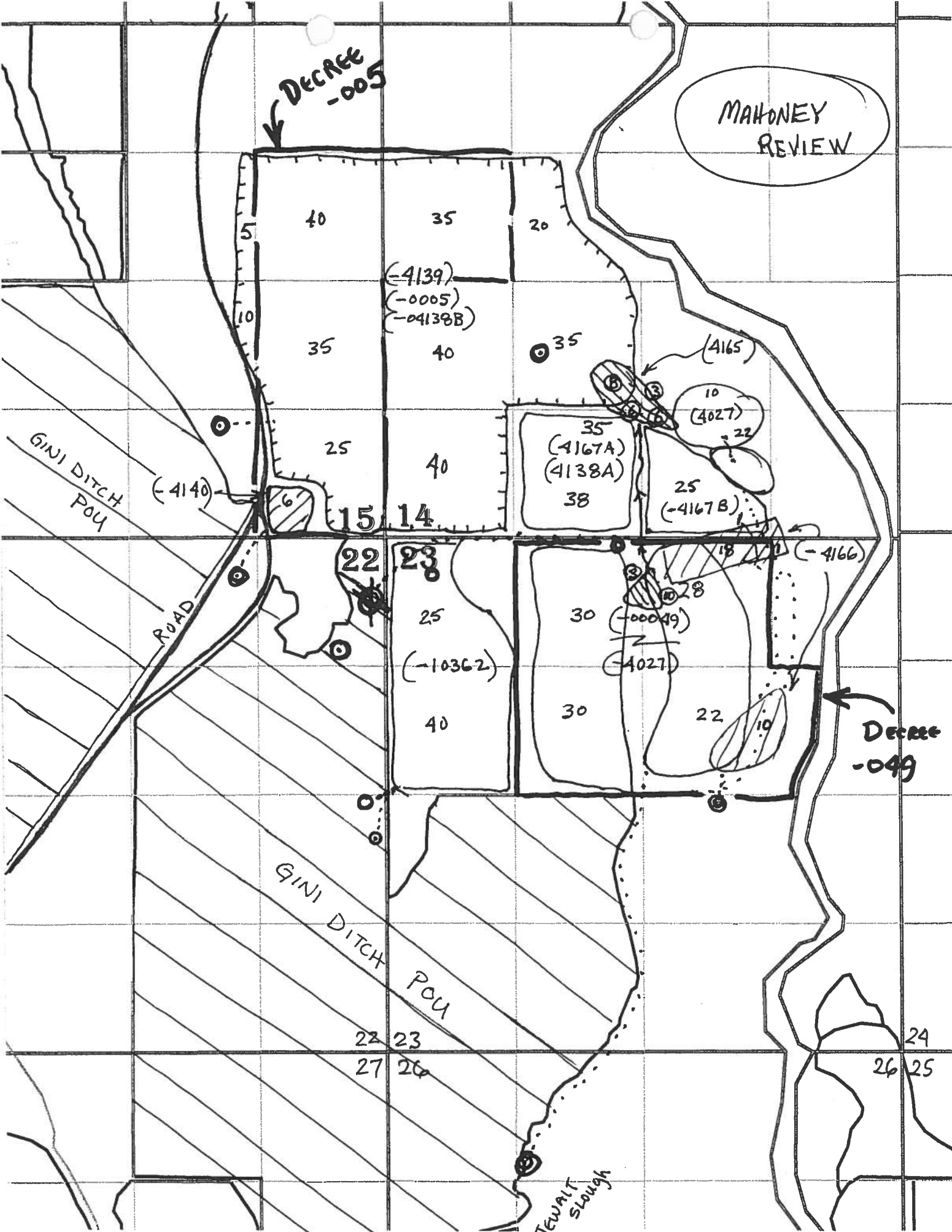
13

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0.07

Decree
-005

MAHONEY
REVIEW



LAST: MAHONEY JR
ADDRESS: 1200 S OCEAN BLVD
CITY: PALM BEACH
PHONE NUMBER: 208-832-5566
STATE: FL ZIP: 33480

OWNER CODE: C

LAST: CHIVERS
ADDRESS: PO BOX 528
CITY: CHALLIS
PHONE NUMBER: 208-000-0000
STATE: ID ZIP: 83226

OWNER CODE: 0

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE Y FIELD EXAMINER Y() N()

CLAIM REMARKS: LANDS ARE UNDER CONTRACT TO BE SOLD TO DANIEL J. MAHONEY, JR.,
375 SOUTH COUNTY ROAD, SUITE 201, PALM SPRINGS, FL. 33480

OWNERSHIP CHANGE 11/2/90 BY JG.

ADDRESS CHANGE 5/3/94 BY JG.
CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/27/95 DMS

CONTACT PERSON: _____

PHONE NUMBER: (____) ____ - ____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____ - ____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A72-04027 PRIORITY DATE: 04-01-1914 STAGE: S

B. WR RECORD: # 72-04027 PRIORITY DATE: 04-01-1914 STAGE: S

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N()

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW) Y() N()

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A() Y() N()

FIELD EXAM COMPLETED

N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE

N/A() Y() N()

LICENSE ISSUED

N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED? N/A() Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y() N()

NOTES:

RECOMMENDED PRIORITY DATE:

REVIEWED BY _____ DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|-----------|-----------|------|-----|-----|-----|-----|------|--------|----------------|------------------|
| A72-04027 | 14N | 19E | 23 | | | | | | | |
| A72-04027 | 14N | 19E | 26 | SW | NE | 3 | | CUSTER | | |
| | | | | NE | NW | | | CUSTER | | |

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A72-00049 R72-00049
A72-10167 R72-10167

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: UNNAMED SPRING & SLOUGH

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|----------|-----------|------|-----|-----|-----|-----|------|--------|----------------|------------------|
| 72-04027 | 14N | 19E | 26 | NE | NW | | | | | |
| 72-04027 | 14N | 19E | 23 | SW | NE | 3 | | CUSTER | | |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE
A72-00049 R72-00049
A72-10167 R72-10167

SOURCE: SPRING

TRIB: SALMON RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (____) NO

| TWP. | RGE. | SEC. | | 1/4 | 1/4 | LOT | POD
FLAG | COUNTY | DIVERSION NAME | DIVERSION NBR |
|------|------|------|--|-----|-----|-----|-------------|--------|----------------|---------------|
| 14N | 19E | 23 | | SW | NE | 3 | | CUSTER | | |
| 14N | 19E | 26 | | NE | NW | | | CUSTER | | |

TRIB:

DATE: _____

SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE ATTACHMENT (____)

A. ROOT WATER RIGHT NUMBERS: A72-04027
R72-04027

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-----|-----|-----|-----|-----|-----|----------------------|-------------------|-----------------|-----------------|----------------|------------------|
| 14N | 19E | 14 | NW | SE | | MAHONEY JR, DANIEL J | A72-04027 / 10.0 | 72-04027 / 10.0 | | | |
| | | | NW | SE | | MAHONEY JR, DANIEL J | A72-04165 / 8.0 | 72-04165 / 8.0 | | | |
| | | | NW | SE | | MAHONEY JR, DANIEL J | R72-04027 / 10.0 | - / | | | |
| | | | NW | SE | | MAHONEY JR, DANIEL J | R72-04165 / 8.0 | - / | | | |
| 14N | 19E | 14 | SW | SE | | MAHONEY JR, DANIEL J | A72-04027 / 22.0 | 72-04027 / 22.0 | | | 42.0 |
| | | | SW | SE | | MAHONEY JR, DANIEL J | A72-04165 / 6.0 | 72-04165 / 6.0 | | | |
| | | | SW | SE | | MAHONEY JR, DANIEL J | A72-04167B / 25.0 | - / | | | |
| | | | SW | SE | | MAHONEY JR, DANIEL J | R72-04027 / 22.0 | - / | | | |
| | | | SW | SE | | MAHONEY JR, DANIEL J | R72-04165 / 6.0 | - / | | | |
| | | | SW | SE | | MAHONEY JR, DANIEL J | R72-04167B / 25.0 | - / | | | |
| | | | SW | SE | | CHIVERS, THOMAS W. | | 72-04167 / 22.0 | | | |
| 14N | 19E | 23 | NW | NE | | MAHONEY JR, DANIEL J | A72-04027 / 28.0 | 72-04027 / 28.0 | | | 40.0 |
| | | | NW | NE | | MAHONEY JR, DANIEL J | A72-00049 / 28.0 | 72-00049 / | | | |
| | | | NW | NE | | MAHONEY JR, DANIEL J | A72-04165 / 3.0 | 72-04165 / 1.0 | | | |
| | | | NW | NE | | MAHONEY JR, DANIEL J | A72-04166 / 18.0 | 72-04166 / 18.0 | | | |
| | | | NW | NE | | MAHONEY JR, DANIEL J | A72-10353 / | - / | | | |
| | | | NW | NE | | MAHONEY JR, DANIEL J | R72-00049 / 28.0 | - / | | | |
| | | | NW | NE | | MAHONEY JR, DANIEL J | R72-04027 / 28.0 | - / | | | |
| | | | NW | NE | | MAHONEY JR, DANIEL J | R72-04165 / 3.0 | - / | | | |
| | | | NW | NE | | MAHONEY JR, DANIEL J | R72-04166 / 18.0 | - / | | | |
| | | | NW | NE | | MAHONEY JR, DANIEL J | R72-10353 / | - / | | | |
| 14N | 19E | 23 | SW | NE | 3 | MAHONEY JR, DANIEL J | A72-04027 / 22.0 | 72-04027 / 22.0 | | | 51.0 |
| | | | SW | NE | 3 | MAHONEY JR, DANIEL J | A72-00049 / 22.0 | 72-00049 / | | | |
| | | | SW | NE | 3 | MAHONEY JR, DANIEL J | A72-04166 / 10.0 | 72-04166 / 10.0 | | | |
| | | | SW | NE | 3 | MAHONEY JR, DANIEL J | R72-00049 / 22.0 | - / | | | |
| | | | SW | NE | 3 | MAHONEY JR, DANIEL J | R72-04027 / 22.0 | - / | | | |
| | | | SW | NE | 3 | MAHONEY JR, DANIEL J | R72-04166 / 10.0 | - / | | | |
| 14N | 19E | 23 | NW | NE | | MAHONEY JR, DANIEL J | A72-04027 / 30.0 | 72-04027 / 30.0 | | | 41.0 |
| | | | NW | NE | | MAHONEY JR, DANIEL J | A72-00049 / 30.0 | 72-00049 / | | | |
| | | | NW | NE | | MAHONEY JR, DANIEL J | R72-00049 / 30.0 | - / | | | |
| | | | NW | NE | | MAHONEY JR, DANIEL J | R72-04027 / 30.0 | - / | | | |
| 14N | 19E | 23 | SE | NW | | MAHONEY JR, DANIEL J | A72-04027 / 30.0 | 72-04027 / 30.0 | | | 40.0 |
| | | | SE | NW | | MAHONEY JR, DANIEL J | A72-00049 / 30.0 | 72-00049 / | | | |
| | | | SE | NW | | MAHONEY JR, DANIEL J | R72-00049 / 30.0 | - / | | | |
| | | | SE | NW | | MAHONEY JR, DANIEL J | R72-04027 / 30.0 | - / | | | |

ADDITIONAL POU FOUND

TOTAL ACRES

A72-06027

142.00

142.00

214.00

POU COUNTY: CUSTER

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

| CLAIM NO. | SOURCE | NAME | DIV. RATE | DIV. | | DIV. VOL. | DIV. VOL./ACRE |
|------------|-------------------------|----------------------|-----------|-----------|--|-----------|----------------|
| | | | | RATE/ACRE | | | |
| A72-04027 | UNNAMED SPRING & SLOUGH | MAHONEY JR, DANIEL J | 5.680 | 0.040 | | | |
| A72-00049 | TEWALT SLOUGH | MAHONEY JR, DANIEL J | 0.490 | 0.004 | | | |
| R72-00049 | TEWALT SLOUGH | MAHONEY JR, DANIEL J | 0.490 | 0.004 | | | |
| R72-04027 | UNNAMED SPRING & SLOUGH | MAHONEY JR, DANIEL J | 5.680 | 0.040 | | | |
| R72-04165 | UNNAMED SPRINGS | MAHONEY JR, DANIEL J | 1.000 | 0.027 | | | |
| A72-04165 | UNNAMED SPRINGS | MAHONEY JR, DANIEL J | 1.000 | 0.027 | | | |
| A72-04166 | UNNAMED SPRING | MAHONEY JR, DANIEL J | 1.000 | 0.033 | | | |
| R72-04166 | UNNAMED SPRING | MAHONEY JR, DANIEL J | 1.000 | 0.033 | | | |
| A72-04167B | SLOUGH (PHILIPS) | MAHONEY JR, DANIEL J | 1.000 | 0.040 | | | |
| R72-04167B | SLOUGH (PHILIPS) | MAHONEY JR, DANIEL J | 0.440 | 0.017 | | | |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|----------|----------------------|---------------------|-----------|--------|
| A72-10353 | DOMESTIC | MAHONEY JR, DANIEL J | FROM 01-01 TO 12-31 | 0.040 CFS | |
| R72-10353 | DOMESTIC | MAHONEY JR, DANIEL J | FROM 01-01 TO 12-31 | 0.040 CFS | |

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: #72-00049

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

NOTES:

REVIEWED BY: _____

DATE: _____

[illegible]

A. A1 CLAIMED USES:

| PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A72-04027 IRRIGATION | FROM 04-01 TO 11-01 | 5.680 CFS | |
| TOTAL DIVERSION RATE/VOLUME | | 5.680 CFS | |

B. WR RECORDED USES:

| PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| 72-04027 IRRIGATION | FROM 04-01 TO 11-01 | 5.680 CFS | |
| TOTAL DIVERSION RATE/VOLUME | | 5.680 CFS | |

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USER? Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

NOTES: _____

AJ CLAIM TOTAL DIVERSION RATE: 5.680 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 5.680 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()
IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 350.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

HR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

| REC.
PURPOSE OF USE | REC. PERIOD | | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|------------------------|-------------|-------|----------------------------|-----------------------|----------------------------|
| | FROM | TO | | | |
| IRRIGATION | 04-01 | 11-01 | DATABASE EXAMINER
5.680 | DATABASE EXAMINER | DATABASE EXAMINER
350.0 |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| TOTAL FOR THIS RIGHT | | | 5.680 | | 350.0 |

NON-IRRIGATION USES CLAIMED: SEE RELATED CLAIM FOR LIVESTOCK

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: _____

DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE): _____

EXPLANATORY CONDITIONS (CODE): _____

EXPLANATORY REMARKS (CODE): _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04027
TOTAL DIVERSION RATE OF WR SPLITS 5.680

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| - | R72-04027 | 5.680 | R72-04027 | 5.680 | 72-04027 | 5.680 |
| TOTAL CFS | | 5.680 | | 5.680 | | 5.680 |

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 DESCRIBED BELOW () OR SEE ATTACHMENT ()?

| DATABASE | FIELD
EXAMINER |
|----------|-------------------|
| Y | Y() N() |

NOTES:

AUTHENTICATION:
SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

| | | | |
|--|--------------------------|-------------------|-----------|
| ☐ ORTHOPHOTOQUAD | DATE OF PHOTO _____ | IDMR ID NO. _____ | Y() N() |
| ☐ TOPOGRAPHIC | DATE FIELD CHECKED _____ | IDMR ID NO. _____ | Y() N() |
| ☐ MAP | DATE OF PHOTO _____ | IDMR ID NO. _____ | Y() N() |
| ☐ ASCS AERIAL PHOTO | DATE OF PHOTO _____ | | Y() N() |
| ☐ ASCS COLOR SLIDE | DATE OF PHOTO _____ | | Y() N() |
| ☐ BLM OR USFS AERIAL PHOTO | DATE OF PHOTO _____ | | Y() N() |
| ☐ TOWNSHIP SURVEY (GOVERNMENT PLAT) | DATE OF SURVEY _____ | | Y() N() |
| ☐ SCS SOIL SURVEY MAP | DATE ISSUED _____ | | Y() N() |
| ☐ SUBDIVISION PLAT MAP | DATE OF MAP _____ | | Y() N() |
| ☐ OTHER _____ | DATE _____ | | Y() N() |
| ☐ OTHER _____ | DATE _____ | | Y() N() |
| ☐ OTHER _____ | DATE _____ | | Y() N() |

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

| | | | |
|--|-------------------------------|--|--|
| ☐ LICENSING FIELD EXAM | DATE OF FIELD EXAM _____ | | |
| ☐ WATER RIGHT LICENSE | DATE LICENSE SIGNED _____ | | |
| ☐ IDMR APPROVED TRANSFER | DATE TRANSFER APPROVED _____ | | |
| ☐ SYSTEM DESCRIPTION | DATE DRAWN _____ | | |
| ☐ PHOTOGRAPHS | DATE(S) PHOTOS TAKEN _____ | | |
| ☐ SPLIT RIGHT REVIEW | DATE REVIEW COMPLETED _____ | | |
| ☐ HUBBLE ANALYSIS | DATE ANALYSIS COMPLETED _____ | | |
| ☐ CONVEYANCE LOSS ANALYSIS | DATE ANALYSIS COMPLETED _____ | | |
| ☐ FLOW MEASUREMENT CALCULATIONS | DATE SYSTEM MEASURED _____ | | |
| ☐ OTHER _____ | DATE _____ | | |
| ☐ OTHER _____ | DATE _____ | | |

| HR ELEMENT | DATA
DISCREPANCY
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | ELEMENT
DOCUMENTED
WHOM/DATE | COMPLETED
REVIEW
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|---------------------------|----------------------------|---|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | Y | | | | | | | |
| POINT OF DIV | | | | | | | | |
| SOURCE | Y | | | | | | | |
| PLACE OF USE | Y | | | | | | | |
| DIV. AMOUNT
CFS/VOLUME | | | | | | | | |
| CONSUMPTIVE USE | - | | | | | | | |
| PURPOSES OF USE | | | | | | | | |
| PERIOD OF USE | | | | | | | | |
| BASIS OF CLAIM | | | | | | | | |
| REMARKS | Y | | | | | | | |

BARCODE UPDATED
WHOM/DATE

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|---------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | DANIEL J MAHONEY JR | 04/01/1914 | IRRIGATION | 04-01 11-01 | 5.68 CFS | |
| TOTAL DIVERSION: | | | | | 5.68 CFS | 350.00 AFA |
| CONSUMPTIVE USE: | | | | | | |

Water Source: UNNAMED SPRING & SLOUGH Tributary to: SALMON RIVER
Point(s) of Diversion: T14N R19E S23 Lot03(SHNE)
S26 NENW
Stage: STATUTORY CLAIM
CUSTER County
CUSTER County

| Place of use Legal Description for: IRRIGATION | | | | | | | | | | | |
|--|-----|----|----|----|----|----|----|----|----|-------|-------|
| NE | | | NW | | | SW | | | SE | | |
| T | R | S | : | NE | NE | : | NE | NE | : | NE | NE |
| 14N | 19E | 14 | : | NE | NE | : | NE | NE | : | NE | NE |
| 14N | 19E | 23 | : | NE | NE | : | NE | NE | : | NE | NE |
| 28 03-22 | | | : | 30 | : | 30 | : | | : | 10 | 22 |
| TOTAL ACRES | | | : | | : | | : | | : | 110.0 | 142.0 |

POU County: CUSTER

Non-Irrigation Uses: SEE RELATED CLAIM FOR LIVESTOCK

Other Rights: #72-00049

Remarks: LANDS ARE UNDER CONTRACT TO BE SOLD TO DANIEL J. MAHONEY, JR.,
375 SOUTH COUNTY ROAD, SUITE 201, PALM SPRINGS, FL. 33480

OWNERSHIP CHANGE 11/2/90 BY JG.

ADDRESS CHANGE 5/3/94 BY JG.
CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/27/95 DMS

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

R PROOF

CVR

MAPS

PHOTOS

MISC

—

X

—

X

—

—

—

CLAIM A72-4027 INIT _____
T. R. S. Q/Q

P/D _____
PHOTO T 75 (sw) T 14N
DT. & ID. PHOTO 1954 R 19E

10

BM

12

15

13

24

Challis
Hot Springs

Gravel
Pit

25

26

4966

27

Disposal

BM 5001

Hecht

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-04027

LAST: CHIVERS FIRST: TOM
ADDRESS: P.O. BOX 528
CITY: CHALLIS STATE: ID ZIP: 83226
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

LAST: MAHONEY, JR. FIRST: DANIEL J.
ADDRESS: C/O JAMES R. BENNETTS, ESQ.
CITY: P.O. BOX 36
STATE: ID ZIP: 83226
PHONE NUMBER: 208-879-4488

OWNER CODE: C
FIELD EXAM REQUIRED? DATABASE FIELD EXAMINER
Y

VERIFICATION REQUIRED DUE TO REMARKS?
CLAIM REMARKS: LANDS ARE UNDER CONTRACT TO BE SOLD TO DANIEL J. MAHONEY, JR.,
375 SOUTH COUNTY ROAD, SUITE 201, PALM SPRINGS, FL. 33480

OWNERSHIP CHANGE 11/2/90 BY JG.

CONTACT PERSON:

PHONE NUMBER: () -

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y() N()

TIME: H M S DAY MONTH YEAR

A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: -----

DIRECTIONS TO PROPERTY / REMARKS:

This image shows a single sheet of white paper designed for primary-level writing or drawing. It features ten horizontal dashed lines spaced evenly down the page. At the top center, there is a circular punch hole, likely for binding multiple sheets together. The paper is otherwise blank, with no text or markings other than the ruling lines.

A. AJ CLAIM: # A72-04027 PRIORITY DATE: 04-01-1914 STAGE: S
B. WR RECORD: # 72-04027 PRIORITY DATE: 04-01-1914 STAGE: S

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N DATABASE FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()

IF YES EXPLAIN.

REMARKS:

affidavit by Thomas Chivino supports 1927.

RECOMMENDED PRIORITY DATE:
04-01-1914

REVIEWED BY

DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A72-04027 | 14N | 19E | 23 | | SW | NE | 3 | CUSTER |
| A72-04027 | 14N | 19E | 26 | | NE | NW | | CUSTER |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A72-00049 NONE
WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: UNNAMED SPRING & SLOUGH
TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 2-04027 | 14N | 19E | 26 | | NE | NW | | CUSTER |
| 72-04027 | 14N | 19E | 23 | | SW | NE | 3 | CUSTER |

OTHER WR RECORDS WITH SAME WR POD
AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE
A72-00049
A72-10167
NONE

SOURCE: SPRING
TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

| DUE TO POD DISCREPANCY? | (Y/N) | DATABASE | FIELD EXAMINER |
|----------------------------|-------|----------|----------------|
| DUE TO SOURCE DISCREPANCY? | (Y/N) | Y | ----- |

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4 LOT COUNTY

SOURCE: TRIB: DATE:
REVIEWED BY:

A. ROOT WATER RIGHT NUMBERS: A72-04027

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|-------------------------|-------------------|-----------------|-----------------|----------------|------------------|
| 14N | 19E | 14 | NW | SE | | MAHONEY, JR., DANIEL J. | A72-04027 / 10.0 | 72-04027 / 10.0 | | | |
| | | | NW | SE | | MAHONEY, JR., DANIEL J. | A72-04165 / 8.0 | 72-04165 / 8.0 | | | |
| 14N | 19E | 14 | SW | SE | | MAHONEY, JR., DANIEL J. | A72-04027 / 22.0 | 72-04027 / 22.0 | | | 42.0 |
| | | | SW | SE | | MAHONEY, JR., DANIEL J. | A72-04167B / 25.0 | 72-04165 / 6.0 | | | |
| | | | SW | SE | | CHIVERS, THOMAS W. | A72-04165 / 6.0 | 72-04167 / 22.0 | | | |
| 14N | 19E | 23 | NW | NE | | MAHONEY, JR., DANIEL J. | A72-04027 / 28.0 | 72-04027 / 28.0 | | | 40.0 |
| | | | NW | NE | | MAHONEY, JR., DANIEL J. | A72-00049 / 28.0 | 72-00049 / | | | |
| | | | NW | NE | | MAHONEY, JR., DANIEL J. | A72-04165 / 3.0 | 72-04165 / 1.0 | | | |
| | | | NW | NE | | MAHONEY, JR., DANIEL J. | A72-04166 / 18.0 | 72-04166 / 18.0 | | | |
| 14N | 19E | 23 | SW | NE | 3 | MAHONEY, JR., DANIEL J. | A72-04027 / 22.0 | 72-04027 / 22.0 | | | 51.0 |
| | | | SW | NE | 3 | MAHONEY, JR., DANIEL J. | A72-00049 / 22.0 | 72-00049 / | | | |
| | | | SW | NE | 3 | MAHONEY, JR., DANIEL J. | A72-04166 / 10.0 | 72-04166 / 10.0 | | | |
| 14N | 19E | 23 | NE | NW | | MAHONEY, JR., DANIEL J. | A72-04027 / 30.0 | 72-04027 / 30.0 | | | 41.0 |
| | | | NE | NW | | MAHONEY, JR., DANIEL J. | A72-00049 / 30.0 | 72-00049 / | | | |
| 14N | 19E | 23 | SE | NW | | MAHONEY, JR., DANIEL J. | A72-04027 / 30.0 | 72-04027 / 30.0 | | | 40.0 |
| | | | SE | NW | | MAHONEY, JR., DANIEL J. | A72-00049 / 30.0 | 72-00049 / | | | |
| TOTAL ACRES | | | | | | A72-04027 | 142.00 | 142.00 | | | 214.00 |

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 -----

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

LATE:

A. AJ CLAIMED USES:

PURPOSES
A72-04027 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
5.680 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

5.680 CFS

B. WR RECORDED USES:

PURPOSES
72-04027 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
5.680 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

5.680 CFS

SUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(____) N(____)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(____) N(____) Explain in remarks, below.

REMARKS:

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

AJ TOTAL CLAIMED DIVERSION RATE: 5.680 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 5.680 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? FIELD DATABASE EXAMINER

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

P FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: #72-00049

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM NO. | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|-------------------------|-------------------------|-----------|----------------|-----------|----------------|
| A72-04027 | UNNAMED SPRING & SLOUGH | MAHONEY, JR., DANIEL J. | 5.680 | 0.040 | | |
| A72-00049 | TEWALI SLOUGH | MAHONEY, JR., DANIEL J. | 0.490 | 0.004 | | |
| A72-04165 | UNNAMED SPRINGS | MAHONEY, JR., DANIEL J. | 1.000 | 0.027 | | |
| A72-04166 | UNNAMED SPRINGS | MAHONEY, JR., DANIEL J. | 1.000 | 0.033 | | |
| A72-04167B | SLOUGH (PHILIPS) | MAHONEY, JR., DANIEL J. | 1.000 | 0.040 | | |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|----------|-------------------------|---------------------|----------|--------|
| A72-10353 | DOMESTIC | MAHONEY, JR., DANIEL J. | FROM 01-01 TO 12-31 | .040 CFS | |

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE
ACRES ----- X 0.02 CFS/ACRE = 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 = 350.0 AF/A

ACRES ----- X CONSUMPTIVE VOL. AF/A FOR AREA ----- =

TOTAL CONSUMPTIVE USE ----- AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES ----- X DIVERSION VOL. AF/A FOR AREA ----- =

TOTAL DIVERSION VOLUME ----- AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|----------------------|------------------------|----------------------------|-----------------------|----------------------------|
| IRRIGATION | 04-01 11-01 | DATABASE EXAMINER
5.680 | DATABASE EXAMINER | DATABASE EXAMINER
350.0 |
| TOTAL FOR THIS RIGHT | | 5.680 | | 350.0 |

REVIEWED BY:

DATE:

A. CHECK ONLY THE FOLLOWING THAT APPLY:

| | | |
|------------------------|------------|--------|
| OWNERSHIP | ACCEPTED | NEEDS |
| FOREFEIT/ABANDON | AS CLAIMED | REVIEW |
| ADDITIONAL DIV. AMOUNT | () | () |
| | () | () |
| | () | () |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04027 DATABASE EXAMINER CFS

TOTAL DIVERSION RATE OF WR SPLITS 5.680 -----

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| - | A72-04027 | 5.680 | - | | 72-04027 | 5.680 |
| TOTAL CFS | | 5.680 | | | | 5.680 |

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 FIELD
Y EXAMINER

REMARKS:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

| 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 | | | | | | | | |
| POINT OF DIV | Y | | | | | | | |
| SOURCE | Y | | | | | | | |
| PLACE OF USE | Y | | | | | | | |
| DIV. AMOUNT
CFS/VOLUME | | | | | | | | |
| CONSUMPTIVE USE | - | | | | | | | |
| PURPOSES | | | | | | | | |
| PERIOD OF USE | | | | | | | | |
| BASIS OF CLAIM | | | | | | | | |
| REMARKS | Y | | | | | | | |

11-13-92

See

VERIFIED BY CODES

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

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

| OWNER CODE | NAME & ADDRESS | PRIORITY DATE | WATER USE | USE PERIOD FROM TO | DIVERSION RATE | DIVERSION VOLUME |
|--------------------------------------|--|---------------|------------|--------------------|----------------|------------------|
| C | DANIEL J. MAHONEY, JR.
C/O JAMES R. BENNETTS, ESQ.
P.O. BOX 36
CHALLIS ID 83226
(208) 879-4488 | 04/01/1914 | IRRIGATION | 04-01 11-01 | 5.68 CFS | 350.0 AFA |
| TOTAL DIVERSION:
CONSUMPTIVE USE: | | | | | 5.68 CFS | 350.0 AFA |

Water Source: UNNAMED SPRING & SLOUGH Tributary to: SALMON RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T14N R19E S23 Lot 3(SWNE)
S26 NENW CUSTER County

Place of use Legal Description for: IRRIGATION

| | NE | NENE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESE | NWSE | SWSE | SESE | SUM |
|-------------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|-------|
| T R S | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : Lt Ac | : SUM |
| 14N 19E 14 | : | : | : | : | : | : | : | : | : | : | : | : | 32.0 |
| 14N 19E 23 | : | 28 | 03-22 | : | : | 30 | : | : | : | : | : | : | 110.0 |
| TOTAL ACRES | | | | | | | | | | | | | 142.0 |

POU County: CUSTER

Non-Irrigation Uses: SEE RELATED CLAIM FOR LIVESTOCK

Other Rights: #72-00049

Non-Irrigation Use: SEE RELATED CLAIM FOR LIVESTOCK

Remarks: LANDS ARE UNDER CONTRACT TO BE SOLD TO DANIEL J. MAHONEY, JR.,
375 SOUTH COUNTY ROAD, SUITE 201, PALM SPRINGS, FL. 33480

OWNERSHIP CHANGE 11/2/90 BY JG.

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Water Right Number - 72-04027

Adj. Flag Translation: Standard Water Right Number Old (D) Number -

*** C - CURRENT OWNER ***
CHIVERS

1 - P.O. BOX 528
2 -
3 -
City- CHALLIS
Phone -

State- ID Zip- 83226

Priority Date - - - - - +
04/01/1914

Region - - - - - +
17

Source - - - - - +
SPRING

Stage - - - - - +
S - STATUTORY CLAIM

Tributary - - - - - +
SALMON RIVER

| TwN | Rng | Sec | Tract | Lot | RFlg | County | Point of Diversion | Diversion Rate | Diversion Volume |
|-----|-----|-----|-------|-----|------|--------|--------------------|----------------|------------------|
| 14N | 19E | 23 | SW NE | 3 | (37) | CUSTER | | | |
| 14N | 19E | 26 | NE NW | | (37) | CUSTER | | | |

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

01 - IRRIGATION 04/01 11/01 5.680

+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - +
5.680

| TwN | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|-----|-----|-----|-------|-----|-------|--------------|------------|-------------|-------------|
| 14N | 19E | 14 | NW SE | | 10.0 | 01 | IRRIGATION | | (37) CUSTER |
| 14N | 19E | 14 | SW SE | | 22.0 | 01 | IRRIGATION | | (37) CUSTER |
| 14N | 19E | 23 | NW NE | | 28.0 | 01 | IRRIGATION | | (37) CUSTER |
| 14N | 19E | 23 | SW NE | 3 | 22.0 | 01 | IRRIGATION | | (37) CUSTER |
| 14N | 19E | 23 | NE NW | | 30.0 | 01 | IRRIGATION | | (37) CUSTER |
| 14N | 19E | 23 | SE NW | | 30.0 | 01 | IRRIGATION | | (37) CUSTER |

Total Acres: 142.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - Remarks - - - - - No Remarks found.

