

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: A72-04138B

Date Received: 11/30/1989

Receipt No: M005279

Received By: JCMB

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, 1930

3. Source: WASTE WATER SPRINGS Trib. to: SALMON RIVER
SALMON RIVER

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.000		

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

8. Total consumptive use is 712.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14N	19E	14	SW	NW		IRR	35.0
			SE	NW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	14	NE	SW		IRR	35.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
						Section Acres	170.0
		15	SW	NE		IRR	5.0
			SE	NE		IRR	40.0
			NE	SE		IRR	35.0
			NW	SE		IRR	10.0
			SE	SE		IRR	25.0
						Section Acres	115.0
						Total Acres	285.0

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:
A72-04139, A72-00005

14. Remarks:
SOURCES FOR THIS RIGHT ARE COMMINGLED.
CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/27/95 DMS
ADDRESS CHANGE 5/31/95. jr

OWNERSHIP CHANGE MADE 4/9/97 BY TLB.

15. Basis of Claim: BENEFICIAL USE

DATE: 06/23/97
PAGE: 12

DIVERSION
VOLUME

(202) 776-2546

Stage: BENEFICIAL USE

CUSTER County

35

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: NESE NWSE SWSE SESE
:
: Lt AC Lt AC Lt AC Lt AC
:
:
:

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10	25	:	170.0
		:	115.0
TOTAL ACRES			285.0

Other Rights: 72-04139 & 72-00005

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF _____ CFS, A TOTAL COMBINED OF _____ AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF _____ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00005 & 72-04139.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
THE FOLLOWING RIGHT IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 72-04138A.
ADDRESS CHANGE 5/31/95. JR

Objection Filed Date:

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,

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

TARA L. BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/tlb
ENCLOSURES



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
OCT 16 1996

Department of Water Resources
Boise, Idaho

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: 6/27/97 By: ADB

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.

Ethel M. Pede
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 Wendy Murphy
Deputy

Fee: \$ 21⁰⁰
Mail to:

EXHIBIT "A"

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A72-04138B**

Date Received: 11/30/1989

Receipt No: **M005279**

Received By: *address change*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DANIEL J MAHONEY JR 407-832-5566
Address: 1200 S OCEAN BLVD
PALM BEACH FL 33480

2. Date of Priority: APR 1, 1930

3. Source: WASTE WATER SPRINGS Trib. to: SALMON RIVER
SALMON RIVER

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.000		

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

8. Total consumptive use is 712.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14N	19E	14	SW	NW		IRR	35.0
			SE	NW		IRR	20.0
			NE	SW		IRR	35.0
			NW	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	14	SW	SW		IRR	40.0
Section Acres							170.0
		15	SW	NE		IRR	5.0
			SE	NE		IRR	40.0
			NE	SE		IRR	35.0
			NW	SE		IRR	10.0
			SE	SE		IRR	25.0
Section Acres							115.0
Total Acres							285.0

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:
A72-04139, A72-00005

14. Remarks:
SOURCES FOR THIS RIGHT ARE COMMINGLED.
CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/27/95 DMS
ADDRESS CHANGE 5/31/95. jr

15. Basis of Claim: BENEFICIAL USE

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: _____

RECEIVED

APR 18 1994

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[✓] Water Right Number (s): A72-04165 A72-04167-A A71-10418 WATER RESOURCES
WESTERN REGION
A72-04138B 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: AC

Further Action Needed:
Further Action Taken

Date: By:

Final Review and Data-Entry
Date: By:

R F W E

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

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: **A72-04138B**
Date Received: 11/30/1989
Receipt No: M005279
Received By: _____

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

1. Name: DANIEL J. MCHONEY, JR. 407-832-5566
Address: 375 SOUTH COUNTRY RD.
PALM BEACH FL 33480
2. Date of Priority: APR 1, 1930
3. Source: WASTE WATER SPRINGS Trib. to: SALMON RIVER
SALMON RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 14N | 19E | 23 | NW | NE | NW | | CUSTER |
5. Description of diverting works:
HEADGATE, DITCHES
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 6.000 | | |
7. Total Quantity Appropriated is:
6.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 712.5 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14N	19E	14	SW	NW		IRR	35.0
			SE	NW		IRR	20.0
			NE	SW		IRR	35.0
			NW	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	14	SW	SW		IRR	40.0
Section Acres							170.0
		15	SW	NE		IRR	5.0
			SE	NE		IRR	40.0
			NE	SE		IRR	35.0
			NW	SE		IRR	10.0
			SE	SE		IRR	25.0
Section Acres							115.0
Total Acres							285.0

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:
A72-04139, A72-00005

14. Remarks:
SOURCES FOR THIS RIGHT ARE COMMINGLED.

15. Basis of Claim: BENEFICIAL USE

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: _____

MICROFILMED

MAR 18 1993

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 _____

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MAR 18 1993



SECOND SUBMISSION
NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUN 08 1992

DATE OF CLOSING: 12-3-91

Department of Water Resources
 Southern Region Office

LEGAL DESCRIPTION OF PROPERTY: Township 14 North Range 19 East

Sections 14 & 15 1/4 of 1/4 of 1/4, Govt. Lot , BM.

Lot , Block, , Subdivision/Townsite . See attached deed for detailed description
 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: A72-04140, A72-04139, A72-04138B

☐ Name and Address of Former Owner/Claimant(s)(Seller): GARTH T. AND/OR GLENIS M. CHIVERS
HC 63 BOX 1771
CHALLIS, IDAHO 83226

☐ New Owner/Claimant (Purchaser): DANIEL J. MAHONEY, JR.
375 South Country Rd.

☐ New Mailing Address: ~~1200 SOUTH OCEAN BOULEVARD~~ per phone call Mr. Bennetts
PALM BEACH, FLORIDA 33480 6/11/92

☐ New Telephone Number: (407) 832 - 5566

☐ 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: Copy of Warranty Deed

(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 Date _____
 _____ Date _____

☐ Signature of Former Owner/Claimant(s): _____ Date _____
 _____ Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 6/10/92 By: AL

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 6/10/92 By: AL

Claim Numbers of Split, if any:

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MAR 18 1993

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

EXHIBIT "A"

Copy

A parcel of land located in S1/2NE1/4, E1/2SE1/4, Section 15 and U.S. Government Lot 3, SW1/4NW1/4, N1/2SW1/4, SW1/4SW1/4, Section 14, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the Southeast corner of said Section 15 and being the REAL POINT OF BEGINNING a distance of 1319.95 feet on a bearing of South 89°36'14" West along the section line; thence North 0°16'41" East, 505.32 feet to a point of the Easterly right-of-way of U.S. Highway No. 93; thence a distance of 705.93 feet along a curve concave to the Northwest having a radial of North 81°02'58" West, 2331.87 feet and a central angle of 17°20'43" along said right-of-way; thence North 0°16'41" East, 45.71 feet along the West boundary of the SE1/4SE1/4 to a point on said right-of-way; thence North 88°07'39" East, 2.49 feet along said right-of-way; thence a distance of 14.42 feet along a curve concave to the Southwest having a radial of South 80°30'23" West, 2341.67 feet and a central angle of 0°21'10" to a point on the West boundary of the SE1/4SE1/4; thence North 0°16'41" East, 1370.96 feet; thence South 89°37'24" West, 475.35 feet to a point on the Easterly right-of-way of U.S. Highway No. 93; thence a distance of 1331.37 feet along a curve concave to the Northeast having a radial of North 71°52'58" East, 3224.04 and a central angle of 23°39'37" along said right-of-way; thence North 89°29'21" East, 1942.39 feet; thence South 89°52'29" East, 2083.52 feet to a point on the West boundary of the original government meander line of 1893; thence the following courses and distances along said meander line: South 23°45' West, 225.61 feet; thence South 15°25' East, 495.00 feet thence South 57°30' East, 726.00 feet; thence South 77°45' East, 217.80 feet; thence South 28°00' East, 132.00 feet; thence South 11°00' East, 84.92 feet to a point on the South boundary of Lot 3; thence North 89°54'24" West, 393.09 feet; thence South 0°11'26" West, 1318.04 feet; thence North 89°56'20" West, 1320.08 feet; thence South 0°12'17" West, 1318.78 feet; thence North 89°58'16" West, 1320.41 feet to the REAL POINT OF BEGINNING.

ALSO

A parcel of land located in the SE1/4SW1/4 and the SW1/4SW1/4, 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 SE1/4SW1/4 to the REAL POINT OF BEGINNING, thence North 0°11'26" East, 282.69 feet to the Northeast corner of

Copy

the SE1/4SW1/4; thence North 89°56'20" West, 1320.08 feet to the Northwest corner of the SE1/4SW1/4; thence North 89°56'20" West, 57.10 feet to a point on an existing fenceline; thence South 81°58'13" East, 251.78 feet along said fenceline; thence South 77°32'28" East, 1154.10 feet along said fenceline to the REAL POINT OF BEGINNING.

LESS THE FOLLOWING DESCRIBED PARCEL:

A parcel of land located in the NW1/4SW1/4 and the SW1/4SW1/4, Section 14, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

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 SW1/4SW1/4 to the REAL POINT OF BEGINNING; thence North 0°08'49" East, 1347.73 feet along an existing fenceline to a fence corner; thence South 81°58'13" East, 265.38 feet along an existing fenceline to the East boundary of the SW1/4SW1/4; thence South 0°12'16" West, 1310.79 feet to the Southeast corner of said SW1/4SW1/4; thence North 89°58'16" West, 261.56 feet to the REAL POINT OF BEGINNING.

WARRANTY DEED

For Value Received

GARTH T. CHIVERS and GLENIS CHIVERS, husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

DANIEL J. MAHONEY, JR., an unmarried man,

the grantee, whose current address is 738 South County Road, Palm Beach, FL 33480,

the following described premises, in Custer County, Idaho, to-wit:

See Exhibit "A" attached hereto and made a part hereof.

Copy of first
Page in Warranty
Deed in File
A72-00005 which
covers the same
Land but a different
Source and Date
of priority than
this claim
R.V.W. 12/24

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that the grantor is in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: December 3rd, 1991.

Garth T. Chivers
Garth T. Chivers

Glenis Chivers
Glenis Chivers

STATE OF IDAHO
COUNTY OF CUSTER

On this 3rd day of dec, in the year 1991, before me, a Notary Public, personally appeared GARTH T. CHIVERS & GLENIS CHIVERS, husband and wife, known and identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____,
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

COPY NOT TO BE RECORDED

By _____ Ex-Officio Recorder
Deputy:

Fees \$
Mail to:

INSTRUMENT NO.

Chicago Title Insurance
Company of Idaho



ym No. 5Y413825

MICROFILMED
MAR 18 1993

WARRANTY DEED

For Value Received

GARTH T. CHIVERS and GLENIS CHIVERS, husband and wife,

the grantor S , do hereby grant, bargain, sell and convey unto

DANIEL J. MAHONEY, JR., an unmarried man,

the grantee , whose current address is 738 South County Road, Palm Beach, FL 33480,

the following described premises, in Custer County, Idaho, to-wit:

See Exhibit "A" attached hereto and made a part hereof.

12/21/92
See COPY
of WARRANTY
DEED
Not Signed
" Notarized
see
72-00005 RVW

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee , his heirs and assigns forever. And the said Grantor S do hereby covenant to and with the said Grantee , that t he y are the owner S in fee simple of said premises; that they are free from all incumbrances

and that t hey will warrant and defend the same from all lawful claims whatsoever.

Dated: November _____, 1991.

Garth T. Chivers

Glenis Chivers

Copy

STATE OF IDAHO
COUNTY OF CUSTER

On this _____ day of _____, in the year 1991, before me, a Notary Public, personally appeared GARTH T. CHIVERS & GLENIS CHIVERS, husband and wife, known or identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that t he y executed the same.

Notary Public

Residing at _____, Idaho.

My Comm. Expires:

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____,
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____

Deputy.

Fees \$
Mail to:

INSTRUMENT No.

Chicago Title Insurance
Company of Idaho



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: **A72-04138B**
Date Received: 11/30/1989
Receipt No: M005279
Received By: _____

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

1. Name: GLENIS M. CHIVERS 208-879-4407
Address: HC 63 BOX 1771
CHALLIS ID 83226
AND/OR
Name: GRATH T. CHIVERS 208-879-4407
Address: HC63 BOX 1771
CHALLIS ID 83226
2. Date of Priority: APR 1, 1930
3. Source: WASTE WATER Trib. to: SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
14N	19E	23	NW		NE		NW		CUSTER
5. Description of diverting works:
HEADGATE, DITCHES
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.000		
7. Total Quantity Appropriated is:
6.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 712.5 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
14N	19E	14	SW		NW		IRR	35.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	14	SE	NW		IRR	20.0
			NE	SW		IRR	35.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			Section Acres				170.0
		15	SW	NE		IRR	5.0
			SE	NE		IRR	40.0
			NE	SE		IRR	35.0
			NW	SE		IRR	10.0
			SE	SE		IRR	25.0
			Section Acres				115.0
			Total Acres				285.0

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:
A72-04139, A72-00005

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____

5000

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: A72-04138B
Date Received: 11-30-89
Receipt No: max5279
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GRATH T. CHIVERS 208-879-4407
Address: HC63 BOX 1771
CHALLIS, ID 83226

AND/OR

Name: GLENIS M. CHIVERS 208-879-4407
Address: HC 63 BOX 1771
CHALLIS, ID 83226

2. Date of Priority: APR 01, 1930

3. Source: WASTE WATER 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	NW	NE	NW		CUSTER

5. Description of diverting works:
HEADGATE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.000		

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

8. Total consumptive use is 712.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A72-04138B

Page 1

Date: 11/28/89

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MAR 18 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
14N	19E	14	SW		NW		IRR	35.0
			SE		NW		IRR	20.0
			NE		SW		IRR	35.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
							Section Acres	170.0
		15	SW		NE		IRR	5.0
			SE		NE		IRR	40.0
			NE		SE		IRR	35.0
			NW		SE		IRR	10.0
			SE		SE		IRR	25.0
							Section Acres	115.0
							Total Acres	285.0

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:
A72-04139, A72-00005

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Glenn M. Chivers Date: 11-30-89

Date: _____

State of Idaho)
County of Custer) SS.

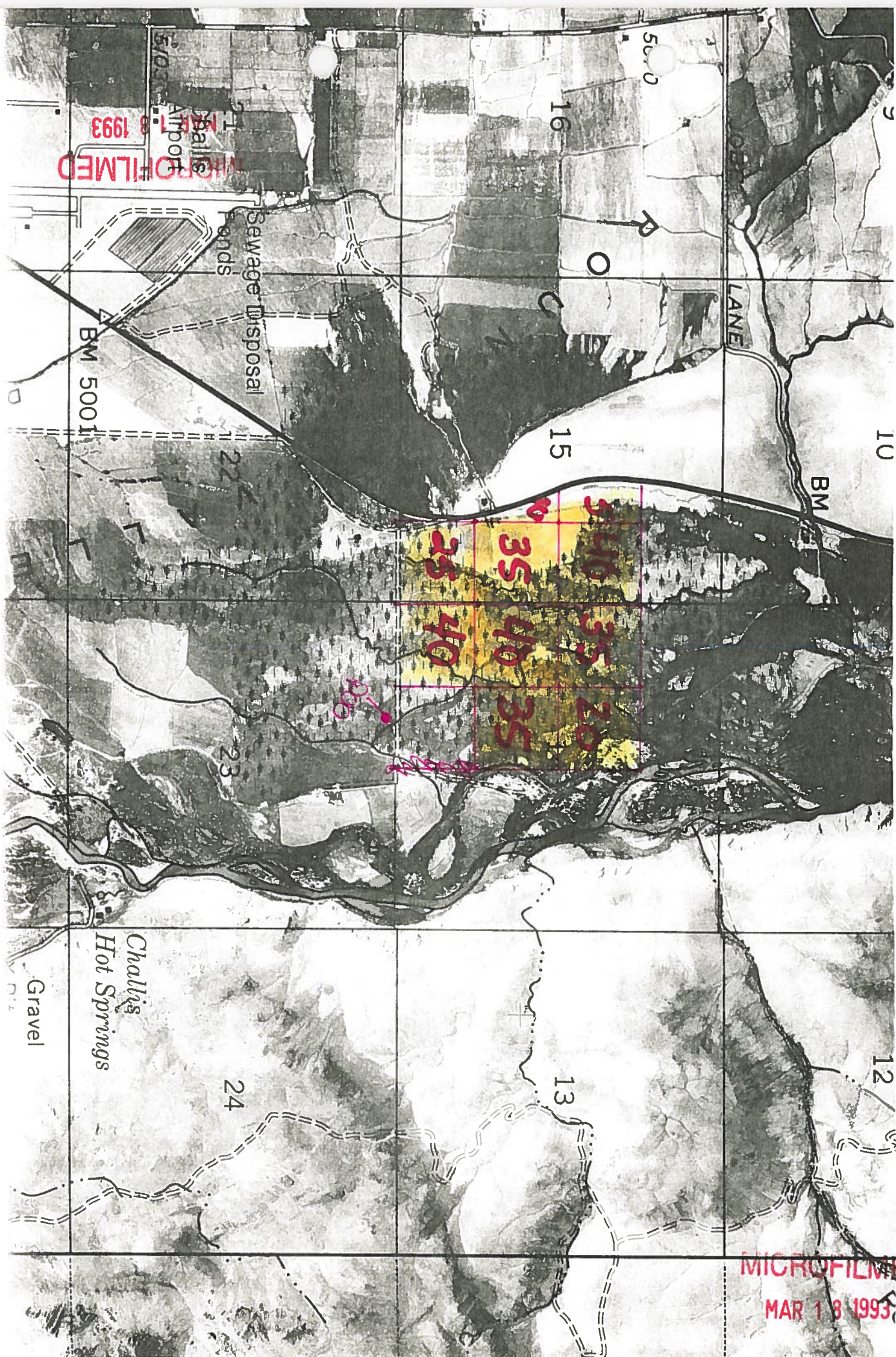
Subscribed and sworn (or affirmed) before me this 30th day
of November 19 89

Anna Baunhoff
Notary Public

Seal

Residing at Anna Baunhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires August 7, 1994

A72-04138 B





State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3030

CECIL D. ANDRUS
Governor

March 2, 1992

R. KEITH HIGGINSON
Director

A72-04138 *B*
GRAITH T. CHIVERS
HC63 BOX 1771

A72-04138 *B*
GLENIS M. CHIVERS
HC 63 BOX 1771

CHALLIS

ID 83226

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



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

24-Mar-1992

GLENIS M. CHIVERS
GRATH T. CHIVERS
HC 63 BOX 1771
CHALLIS ID 83226

RE: Snake River Basin Adjudication (SRBA)
Custer County - #A72-04138
Identification Number Change

Dear Claimants:

The Identification Number of your Notice of Claim to a Water Right has been changed from A72-04138 to A72-04138B. The suffix has been added in order to distinguish your claim from other claims that may claim a portion of the same original water right. This change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new Identification Number. Refer to this record number in any future inquiries or correspondence.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures:
Claim A72-04138B

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MAR 18 1993

JAMES R. BENNETTS

ATTORNEY AT LAW

P.O. Box 36

CHALLIS, IDAHO 83226

(208) 879-4488

April 14, 1992

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Re: Daniel J. Mahoney, Jr.

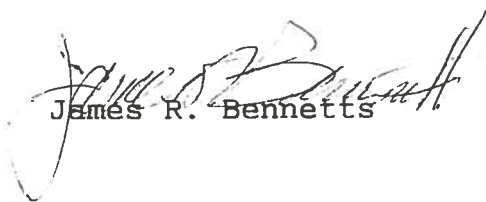
Dear Sirs:

I am enclosing various affidavits noting the water rights to which they refer. All are signed by a previous owner or party knowledgeable concerning the rights.

Please place these in the respective files. I would also request that an extension be granted so that we may have an opportunity to gain more information concerning the rights. One particular party, older than Mr. Chivers, may be available later with some meaningful recollections.

One final note which I would appreciate a response on. In regard to A72-04138, A72-04139 and A72-04140, I would believe that the source is more appropriately "springs or waste water." Could these be amended?

Very truly yours,


James R. Bennetts

JRB:jab
Enclosures

cc: Dan Mahoney

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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

R. KEITH HIGGINSON
Director

20-Apr-1992 13:09

James R. Bennetts
PO Box 36
Challis, ID 83226

RE: Amending SRBA Claims A72-04138A, A72-04138B, A72-04139 & A72-04140

Dear Mr. Bennetts:

As we discussed in our phone conversation this day I have drafted the enclosed amendments to the above referenced claims. Please have the claimants look them over and if they find them satisfactory have them sign them before a notary and return them to our office.

Please note that the amendments consisted of adding "spring" as a source and adding the remark "Sources for this right are commingled."

If you or the claimants have questions please feel free to contact our office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Allen Merritt'.

Allen Merritt, P.E.
Water Rights Supervisor

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

R. KEITH HIGGINSON
Director

25-Jun-1992 09:10

JAMES R. BENNETTS
ATTORNEY AT LAW
P.O. BOX 36
CHALLIS ID 83226

Re: Ownership Change for Adjudication Claim No.(s): A72-04138B-
A72-04140, A72-04139, A72-0005 - GARTH T. &/OR GLENIS M. CHIVERS
TO DANIEL J. MAHONEY, JR.

Dear Mr. Bennetts:

Pursuant to the notification that you are representing the new claimant(s) on the above-referenced Adjudication Claim(s), the Department has changed the record(s) of the current owner as you requested.

Please review the record(s) and should you have any questions, please feel free to call this office.

Sincerely,


Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED

MAR 18 1993

AFFIDAVIT - WATER USE

RE: WATER RIGHT NO. A72-04138
A72-04140
A72-04139

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 can state as a fact and from my independent recollection that the lands described were put to beneficial use by the priority dates listed on the attachments, or earlier. This was accomplished by irrigation as set forth on the attached schedule.

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.

DATED: March 30th, 1992.

Thomas W. Chivers
Thomas W. Chivers

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

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

MICROFILMED

MAR 18 1993

Water Right Number - A72-04138

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
CHIVERS

GRATH T.

1 - HC63 BOX 1771

State- ID Zip- 83226

CHIVERS

GLENIS M.

2 -
3 -
City- CHALLIS
Phone - 208-879-4407
1 - HC 63 BOX 1771

State- ID Zip- 83226

*** O - ORIGINAL OWNER ***

CHIVERS

JOHN B.

1 - HC #63, BOX 1776
2 -
3 -
City- CHALLIS
Phone - 208-000-0000

State- ID Zip- 83226

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/01/1930 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - Tributary - - - - - +
WASTE WATER SALMON RIVER+ - - - - - - - - - - - - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - - +
TWN Rng Sec Tract lot Rflg County

14N 19E 23 NW NE NW (37) CUSTER

+ - - - - Code Description Period from Period To Water Use Diversion Rate Diversion Volume +
01 - IRRIGATION 04/01 11/01 6.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - Km Usage - +
6.000 712.5+ - - - - - - - - - - - - - - - Place of Use - - - - - Description - - - - - County - - - - - +
TWN Rng Rng Sec Tract lot Acres Code Description County
14N 19E 14 SW NW 35.0 01 IRRIGATION (37) CUSTER
14N 19E 14 SE NW 20.0 01 IRRIGATION (37) CUSTER
14N 19E 14 NE SW 35.0 01 IRRIGATION (37) CUSTER
14N 19E 14 NW SW 40.0 01 IRRIGATION (37) CUSTER
14N 19E 14 SW SW 40.0 01 IRRIGATION (37) CUSTER
14N 19E 14 SW NE 5.0 01 IRRIGATION (37) CUSTER
14N 19E 15 SE NE 40.0 01 IRRIGATION (37) CUSTER
14N 19E 15 NE SE 35.0 01 IRRIGATION (37) CUSTER
14N 19E 15 NW SE 10.0 01 IRRIGATION (37) CUSTER
14N 19E 15 SE SE 25.0 01 IRRIGATION (37) CUSTERMICROFILMED
MAR 18 1993

Prefix Translation: ADJUDICATION CLAIM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A72-04139, A72-00005

[illegible][illegible]

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

| | | |
|--------------------------------|--------------------------------|--------------------------|
| + - - - Decree Plaintiff - - + | + - - - Decree Defendant - - + | + - Decree
00/00/0000 |
|--------------------------------|--------------------------------|--------------------------|

+ - - Audit Fields - 11/28/89 BAUMHOFF

+ - - - - - - - - - - - - - - - - - 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 | - |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filing Date | - 00/00/0000 | Verified Date | - 01/28/1986 | Old Judicial District | - |
| Claim Received Date | - 00/00/0000 | 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 | - | Federal/State Indicator | - S |
| Claims Tape Error Flag | - | POU Ownership Flag | - Y | Presumption Flag | - |
| Fee Exempt Flag | - | Name Connector | - AND/OR | Notice of Error Flag | - |

MICROFILMED
MAR 18 1993

MICROFILMED
MAR 18 1993

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

VERIFIED BY CODES

TOPO MAP/ORTHO-PHOTO = 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.

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-04138B

LAST: CHIVERS
ADDRESS: HC #63 BOX 1776
CITY: CHALLIS
PHONE NUMBER: 208-000-0000

FIRST: JOHN B.
STATE: ID ZIP: 83226

OWNER CODE: 0

LAST: CHIVERS
ADDRESS: HC 63 BOX 1771
CITY: CHALLIS
PHONE NUMBER: 208-879-4407

FIRST: GLENIS M.
STATE: ID ZIP: 83226

OWNER CODE: C

LAST: CHIVERS
ADDRESS: HCG3 BOX 1771
CITY: CHALLIS
PHONE NUMBER: 208-879-4407

FIRST: GRAITH T.
STATE: ID ZIP: 83226

OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y
FIELD
EXAMINER

CLAIM REMARKS: SOURCES FOR THIS RIGHT ARE COMINGLED.

A. AJ CLAIM: # A72-04138B PRIORITY DATE: 04-01-1930 STAGE: J

B. WR RECORD: # 72-04139 PRIORITY DATE: 04-01-1930 STAGE: S

C. FIELD EXAM REQUIRED? DATABASE FIELD EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N

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

REMARKS:

See affidavit by Thomas Chivers dated 3/30/1992

RECOMMENDED PRIORITY DATE:

04-01-1930

REVIEWED BY

R. V. J.

DATE

1/12/93

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|------------|------|------|------|-----|-----|-----|-----|--------|
| A72-04138B | 14N | 19E | 23 | NW | NE | NW | | CUSTER |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A72-04138A NONE

WR RECORDS IN SAME 40 ACRE TRACT

SOURCE: WASTE WATER
SPRINGS

TRIB: SALMON RIVER
SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 72-04138 | 14N | 19E | 23 | NW | NW | NW | | CUSTER |

OTHER WR RECORDS WITH SAME WR POD
AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE
NONE NONE

SOURCE: WASTE WATER

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

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

REMARKS:

706 72-04138A

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

TRIB:

DATE:

SOURCE:
REVIEWED BY:

A. ROOT WATER RIGHT NUMBERS:

A72-04138A
A72-04138B

B. FOU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANGSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-----|-----|-----|-----|-----|-----|--|---|---|--------------------------------------|--------------------------------------|------------------|
| 14N | 19E | 14 | SW | NW | | CHIVERS, GLENIS M.
CHIVERS, GARTH T.
CHIVERS, GARTH T.
CHIVERS, JOHN B. | A72-04138B /35.0
A72-00005 /35.0
A72-04139 /35.0 | -
72-00005 /
-
72-04138 /35.0 | -
/ | -
/ | 41.0 |
| 14N | 19E | 14 | SE | NW | | CHIVERS, GLENIS M.
CHIVERS, GARTH T.
CHIVERS, GARTH T.
CHIVERS, JOHN B. | A72-04138B /20.0
A72-00005 /20.0
A72-04139 /20.0 | -
-
72-04138 /20.0 | -
/
/ | -
/
/ | 7 |
| 14N | 19E | 14 | NE | SW | | CHIVERS, GLENIS M.
CHIVERS, GARTH T.
CHIVERS, GARTH T.
CHIVERS, JOHN B. | A72-04138B /35.0
A72-00005 /35.0
A72-04139 /35.0 | -
-
72-04138 /35.0 | -
/
/ | -
/
/ | 40.0 |
| 14N | 19E | 14 | NW | SW | | CHIVERS, GLENIS M.
CHIVERS, GARTH T.
CHIVERS, GARTH T.
CHIVERS, JOHN B. | A72-04138B /40.0
A72-00005 /40.0
A72-04139 /40.0 | -
-
72-04138 /40.0 | -
/
/ | -
/
/ | 36.0 |
| 14N | 19E | 14 | SW | SW | | CHIVERS, GLENIS M.
CHIVERS, GARTH T.
CHIVERS, GARTH T.
CHIVERS, JOHN B. | A72-04138B /40.0
A72-00005 /40.0
A72-04139 /40.0 | -
-
72-04138 /40.0 | -
/
/ | -
/
/ | 40.0 |
| 14N | 19E | 15 | SW | NE | | CHIVERS, GLENIS M.
CHIVERS, GARTH T.
BENDER, BEATRICE E.
BENDER, BEATRICE E.
BREEDLOVE, BARBARA C.
BREEDLOVE, BARBARA C.
CHIVERS, GARTH T. | A72-04138B /5.0
A72-00005 /5.0
A72-10364 /
A72-10430 /2.0
A72-10437 /5.0
A72-10438 /
A72-04139 /5.0 | -
-
-
-
-
-
72-04139 /5.0 | -
/
/
/
/
/
/
/ | -
/
/
/
/
/
/
/ | 30.0 |
| 14N | 19E | 15 | SE | NE | | CHIVERS, GLENIS M.
CHIVERS, GARTH T.
CHIVERS, GARTH T. | A72-04138B /40.0
A72-00005 /40.0
A72-04139 /40.0 | -
72-00005 /
72-04139 /15.0 | -
/
/ | -
/
/ | 37.0 |
| 14N | 19E | 15 | NE | SE | | CHIVERS, GLENIS M.
CHIVERS, GARTH T.
CHIVERS, GARTH T.
CHIVERS, JOHN B. | A72-04138B /35.0
A72-00005 /35.0
A72-04139 /35.0 | -
72-00005 /
72-04139 /35.0
72-04139 /10.0 | -
/
/ | -
/
/ | 39.0 |

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|-------------------------|------------------|----------------|-----------------|----------------|------------------|
| TAN 19E | 15 | ND | SE | SE | | CHIVERS, GLENIS M. | A72-04138B /10.0 | - | - | - | 32.0 |
| | | ND | SE | SE | | CHIVERS, GARTH T. | A72-00005 /10.0 | - | - | - | |
| | | ND | SE | SE | | GINI DITCH COMPANY INC. | A72-10480 /10.0 | - | - | - | |
| | | ND | SE | SE | | GINI DITCH COMPANY INC. | A72-10481 /10.0 | - | - | - | |
| | | ND | SE | SE | | GINI DITCH COMPANY INC. | A72-10482 /10.0 | - | - | - | |
| | | ND | SE | SE | | CHIVERS, GARTH T. | A72-04139 /10.0 | 72-04139 /10.0 | - | - | |
| | | ND | SE | SE | | PIVA, ROBERT A. | 72-07479 / | 72-00057 / | - | - | |
| | | ND | SE | SE | | MC KINNEY, PETER | 72-02085 /5.0 | 72-02085 /5.0 | - | - | |
| | | ND | SE | SE | | PIVA, MARION | 72-04150 /14.0 | 72-04150 /14.0 | - | - | |
| | | ND | SE | SE | | GINI DITCH ASSOC. | | | - | - | |
| TAN 19E | 15 | SE | SE | SE | | CHIVERS, GLENIS M. | A72-04138B /25.0 | - | - | - | 40.0 |
| | | SE | SE | SE | | CHIVERS, GARTH T. | A72-00005 /25.0 | 72-00005 / | - | - | |
| | | SE | SE | SE | | CHIVERS, GARTH T. | A72-04139 /25.0 | 72-04139 /15.0 | - | - | |
| | | SE | SE | SE | | CHIVERS, GARTH T. | A72-04140 /6.0 | 72-04140 /6.0 | - | - | |
| | | SE | SE | SE | | CHIVERS, JOHN B. | 72-04138 /25.0 | 72-04138 /25.0 | - | - | |
| TOTAL ACRES | | | | | | | A72-04138B | 285.00 | 4138/205 | 335.00 | |

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

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

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: -----

REVIEWED BY: -----

DATE: -----

A. AJ CLAIMED USES:

PURPOSES
A72-04138B IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
6.000 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

B. WR RECORDED USES:

PURPOSES
72-04138 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
6.000 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

FIELD EXAMINER
DATABASE
N
N
N

Y
N
N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

REMARKS:

New Standard Period of Use.

Y() N()

Y() N()

Explain in remarks, below.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

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

6.000 CFS
6.000 CFS

6 - 0.76 = 5.24 CFS
for A72-04138A

*** 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

MEASUREMENT METHOD

FLOW MEASUREMENT

SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A72-04139, A72-00005

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM NO. | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|---------------------|-------------------------|-----------|----------------|-----------|----------------|
| A72-04138B | WASTE WATER SPRINGS | CHIVERS, GLENIS M. | 6.000 | 0.021 | | |
| A72-00005 | WASTE WATER SPRINGS | CHIVERS, GARTH T. | 1.600 | 0.005 | | |
| A72-04139 | WASTE WATER SPRINGS | CHIVERS, GARTH T. | 2.400 | 0.008 | | |
| A72-04140 | WASTE WATER SPRINGS | CHIVERS, GARTH T. | 0.700 | 0.116 | | |
| A72-10430 | SLOUGH | BENDER, BEATRICE E. | 0.200 | 0.100 | | |
| A72-10437 | SLOUGH | BREEDLOVE, BARBARA C. | 0.200 | 0.040 | | |
| A72-10480 | SALMON RIVER | GINI DITCH COMPANY INC. | 120.000 | 0.041 | | |
| A72-10481 | SALMON RIVER | GINI DITCH COMPANY INC. | 67.000 | 0.022 | | |
| A72-10482 | SALMON RIVER | GINI DITCH COMPANY INC. | 25.300 | 0.008 | | |

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

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|----------|---------------------|---------------------|----------|--------|
| A72-10364 | DOMESTIC | BENDER, BEATRICE E. | FROM 01-01 TO 12-31 | .040 CFS | |

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

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

1b. CALCULATIONS

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 = 712.5 AF/A
ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =
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 | | REC. DIV
RATE CFS | REC. DIV | | REC. CONS.
USE |
|----------------------|------------------------|---------------------------|----------------------|----------|------|-------------------|
| | FROM | TO | | VOL. | AF/A | |
| IRRIGATION | ~~04-01~~
15 | ~~11-01~~
10-15 | 6.000 | --- | --- | 712.5 |
| TOTAL FOR THIS RIGHT | | | 6.000 | | | 712.5 |

REVIEWED BY:

DATE:

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-04138

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
6.000

EXAMINER

CFS

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| 72-04138 | A72-04138A | 0.760 | - | | 72-04138 | 6.000 |
| 72-04138 | A72-04138B | 6.000 | - | | 72-04138 | 6.000 |

TOTAL CFS

6.760

6.000

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
N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

02:50:29
06/10/92

PAGE: 14
PROFILE REPORT

CLAIM NUMBER: A72-04139R

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|---------------|----------------|------------------|-----------|-----------------------|-------------------|---------------------|
|---------------|----------------|------------------|-----------|-----------------------|-------------------|---------------------|

| | | | | | | |
|---|---|------------|------------|-------------|--------------------------------------|-----------|
| C | GLENIS M. CHIVERS
HC 63 BOX 1771
CHALLIS ID 83226
(208) 879-4407 | 04/01/1930 | IRRIGATION | 04-01 11-01 | 6.00 CFS | 712.5 AFA |
| | | | | | TOTAL DIVERSION:
CONSUMPTIVE USE: | 6.00 CFS |

C GRATH T. CHIVERS
HC63 BOX 1771
CHALLIS ID 83226
(208) 879-4407

Water Source: WASTE WATER
SPRINGS

Tributary to: SALMON RIVER
SALMON RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

TIAN R19E S23

N40E00W

CUSTER County

Place of use Legal Description for: IRRIGATION

| | NE | SE | SW | NE | SE | SW | NE | SE | SW | NE | SE | SW | NE | SE | SW | SUM |
|-------------|------------|------------|----|----|----|----|----|----|----|----|----|----|-------|-------|-------|-----|
| T R S | 14N 19E 14 | 14N 19E 15 | 05 | 40 | 35 | 20 | 35 | 40 | 40 | 35 | 10 | 25 | 170.0 | 115.0 | 285.0 | |
| TOTAL ACRES | | | | | | | | | | | | | | | | |

POU County: CUSTER

Other Rights: A72-04139, A72-00005

Remarks: SOURCES FOR THIS RIGHT ARE COMMINGLED.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MAHONEY CLAIMS

75

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

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 216.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-0413BA & 72-04167A. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 216.4 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

AJ0749NP
No. R72-041388

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: | |

=====

JM NUMBER
A72-04138 B
DATE
12/4/98
TRANSFER NUMBER

(PART) A72-04138A & A72-04167A
AGENT
SW
CLAIMED ACRE TOTAL
285
GIS ACRE TOTAL
216.4

| | TWP | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | |
|-----|-----|-----|-----|----|----|----|-----|----|----|------|------|----|----|----|-------|-----|----|-----|----|-------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| AIM | 14N | 19E | 14 | | | | | | | 35 | 20 | 35 | 40 | 40 | — | | — | — | | 170 |
| IS | | | | | | | | | | 34.6 | 18.7 | 36 | 32 | 39 | 36 | | .3 | 1.3 | | 197.9 |
| COM | | | | | | | | | | | | | | | | | | | | |
| AIM | | | 15 | | | 5 | 40 | | | | | | | | | 35 | 10 | | 25 | 115 |
| IS | | | | | | — | 1/2 | | | | | | | | | 2.3 | — | | 15 | 18.5 |
| COM | | | | | | | | | | | | | | | | | | | | |
| AIM | | | 14 | | | | | | | — | — | — | — | — | 35/38 | | — | — | | |
| IS | | | | | | | | | | 3.6 | 15 | 36 | 8 | 8 | 36 | | .3 | 1.3 | | 108.2 |
| COM | | | | | | | | | | | | | | | | | | | | |

72-DBPOU.SHP
* RING GIS acres

IAPE NOS.
480 West Pou : (- 438B only)
481 East Pou : (ppn for 3 claims)

72-DBPOD.SHP

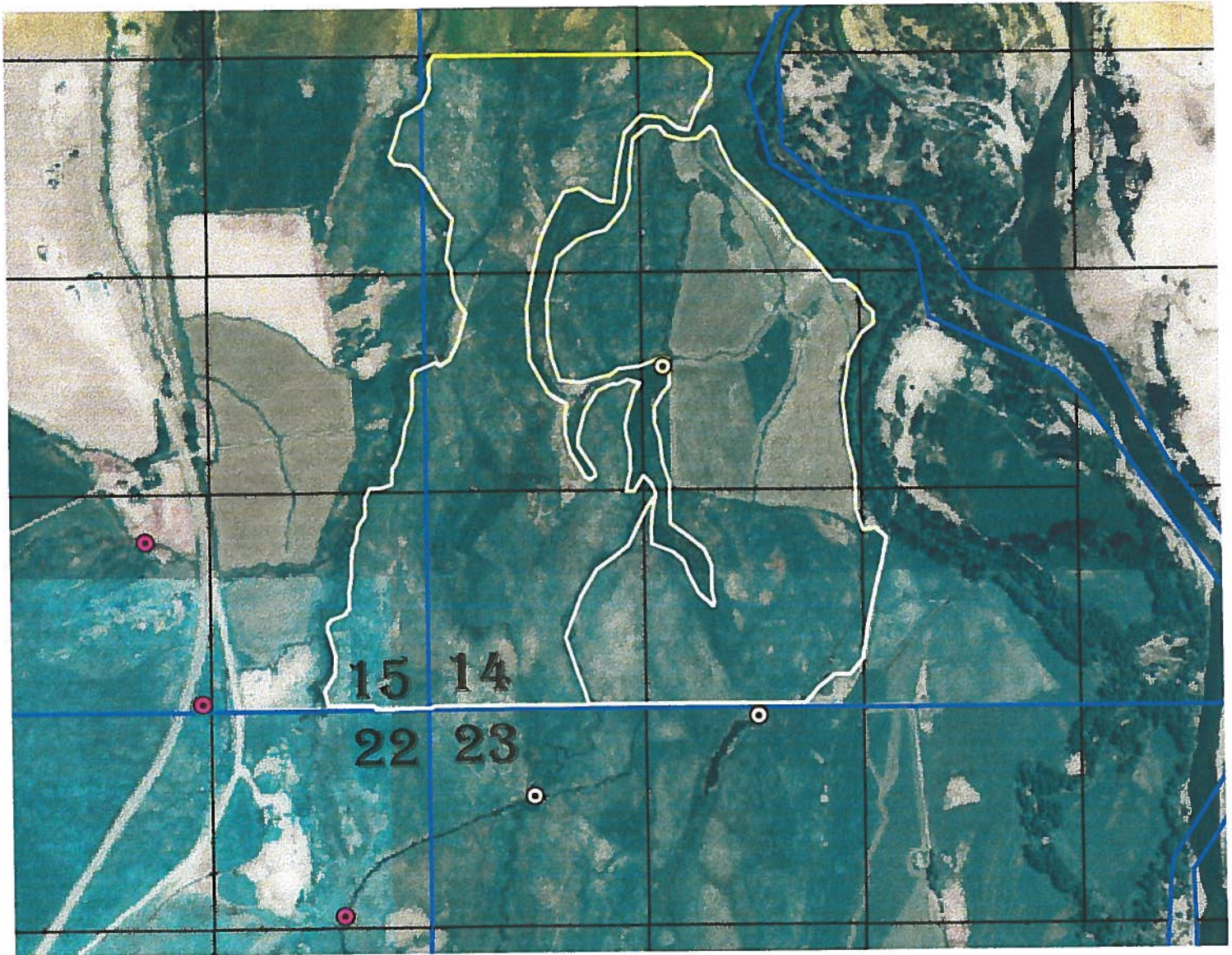
| DS. | DESCRIPTION |
|-----|----------------------------------|
| 327 | S. 23 - NWNWNW - 4138B - 4167A |
| 326 | S. 23 - NENENW - 4138B , - 4138A |
| | S. 22 - SE NENE - 4167A |
| 328 | S. 14 - NWNESW - 4138B |

BF TABLES UPDATED

72-DBPOU.DBF
72-DBPOD.DBF
LEG LAYOUT
72-04138B.jpg

IDAHO DEPARTMENT OF WATER RESOURCES

72-04138B



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 & 15



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

DATE: DEC. 7, 1998

Combined limits Review:

12/7/98
Su

A72-04138 B
- 04138 A
- 04167 A

} when combined
pou area not to
Exceed 216.4

Sources: waste water and springs
(or unnamed stream)

All rights overlap in the East parcel
only 4138 B is on the West parcel

Flow rates allowed as claimed even w/o
measurements:

- 1) Source of Waste Water is unnotable
- 2) Soil data supports need of $> 0.02 \text{ cfs}$
- 3) Source is waste water.

Q:

- 4138 B 6.0 cfs
- 4138 A .76 cfs
- 4167 A 1.14

7.90 cfs

/ 216.4 Ac

= .0365 cfs/Ac.

limited by soil type to:

$11.72 \text{ cfs} / 216.4 = 0.054 \text{ cfs/Ac}$

(No combined
Q limit)

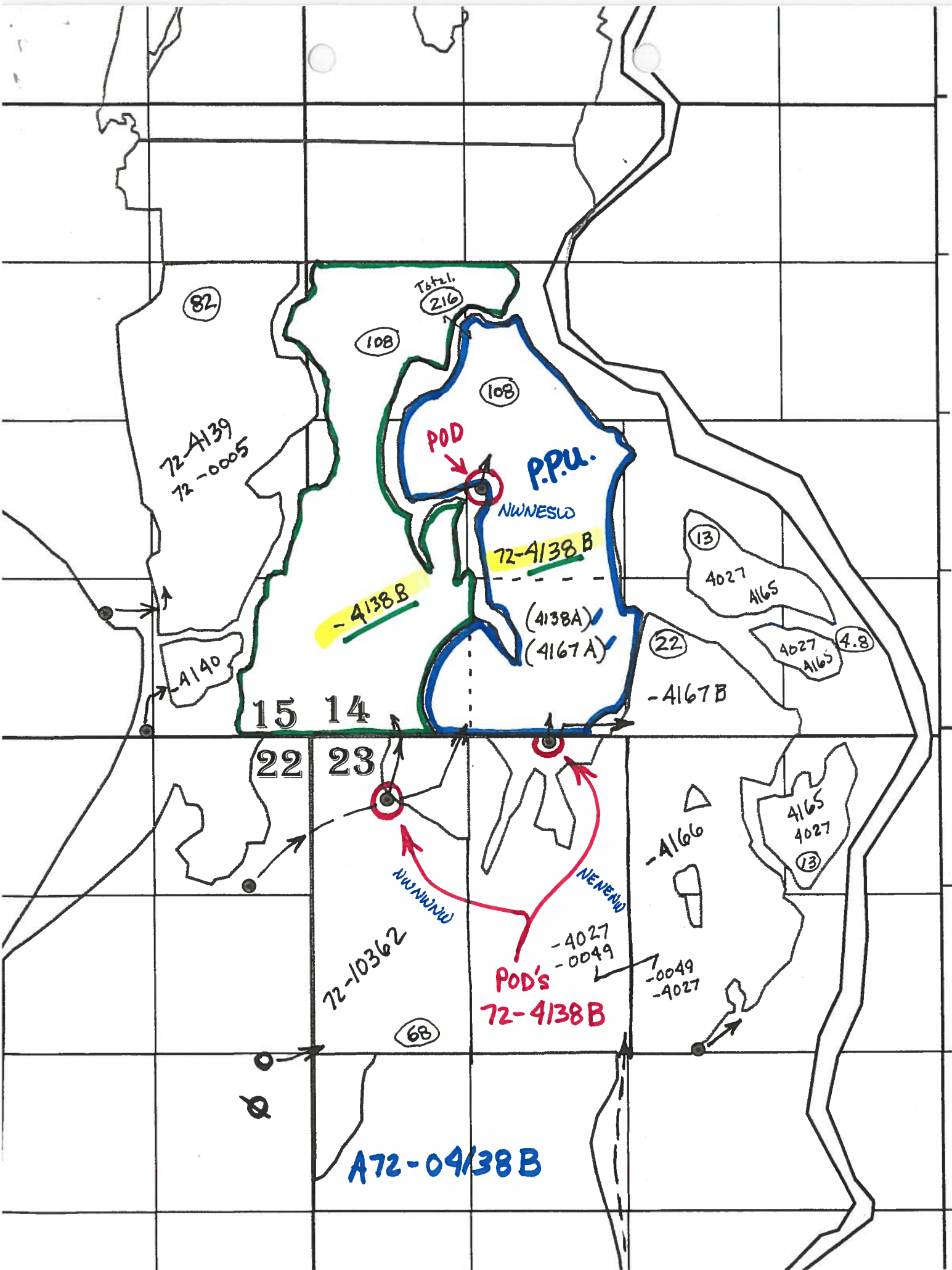
HONEY CLAIM REVIEW

12/4/98
see

| ^D
(160 Ac) | CLAIM | cts | POU | SOURCE |
|--------------------------|--------|-----|--------|----------------------------|
| | -0005 | 1.6 | 285 | SPRINGS / CHALLIS CREEK |
| | REC. | 1.6 | 82 Ac. | SPR. / Phillips |
| | -4139 | 2.4 | 285 | WW SPRINGS / CHALLIS CREEK |
| | REC. | 2.4 | 82 Ac. | WW / Phillips |
| <hr/> | | | | |
| | -10362 | 1.5 | 65 Ac | unnamed SPR. / Phill |
| | -4140 | 0.7 | 6 Ac | WW Spring / CHALLIS CR. |

| | | | | |
|--|------------------|---------|------------------|-----------------------|
| (SW) {
Limit
Combined
POU
167.3
Ac. | -00049 | .49 | 110 Ac | TEANAWAT SL. / S.R. |
| | Rec'd: | .49 cfs | → 110 Ac | |
| | -4027 | 5.68 | 142 Ac | unnamed SPR. / S.R. |
| | | | → 142 | Ti Slough |
| | -4166 | 1.0 | 30 Ac | unnamed SPRING / S.R. |
| | ~~-4167~~ | | → 30 (App 67 Ac) | |
| <hr/> | | | | |
| | -4165 | 1.0 | 36 Ac | unnamed SPR. / S.R. |
| | | | → 30.5 Ac | |

| | | | | |
|----------------------------|------------|-------|----------|----------------------------------|
| (SW) {
Combined
used | -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 |



Decree
-005

MAHONEY
REVIEW

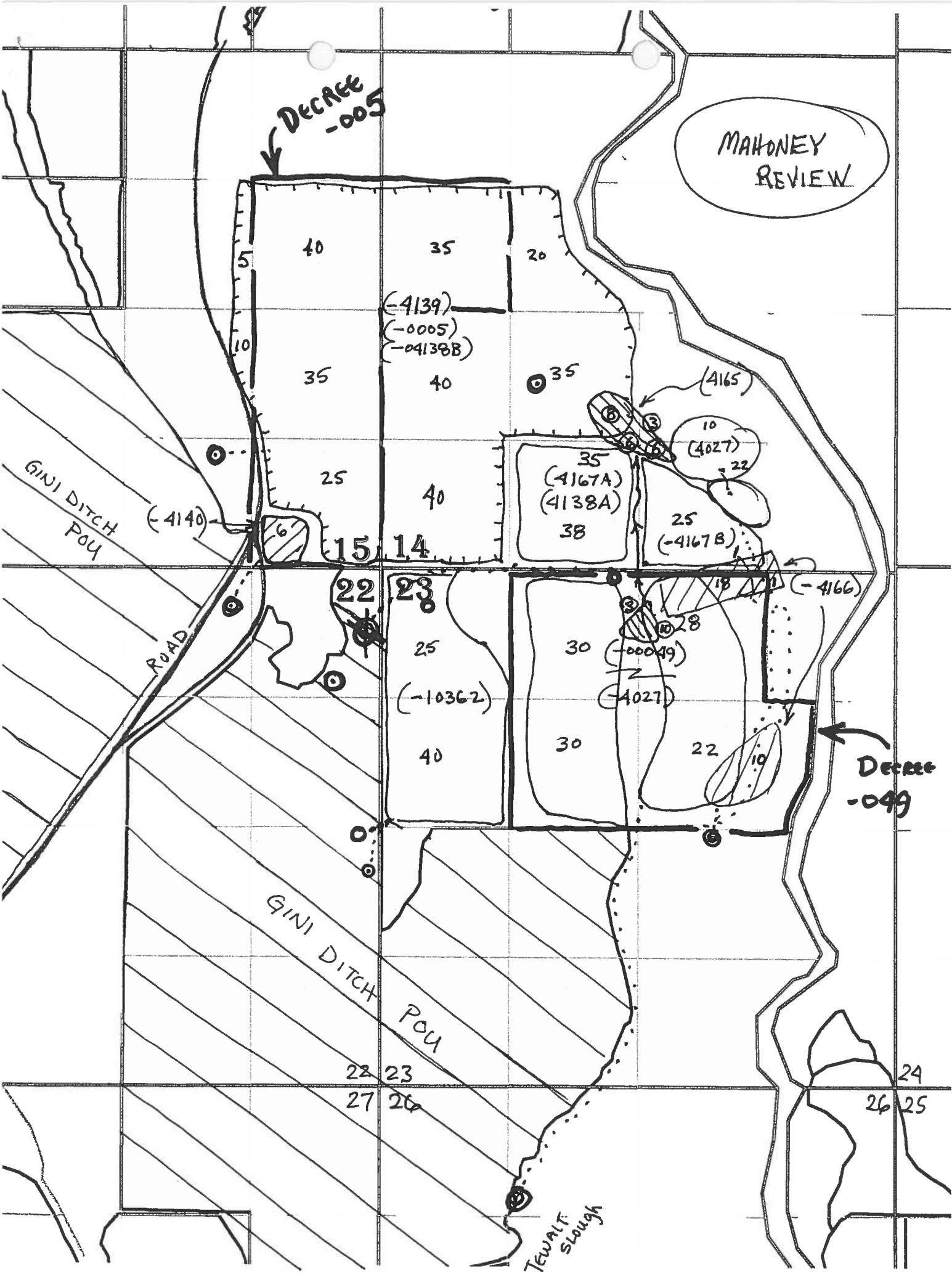
GINI DITCH
POU

ROAD

GINI DITCH
POU

TEWALT
SLAUGH

Decree
-049



SOIL REVIEW

(MADONEY CLAIMS)

12/4/98
SC

Lj1

Soil info
not AVAILABLE
EST.
0.07

Rd1

4027
A165

4027
A165

4.8

0.15

Rd1

A165
4027

65

Wvl

0.07

-A166

13

-4047
-0049

-0049
-4027

13

62

44

72-10362 Tc1

0.06

68

15

14

22

23

6

19

57

16

42

72-A139
72-0005

D+2 .04

Ts1 .08

39

82

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

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108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

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108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

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72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

108

72-A138 B

(4138A)

(4167A)

-4167 B

22

17

16

D+2 .04

Tc1

108

79

REEVALUATION OF IRRIGATION RATES BASED UPON 1997 REVISED HUBBLE ANALYSIS PROCEDURES

CLAIM NUMBERS

A72-04138B

DATE: 12/4, 1998

(in part) A72-04138A & A72-04167A

REVIEWED BY sa

CHALLIS AREA SOIL REVIEW

| SOIL TYPE | BORDER CFS/AC | | FURROW CFS/AC | | OPTIMUM ROTATION | | SOIL TYPE | BORDER CFS/AC | | FURROW CFS/AC | | OPTIMUM ROTATION | |
|-----------|---------------|------|---------------|------|------------------|---------|-----------|---------------|------|---------------|------|------------------|---------|
| | PAST | ALFA | PAST | ALFA | PASTURE | ALFALFA | | PAST | ALFA | PAST | ALFA | PASTURE | ALFALFA |
| ATC | .15 | .13 | | | 6.49 | 7.62 | PD2 | .11 | .12 | | | 5.15 | 4.74 |
| BB1 | .09 | .09 | | | 6.09 | 6.17 | Q | .26 | .21 | | | 13.2 | 10.4 |
| BC1 | .16 | .17 | | | 5.82 | 5.46 | RD1 | .14 | .15 | | | 4.89 | 4.57 |
| BK1 | .07 | .06 | | | 10.62 | 11.86 | RE2 | .29 | .21 | | | 3.15 | 4.74 |
| BT1 | .18 | .16 | | | 3.99 | 4.19 | | | | | | | |
| BT2 | .41 | .32 | | | 2.34 | 2.87 | RP1 | .19 | .21 | | | 4.89 | 4.57 |
| CB1 | .06 | .06 | | | 11.55 | 13.47 | SH1 | .06 | .05 | | | 9.37 | 12.10 |
| CHA | .21 | .21 | | | 4.52 | 4.76 | SOC | .08 | .07 | | | 7.38 | 8.08 |
| CP1 | .36 | .36 | | | 2.61 | 2.78 | SSA | .15 | .14 | | | 4.79 | 5.01 |
| DAF | .18 | .15 | | | 5.33 | 7.27 | | | | | | | |
| DB1 | .13 | .11 | | | 5.66 | 6.65 | SXF | .12 | .11 | | | 6.14 | 6.80 |
| DBB | .13 | .11 | | | 5.71 | 6.69 | TC1 | .06 | .06 | | | 9.82 | 9.55 |
| DBC | .13 | .11 | | | 5.71 | 6.69 | TD1 | .04 | .03 | | | 12.46 | 16.50 |
| DMF | .18 | .21 | | | 5.12 | 4.72 | TS1 | .08 | .08 | | | 9.82 | 9.55 |
| DRF | .18 | .19 | | | 9.08 | 9.68 | WB2 | .13 | .13 | | | 5.37 | 5.43 |
| DT2 | .05 | .04 | | | 12.46 | 16.50 | WAA | .19 | .16 | | | 3.81 | 4.23 |
| DWA | .14 | .14 | | | 4.79 | 5.01 | WBB | .17 | .14 | | | 3.36 | 3.84 |
| G01 | .10 | .12 | | | 12.47 | 10.51 | WC1 | .07 | .06 | | | 11.24 | 13.45 |
| KEG | .08 | .07 | | | 8.73 | 10.06 | WPT | .19 | .15 | | | 3.16 | 3.69 |
| MBF | .15 | .12 | | | 7.65 | 5.81 | WV1 | .07 | .06 | | | 11.24 | 13.45 |
| MUG | .15 | .14 | | | 4.54 | 4.98 | XHS | | | | | | |
| NDL | .13 | .12 | | | 5.30 | 6.06 | YN1 | .18 | .14 | | | 5.38 | 6.92 |

Lj1: soil info not available, estimate 0.07 cfs/ac based on review of surrounding soils.

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 |
|-----------|----------------------------|---------------------------|-------------------------------|-------------------------|------------------------|
| DT2 | / | / | * 16 | * .04 | = 0.64 CFS |
| Lj1 | / | / | * 79 | * .07 | = 5.53 CFS |
| Tc1 | / | / | * 64 = (48+16) | * .06 | = 3.84 CFS |
| Td1 | / | / | * 57 | * .03 | = 1.71 CFS |

11.72 cfs

TOTAL ACRES 216

DECREED RATE =

CLAIMED DIVERSION RATE = 1.14 + .76 + 6.0 = 7.9 cfs

MEASURED DIVERSION RATE =

Tc1 29 ac * .06 = 1.74 cfs
Lj1 79 ac * .07 = 5.53 cfs
108

As Combined 'A' parts:
P.P.U.

72-00005



R 5-9

5/6/93

Main Division point (sec 23 SE NW)
Slough Flow divides to 3 stream - 2 shown above
View East

S. 23
NW NW

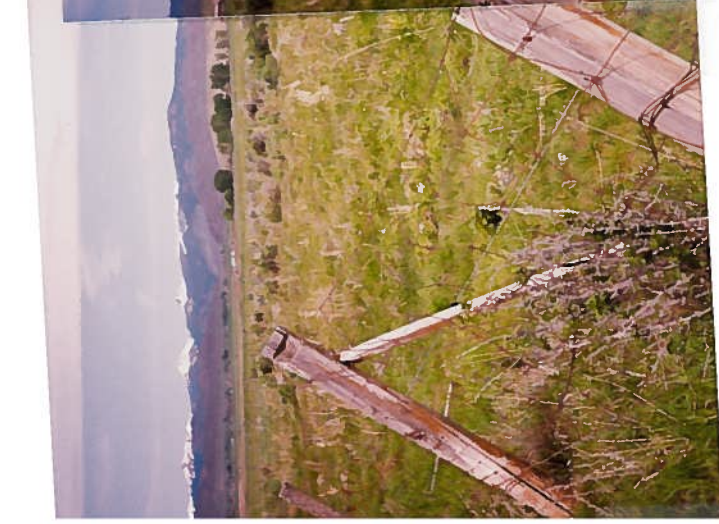


A72-04138 B

R 5-10

5/6/93

As above showing head end of 3rd stream
View NE



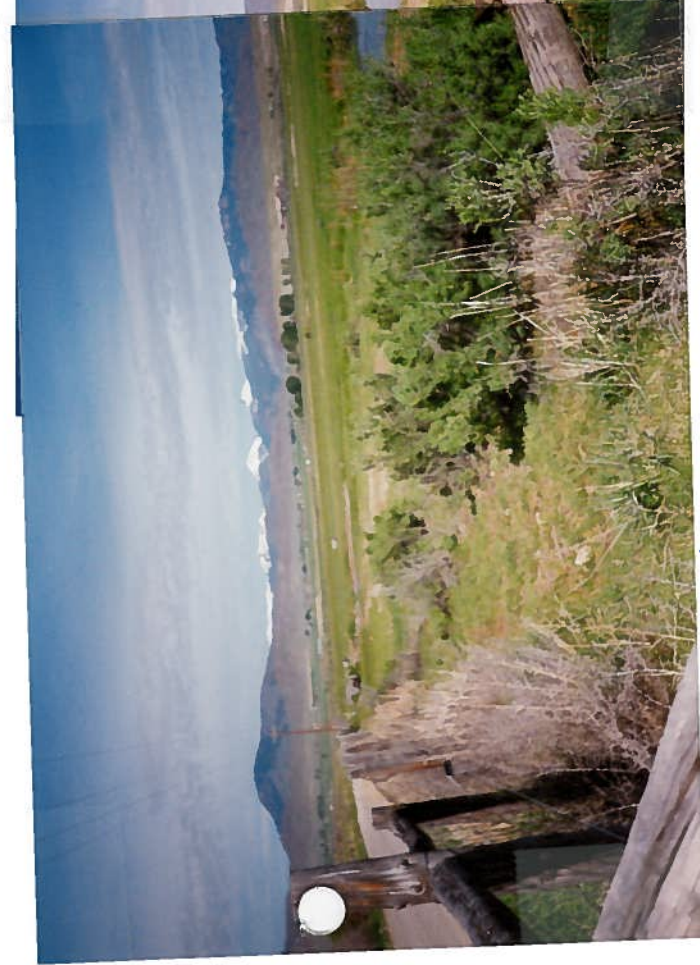
View
North

Mattonney

Photo: R72-8
by SCC

A72-0049
A72-04138B

2-575-2



View West
↙

5-27-93

Photo: R12-7
myseu



MATHONEY
A72-0049
A72-04138 B



View North
↗

| NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|----------------|-----|---------|-----|----|----|----|------|----|----|------|----|----|----|----|----|------|----|----|------|-------|--------------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| Decree 72-0005 | | 14N 19E | 14 | | | | | | | ✓ 35 | | | | | | | | | | | |
| | | | 15 | | | | ✓ 40 | | | | | | | | | ✓ 35 | | | ✓ 25 | | 80 ac
135 |
| | | | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | |

| NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|----------------|-----|---------|-----|----|----|------|----|----|----|-------|----|----------|----|----|----|-------|----|----|----|-------|-------------------------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| Decree 72-0005 | | 14N 19E | 14 | | | | | | | 35 20 | | 35 40 40 | | | | | | | | 170 | |
| 5/1/1879 | | | 15 | | | 5 40 | | | | | | | | | | 35 10 | 25 | 25 | | 115 | |
| | | | | | | | | | | | | | | | | | | | | | 80 on decree
1.6 cfs |
| | | | | | | | | | | | | | | | | | | | | | 285 |

| NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---------------------------|-----|---------|-----|----|----|------|----|----|----|-------|----|----------|----|----|----|-------|----|----|----|-------|-------------------------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| 72-04138B | | 14N 19E | 14 | | | | | | | 35 20 | | 35 40 40 | | | | | | | | 170 | |
| 4/1/1930 | | | 15 | | | 5 40 | | | | 35 20 | | 35 40 40 | | | | 35 10 | | 25 | | 115 | |
| Waste Water Springs | | | | | | | | | | | | | | | | 10 | | 25 | | 205 | on B/U claim
4.1 cfs |
| P/D 14N 19E Sec 23 NW 1/4 | | | | | | | | | | | | | | | | | | | | | 285 |

| NUMBER | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | TOTAL | SYSTEM TOTAL |
|---------------------|-----|---------|-----|----|----|------|----|----|----|-------|----|----------|----|----|----|-------|----|----|----|-------|----------------------------------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | | |
| 72-04138B | | 14N 19E | 14 | | | | | | | 35 20 | | 35 40 40 | | | | | | | | 170 | |
| 4/1/1937 | | | 15 | | | 5 40 | | | | | | | | | | 35 10 | | 25 | | 115 | |
| Waste Water Springs | | | | | | 5 15 | | | | | | | | | | 35 10 | | 15 | | 80 | on B/U claim
1.6 on B/U claim |
| P/D | | | | | | | | | | | | | | | | | | | | | 1.6 + 1.6 + 4.1 = Total 7.3 max |

14N 19E Sec 15
NESWSE

MICROFILMED

MAR 18 1993

285 x 0.02 = 5.7 cfs
recom

CLAIM NUMBER - A72-06138R

| | | | | | |
|---------------|---------------------|---------------|------------------------------|--------|----------------|
| Water Source: | WASTE WATER SPRINGS | Tributary to: | SALMON RIVER
SALMON RIVER | Stage: | BENEFICIAL USE |
|---------------|---------------------|---------------|------------------------------|--------|----------------|

Place of use Legal Description for: IRRIGATION

| | | NE | | | | NW | | | | SW | | | | SE | | | | |
|-----|--------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------------|-------|
| | | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | |
| T | R S | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | SUM |
| 14N | 19E 14 | | | | | | | | | | | | | | | | | 170.0 |
| 14N | 19E 15 | | | 05 | 40 | | | 35 | 20 | | | 35 | 40 | 40 | | | | 175.0 |
| | | | | | | | | | | | | | | | | | 285.0 | |
| | | | | | | | | | | | | | | | | | TOTAL ACRES | |

Other Rights: A72-04139, A72-00005

REMARKS: SOURCES FOR THIS RIGHT ARE COMMINGLED.
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: |

Field Inspection Flag:
Presumption Flag:

R PROOF



CVR

MAPS

PHOTOS

MISC

MICROFILMED

MAR 18 1993

Water Right Number - R72-041388

Prefix Translation: RESEARCH

Old (D) Number -

*** C - CURRENT OWNER ***

MAHONEY, JR.

DANIEL J.

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

State- FL Zip- 33480

*** O - ORIGINAL OWNER ***

CHIVERS

GLENIS M.

1 - HC 63 BOX 1771
2 -
3 -
City- CHALLIS
Phone - 208-879-4407

State- ID Zip- 83226

CHIVERS

GARTH T.

1 - HC63 BOX 1771
2 -
3 -
City- CHALLIS
Phone - 208-879-4407

State- ID Zip- 83226

Priority Date - 04/01/1930 Region - 17 SOUTHERN Stage - J - BENEFICIAL USE Status -

WASTE WATER SPRINGS

Tributary - SALMON RIVER
SALMON RIVER

| Twn | Rng | Sec | Tract | Lot | Rflg | County | Point of Diversion |
|-----|-----|-----|----------|-----|------|-------------|--------------------|
| 14N | 19E | 23 | NW NE NW | | | (37) CUSTER | |

| Code | Description | Period From | Period To | Water Use | Diversion Rate | Diversion Volume |
|-----------------|-------------|-------------|-----------|-----------|----------------|------------------|
| 01 - IRRIGATION | | 04/15 | 10/15 | | 5.240 | |

Total Div. Rate - 5.240 Total Div. Volume - Total Consumptive Use - 712.5 KW Usage -

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|-----|-----|-----|-------|-----|-------|---------------|-------------|-------------|--------|
| 14N | 19E | 14 | SW NW | | 35.0 | 01 IRRIGATION | (37) CUSTER | | |
| 14N | 19E | 14 | SE NW | | 20.0 | 01 IRRIGATION | (37) CUSTER | | |
| 14N | 19E | 14 | NE SW | | 35.0 | 01 IRRIGATION | (37) CUSTER | | |
| 14N | 19E | 14 | NW SW | | 40.0 | 01 IRRIGATION | (37) CUSTER | | |
| 14N | 19E | 14 | SW SW | | 40.0 | 01 IRRIGATION | (37) CUSTER | | |
| 14N | 19E | 15 | SW NE | | 5.0 | 01 IRRIGATION | (37) CUSTER | | |
| 14N | 19E | 15 | SE NE | | 40.0 | 01 IRRIGATION | (37) CUSTER | | |
| 14N | 19E | 15 | NE SE | | 35.0 | 01 IRRIGATION | (37) CUSTER | | |
| 14N | 19E | 15 | NW SE | | 10.0 | 01 IRRIGATION | (37) CUSTER | | |

MICROFILMED
MAR 18 1993

Water right number - R72-041388

Prefix Translation: RESEARCH

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|-------------|
| 14N | 19E | 15 | SE SE | | 25.0 | 01 | IRRIGATION | (37) CUSTER |

Total Acres: 285.0

- - - Diversion Means - HEADGATE, DITCHES

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - 72-04139 & 72-00005

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.05 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 2.05 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 2.05 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00005 & 72-04139. ~~2.05~~ 2.05 ACRES WITHIN THIS RIGHT IS LIMITED TO THE IRRIGATION OF 2.05 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE FOLLOWING RIGHT IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 72-04138A.

7204138 - - - Old Water Right Numbers - - -

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

- - - Decree Plaintiff - - - + - - - Decree Defendant - - - + - - - Decree Date - - - +
00/00/0000

- - - Comments - - -
Date: 01/12/1993 User Id: MORSTELL Subject: COPIED FROM REMARKS
SOURCES FOR THIS RIGHT ARE COMMINGLED.

- - - Audit Fields - - - +
01/12/93 MORSTELL

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

| Court Report Filing | Field Inspection Made | Civil Case Number |
|-----------------------------------|------------------------------------|-----------------------------|
| Objection Filed Date - 00/00/0000 | Field Inspection Flag - 00/00/0000 | Old Case Number - 39576 |
| Response Filed Date - 00/00/0000 | Verified Date - 00/00/0000 | Old Judicial District - |
| Claim Received Date - 11/30/1989 | Last Amended Date - 04/20/1992 | Temporary Right - P |
| | Receipt Number - M005279 | Water District - |
| | POU Ownership Flag - Y | Federal/State Indicator - S |
| | Name Connector - AND/OR | Presumption Flag - |
| | Notice of Error Flag - | |

MICROFILMED
MAR 18 1993