

1997 AUG -6 PM 1: 55

DISTRICT COURT-SRBA
TWIN FALLS CO. 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 SRBA

Case No. 39576

**NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS**

SUB CASE NO. 72-10353

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

Daniel J Mahoney Jr.
c/o James R Bennetts Esq
PO Box 36
Challis ID 83226

Phone: 879-4488

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

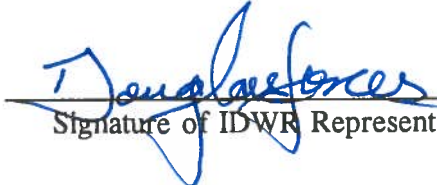
The Daniel J Mahoney Jr Lifetime Trust II
c/o John D Ward Esq
1200 New Hampshire Ave NW Ste 800
Washington DC 20036-6802

Phone: (202) 776-2546

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 7/15/97


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8-6, 1997, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Daniel J Mahoney Jr
c/o James R Bennetts Esq
PO Box 36
Challis ID 83226
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
The Daniel J Mahoney Jr Lifetime Trust
c/o John D Ward Esq
1200 New Hampshire Ave NW Ste 800
Washington DC 20036-6802
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: JUL-10-1997

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 72-10353

NAME & ADDRESS: THE DANIEL J MAHONEY JR LIFETIME TRUST I
C/O JOHN D WARD ESQ
1200 NEW HAMPSHIRE AVE NW
SUITE 800
WASHINGTON DC 20036-6802

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1926

POINT OF DIVERSION: T14N R19E S23 NWNE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CUSTER County
T14N R19E S23 NWNE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP14N19E230001A

1997 AUG -6 PM 4:03
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

COPY

1997 AUG -6 PM 1: 55

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	
_____	)	SUB CASE NO. 72-10353

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):
Name and Address of Claimant/Seller(s):
Daniel J Mahoney Jr.
c/o James R Bennetts Esq
PO Box 36
Challis ID 83226

Phone: 879-4488

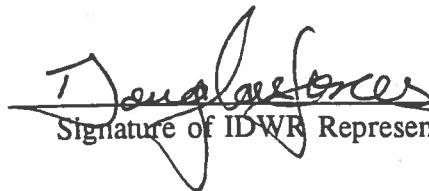
TO: Claimant/Purchaser(s):
Name and Address of Claimant/Purchaser(s):
The Daniel J Mahoney Jr Lifetime Trust II
c/o John D Ward Esq
1200 New Hampshire Ave NW Ste 800
Washington DC 20036-6802

Phone: (202) 776-2546

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

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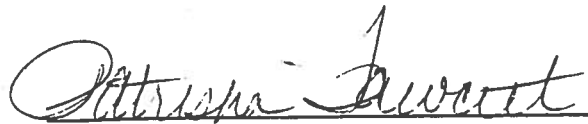
DATED: 7/15/97


Signature of IDWR Representative

CERTIFICATE OF MAILING

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1. Original to:
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253 Third Avenue North
PO Box 2707
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2. One Copy to:
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PO Box 36
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Claimant/Purchaser for Substitution of Party or attorney of record:
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Washington DC 20036-6802
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: JUL-10-1997
PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 72-10353

NAME & ADDRESS: THE DANIEL J MAHONEY JR LIFETIME TRUST I
C/O JOHN D WARD ESQ
1200 NEW HAMPSHIRE AVE NW
SUITE 800
WASHINGTON DC 20036-6802

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1926

POINT OF DIVERSION: T14N R19E S23 NWNE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CUSTER County
T14N R19E S23 NWNE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP14N19E230001A



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

August 6, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

THE DANIEL J MAHONEY JR LIFETIME TRUST II
C/O JOHN D WARD ESQ
1200 NEW HAMPSHIRE AVE NW STE 800
WASHINGTON DC 20036-6802

RE: SRBA Claim(s) 72-10353

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

cc: James R. Bennetts Esq.

Water Right Number - 72-10353

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

MAHONEY JR LIFETIME TRUST II

THE DANIEL J

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

State- DC Zip- 200366802

*** O - ORIGINAL OWNER ***

CHIVERS

THOMAS W

1 - PO BOX 528
2 -
3 -

City- CHALLIS
Phone - 208-879-2355

State- ID Zip- 83226

MAHONEY JR

DANIEL J

1 - C/O JAMES R BENNETTS ESQ
2 - PO BOX 36
3 -

City- CHALLIS
Phone - 208-879-4488

State- ID Zip- 83226

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +

01/01/1926

J - BENEFICIAL USE

+ - - - - Source - - - - + + - - - - Tributary - - - - - +

GROUNDWATER

+ - - - - - - - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot Rflg County Diversion Name

14N 19E 23 NW NE (37) CUSTER

+ - - - - - - - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC

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

0.040

01/01 12/31 0.040

0.0

+ - - - - - - - - - - Place of Use - - - - - +

Twn Rng Sec Tract Lot Acres Code Description County

14N 19E 23 NW NE 43 DOMESTIC (37) CUSTER

+ - - Diversion Means - 65' WELL WITH JET PUMP

+ - - Non-Irrigation Use - 1 HOME

+ - - Other Rights for Same Use - NONE

+ - - - - - - - - - - Remarks - - - - - +

Water right number - 72-10353

Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +
+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.
+ - - - - Conditions of Approval - - - - - +
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

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

+ - - Audit Fields - 07/07/93 SMITH 07/26/93 SMITH 03/30/95 POST-STD 01/14/97 DS1-PROD 04/14/97 TBACKLUN
04/30/97 ADT-DSHA 05/30/97 ADT-DSHA 05/30/97 CPDSHAFF 06/23/97 TBACKLUN 06/27/97 TFAWCETT

+ - - - - -Comments- - - - - +
Date: 07/26/1993 User Id: SMITH Subject: COPIED FROM REMARKS
PROPERTY IS IN PROCESS OF SALE TO DANIEL J. MAHONEY, 375 SOUTH

Date: 01/14/1997 User Id: DS1-PROD Subject: D&S 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".
ANY GEN REMARK CHANGED TO AN EXP REMARK.
Date: 04/14/1997 User Id: TBACKLUN Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE MADE WITH 1409(7) AND WARRANTY DEED.
Date: 06/23/1997 User Id: TBACKLUN Subject: NAME AND/OR ADDRESS CHANGE
CORRECTION MADE.
Date: 06/27/1997 User Id: TFAWCETT Subject: ADDRESS CORRECTION
ADDRESS CORRECTED

COUNTY ROAD, SUITE 201, PALM BEACH, FL. 33480
OWNERSHIP CHANGE 11/2/90 BY JG.

CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.

NAME CHANGE ONLY.

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +
Court Report Filing - 04/30/1997 Field Inspection Made - 00/00/0000 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Case Number -
Claim Received Date - 01/03/1990 Last Amended Date - 00/00/0000 Old Judicial District -
Proof Due Date - 00/00/0000 Proof Made Date - 00/00/0000 Temporary Right - P
Licensed Date - 00/00/0000 Receipt Number - S010820 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - Presumption Flag -
Name of Error Flag -

DATE: 06/23/97
PAGE: 1

DIVERSION RATE

0.04 CFS

0.04 CFS

0.04 CFS

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CUSTER COUNTY

CUSTER COUNTY

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Objection Filed Date:

Field Inspection Flag:



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
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) _____ 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: AOB

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)
County of Custer) ss.

On this 15th day of August, 1996, before me, a Notary Public, personally 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 instrument was filed for record at the request of Jane Bennett at 17 minutes past 1 o'clock P.M., this 17th day of Sept., 1996, in my office, and duly recorded in Book _____ of Deeds at page _____.

Ethel M. Peck
Ex-Officio Recorder
BY Wendy Murphy Deputy

Fee: \$ 21.00
Mail to:

EXHIBIT "A"

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Commencing at Corner No. 11 of said HES No. 422, run thence South 20°52' East along the Easterly boundary of HES No. 422 a distance of 1620.08 feet; thence South 84°57' West 670.73 feet to the Point of Beginning and the Northeasterly corner of the tract of land herein described; thence South 20°52' East 405.02 feet; thence South 84°75' West 670.73 feet; thence North 20°52' West 405.02 feet; thence North 84°57' East 670.73 feet to the Point of Beginning, containing 6.0 acres, more or less.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

FEB-14-1997
0030

RIGHT NUMBER: 72-10353

NAME AND ADDRESS: DANIEL J MAHONEY JR
C/O JAMES R BENNETTS ESQ
PO BOX 36
CHALLIS ID 83226

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1926

POINT OF DIVERSION: T14N R19E S23 NWNE Within CUSTER County

PURPOSE AND PERIOD OF USE: DOMESTIC 1 HOME
PERIOD OF USE 01-01 12-31
QUANTITY D.D4 CFS

PLACE OF USE: DOMESTIC T14N R19E S23 NWNE Within CUSTER County

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP14N19E230001A

OWNER
CODE

C

NAME & ADDRESS

DANIEL J MAHONEY JR
C/O JAMES R BENNETTS ESQ
PO BOX 36
CHALLIS ID 83226
(208) 879-4488

PRIORITY
DATE

01/01/1926

DOMESTIC

WATER USE

DOMESTIC

USE PERIOD
FROM TO

01-01 12-31

DIVERSION
RATE

0.04 CFS

DIVERSION
VOLUME

0.04 CFS

TOTAL DIVERSION:

0.04 CFS

Water Source: GROUNDWATER

Tributary to:

T14N R19E S23

NWNE

Point(s) of Diversion:

Stage: BENEFICIAL USE

CUSTER County

Place of use Legal Description for: DOMESTIC

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Comments: Date: 01/14/1997 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO AN EXP REMARK.

Audit: 07/07/93 SMITH 07/26/93 SMITH 03/30/95 POST-STD 01/14/97 DS1-PROD

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: A72-10353
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: JAN 01, 1926

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
65' WELL WITH JET PUMP

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 14N | 19E | 23 | NW | NE | | DOMEST | |

11. Place of use in counties: CUSTER

A72-10353

Page 1

Date: 11/02/90

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MAR 19 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

PROPERTY IS IN PROCESS OF SALE TO DANIEL J. MAHONEY, 375 SOUTH
COUNTY ROAD, SUITE 201, PALM BEACH, FL. 33480

OWNERSHIP CHANGE 11/2/90 BY JG.

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)
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: A72-10353
Date Received: 1/03/1990
Receipt No: S010820
Received By: RL-74

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THOMAS W. CHIVERS 208-879-2355
Address: P.O. BOX 528
CHALLIS, ID 83226

2. Date of Priority: JAN 01, 1926

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
65' WELL WITH JET PUMP

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040 | | |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 14N | 19E | 23 | NW | NE | | DOMEST | |

11. Place of use in counties: CUSTER

A72-10353

Page 1

Date: 01/03/90

MICROFILMED
MAR 19 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:
PROPERTY IS IN PROCESS OF SALE TO DANIEL J. MAHONEY, 375 SOUTH
COUNTY ROAD, SUITE 201, PALM BEACH, FL. 33480

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)
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

Identification No. A72-10353Date Received 12-26-89Receipt Number 5010820

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

RECEIVED

DEC 26 1989

Department of Water Resource
Southern Region Office

Filing Fee \$25

Please type or print clearly

- Name of Claimant (s) THOMAS W. CHIVERS Phone (208) 879-2355
Mailing Address P. O. Box 528, Challis, Idaho Zip 83226
- Date of Priority (Only one per claim) 01/01/1926 Month/Day/Year
- Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source
- Location of point of diversion is: Township 14 N. Range 19 E.
Section 23 , 1/4 of NW 1/4 of NE 1/4, Govt. Lot _____, BM.,
County of Custer
Additional points of diversion if any: _____
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Sixty-five foot well; standard jet pump.
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Domestic purposes from 01/01 ^{Month/Day} to 12/31 ^{Month/Day} amount 0.04 ^(cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____
- Total quantity claimed 0.04 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) One household and yard.

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MAR 19 1993

10. Place of use is: Township: 14 N. Range 19 E.

Section 23, NW 1/4 of NE 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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.

(X) None or _____

14. Remarks: Property is under process of sale to DANIEL J. MAHONEY, JR., whose address is:

375 South County Road, Suite 201, Palm Beach, FL 33480.

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 12-20-89

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Custer) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 20th day of December 1989

SEAL

Notary Public James W. Bennett

Residing at Challis Idaho

My Commission Expires 1-13-93

Last Name CHIVERS Ident No. _____

Copies: White-State, Yellow-Claimant

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MAR 19 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Jan. 4, 1990

THOMAS W CHIVERS
P O BOX 528
CHALLIS ID 83226

Re: A72-00049
A72-04027
A72-04165
A72-04166
A72-04167B
A72-10353
A72-10362

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 19 1993

