

## IDAHO DEPARTMENT OF WATER RESOURCES

4/2/2024

## Proof Report

Water Right 72-17035

| <u>Owner Type</u> | <u>Name and Address</u>                                                                |
|-------------------|----------------------------------------------------------------------------------------|
| Current Owner     | MAHLBERG FAMILY TRUST<br>555 N NIGHTINGALE PL<br>STAR, ID 83669-5834<br>(775) 340-2047 |

***SUPERSEDED - SEE  
CORRECTED VERSION***

|                |                                                                                  |
|----------------|----------------------------------------------------------------------------------|
| Previous Owner | KATHRYN S HERRICK<br>C/O TRACEY KEHNE 2209 S<br>CROSSCREEK LN<br>BOISE, ID 83706 |
|----------------|----------------------------------------------------------------------------------|

|                |                                                                                 |
|----------------|---------------------------------------------------------------------------------|
| Previous Owner | GERALD D HERRICK<br>C/O TRACEY KEHNE 2209 S<br>CROSSCREEK LN<br>BOISE, ID 83706 |
|----------------|---------------------------------------------------------------------------------|

|                |                                                                             |
|----------------|-----------------------------------------------------------------------------|
| Original Owner | CESIRA COMINOTTI<br>GENERAL DELIVERY<br>CLAYTON, ID 83227<br>(208) 838-2304 |
|----------------|-----------------------------------------------------------------------------|

|                |                                                          |
|----------------|----------------------------------------------------------|
| Original Owner | FABIO COMINOTTI<br>GENERAL DELIVERY<br>CLAYTON, ID 83227 |
|----------------|----------------------------------------------------------|

|         |                                                                                    |
|---------|------------------------------------------------------------------------------------|
| Trustee | NORMAN W MAHLBERG<br>555 N NIGHTINGALE PL<br>STAR, ID 83669-5834<br>(775) 340-2047 |
|---------|------------------------------------------------------------------------------------|

|         |                                                                                  |
|---------|----------------------------------------------------------------------------------|
| Trustee | LYNN M MAHLBERG<br>555 N NIGHTINGALE PL<br>STAR, ID 83669-5834<br>(775) 340-2047 |
|---------|----------------------------------------------------------------------------------|

**Priority Date:** 8/24/1886

**Basis:** Decreed

**Status:** Active

**Source**  
SQUAW CREEK

**Tributary**  
SALMON RIVER

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**4/2/2024**

|                              |                               |                  |                              |                      |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
| IRRIGATION                   | 04/01                         | 10/31            | 0.110 CFS                    |                      |
|                              | <b><u>Total Diversion</u></b> |                  | 0.110 CFS                    |                      |

**Source and Point(s) of Diversion:**

|             |        |                                          |
|-------------|--------|------------------------------------------|
| SQUAW CREEK | SWNENE | Sec. 28, Twp 11N, Rge 17E, CUSTER County |
| SQUAW CREEK | NENWNE | Sec. 28, Twp 11N, Rge 17E, CUSTER County |

**Place Of Use:**

IRRIGATION within CUSTER County

|     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |           |           | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----------|-----------|--------|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW        | SE        |        |
| 11N | 17E | 28  |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 0.9<br>L7 | 1.6<br>L8 | 2.5    |

POU Total Acres: 2.5

**Conditions of Approval:**

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.32 CFS. COMBINED RIGHT NOS. 72-17033, 72-17034, 72-17035.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.6 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 72-17033, 72-17034, 72-17035.

**Comments:**

- |                                                  |       |          |             |
|--------------------------------------------------|-------|----------|-------------|
| 1                                                | KAasa | 3/4/2024 | Split Right |
| This right is the result of split from 72-16830. |       |          |             |
| 2                                                | KAasa | 3/4/2024 | POU         |
| Updated Shape                                    |       |          |             |

**Dates and Other Information:**

Decreed Date: 11/17/2000  
Civil Case Number: 39576  
Judicial District: FIFTH  
State or Federal: S  
Water District Number: 72D  
Mitigation Plan: False

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**Combined Use Limits:**

N/A

**SubCase:**

N/A

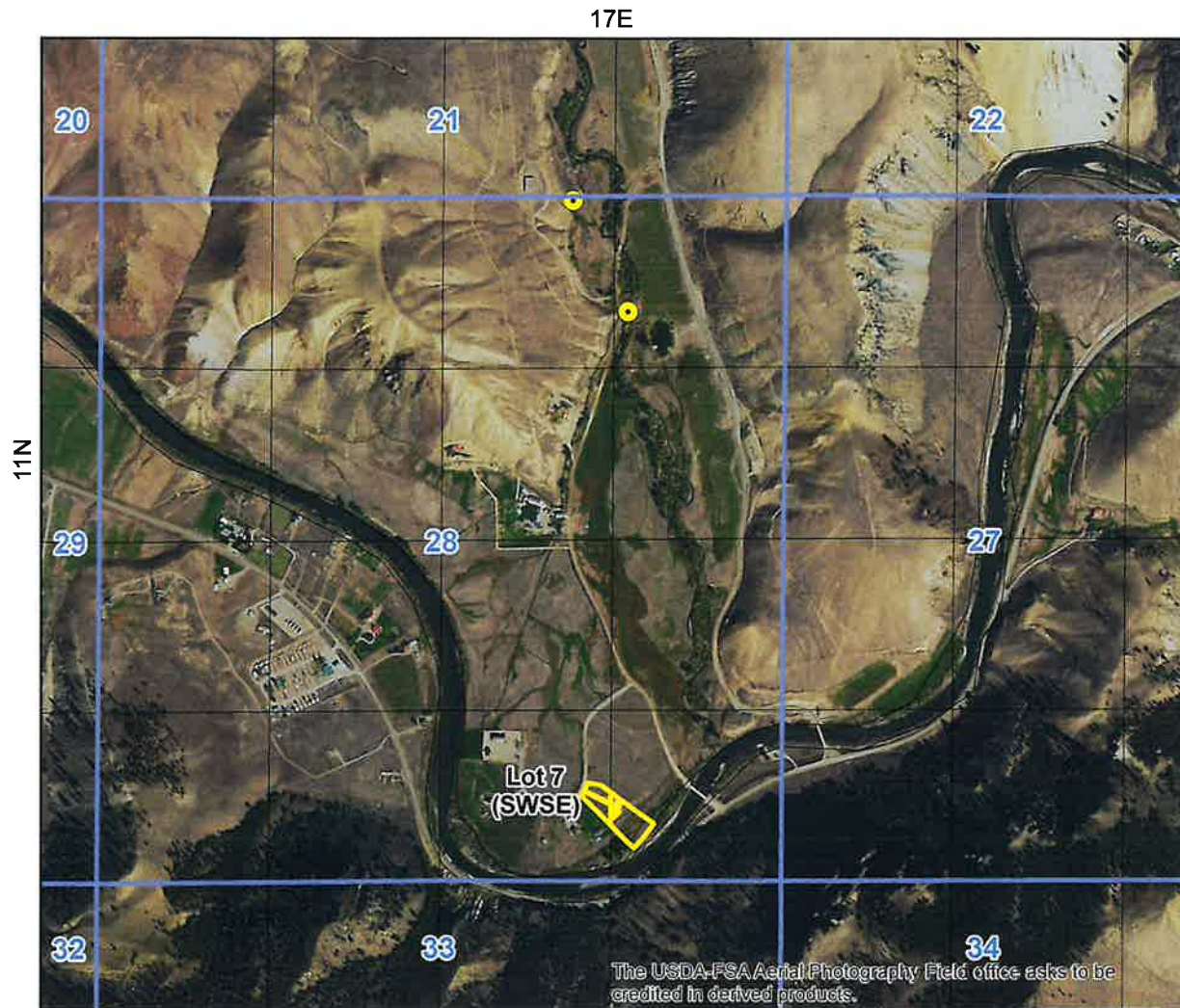
**Water Supply Bank:**

N/A

State of Idaho  
Department of Water Resources

# Water Right

72-17035



0 0.175 0.35 0.7 Miles

- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Point of Diversion
- State Outline

