

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A75-10899

Date Received

Receipt Number E 014633**RECEIVED NOTICE OF CLAIM
TO A
WATER RIGHT**

MAY 21 1990

Department of Water Resources
Eastern District OfficeACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use Is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) WAYNE YOUNG OR PAUL WE GARDNER (209) 865-2221Mailing Address RT 1 BOX 38 NORTH FORK, ID Zip 834662. Date of Priority (Only one per claim) 1954 Month/Day/Year3. Source of water supply (Check one) () Groundwater or Other () (a)
which is tributary to (b) Name or kind of source4. Location of point of diversion is: Township 25 N Range 21 EAST BOISE MEADOW
Section 1 1/4 of N.W. 1/4 of S.W. 1/4, Govt. Lot BM.
County of Additional points of diversion if any: 5. 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. Well 6" CASING 38 ft DEEP - Well 6" CASING 14 ft DEEP

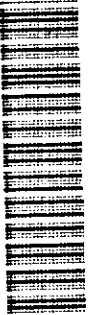
6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions)

For <u>DOMESTIC</u>	purposes from	Month/Day <u>1-1</u>	to	Month/Day <u>12-31</u>	amount	(cfs) <u>0.04</u>
			(Both dates are inclusive)			
For <u>DOMESTIC</u>	purposes from	Month/Day <u>1-1</u>	to	Month/Day <u>12-31</u>	amount	(cfs) <u>0.04</u>

7. Total quantity claimed (cfs)

8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership, Stockwater: Type and Number of livestock) 8 HOUSEHOLDS. CAFE-MOTEL

A7510899



MICROFILMED

APR 19 1994

10. Place of use is: Township: 25 N Range 21 EAST BOISE MERIDIAN
Section 1-2-11 1/4 of 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? LEMHI

12. Do you own the property listed above as place of use? Yes ☒ 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.
() None or NONE

14. Remarks: ALL RESIDENCES ARE OWNED BY ME

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 ☐ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Laurie M. Santee Date 4-23-90
Date

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

of LEMHI that I have signed the foregoing
document in the space below as LEMHI of LEMHI
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 LEMHI)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 23rd day of APRIL 19 90

SEAL

Notary Public Laurie M. Santee
LAURIE M. SANTEE
Residing at SALMON, ID

My Commission Expires 6-19-1995

Last Name Young Ident No.

Copies: White-State, Yellow-Claims **MICROFILMED**
APR 19 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 175

Date Received 3-7-90

Receipt Number

RECEIVED NOTICE OF CLAIM
TO A
WATER RIGHT

MAY 21 1990

Department of Water Resources
Eastern District OfficeACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes

Where Daily Use Is less than 13,000 gallons per day.

Department of Water Resources
Eastern District Office

MAY - 7 1990

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) WAYNE YOUNG OR PAULINE GARDNER Phone (208) 865-2222Mailing Address Box 38 NORTH FORK, ID Zip 834662. Date of Priority (Only one per claim) 1954 Month/Day/Year3. Source of water supply (Check one) () Groundwater or Other () (a)

Name or kind of source

which is tributary to (b)

4. Location of point of diversion is: Township 25 N Range 21 EAST BOISE MERIDIANSection 1 1/4 of N.W 1/4 of S.W 1/4, Gov. Lot BM.County of LEMHI

Additional points of diversion if any:

5. 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. WELL 6" CASING 38 FT DEEP - WELL 6" CASING 14 FT DEEP1 HP PUMP ON EACH WELL

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For <u>DOMESTIC</u> purposes from	Month/Day <u>1-1</u>	to	Month/Day <u>12-31</u>	amount	(cfs) <u>0.04</u>
	(Both dates are inclusive)				
For <u>DOMESTIC</u> purposes from	Month/Day <u>1-1</u>	to	Month/Day <u>12-31</u>	amount	(cfs) <u>0.04</u>

7. Total quantity claimed 0.08 (cfs)8. Total consumptive use claimed is de minimis9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 3 HOUSEHOLDS - CAFE - MOTEL

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APR 19 1994

10. Place of use is: Township: 25 N Range: 21 EAST BOISE MERIDIAN

Section 1/4 of 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? LEMMING

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

() None or NONE

14. Remarks: ALL RESIDENCES ARE OWED BY ME! WE USE LESS THAN 2500 gal PER DAY

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

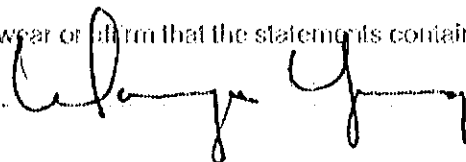
16. Signature (s)

(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 wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s)



Date 5-17-90

Date

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

of Organization that I have signed the foregoing document in the space below as of

Title

Organization

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

Signature of Authorized Agent

Date

Title and Organization

State of Idaho/or)

) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

County of)

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

SEAL

Notary Public

Residing at

My Commission Expires

Last Name

Ident No.

Copies: White-State, Yellow-Claimant

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APR 19 1994

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME YOUNG / GARDNERCLAIM IDENT. NO. A75-10899

DATE RECEIVED	CK #	AMOUNT \$	YES	NO	Required Info?
1. Is the name and address complete with zip code?					*
2. Is a priority date entered?					*
Is the priority date acceptable in view of mandatory filing dates?					
See Adjudication Memos #1 and #4 to determine if a Permit is required.					
3. (a) Is a source entered?					*
(b) Is a tributary to entered? (if required)		N/A			
4. Is the legal description of the p.d. sufficient?					*
5. Is there a description of the diverting works?					
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.					*
Is the period of use included?					
Is a quantity claimed for each use?					*
7. Is a total quantity claimed entered?					
8. If required is a consumptive use entered?		N/A			
Is the consumptive use correct?		N/A			
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.		N/A			*
10. Is (are) the place(s) of use and purpose(s) indicated?					*
11. Is (are) the county(ies) entered?					
12. Is the ownership of p.u. checked?					
13. Are other water rights listed or "none" indicated?					
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)		N/A			
15. Is the basis of the claim indicated?					
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)		N/A			
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.					*
18. Has the claim been signed, sealed, and dated by a notary?					*
19. Was this claim filed on time, or was an extension granted?					*
20. Is the fee enclosed correct?		Exempt			*
21. If this claim is based on an existing water right, has the identification number been entered?		N/A			
22. Should this claim be data entered?					

Claim checked by: JXDate: 1-14-91Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: _____

Claim data entered by: _____

Sent to claimant by: _____

Date: _____

Date: _____

Date: _____

Checked by: _____

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Date: APR 19 1994Comments: #2: code 12-31-1954; (code #10 like #4)Send DEV LTR. (attach Notarized Petition claim to our not Notarized)



State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

May 16, 1990

Wayne or Pauline Gardner
Rt. 1 Box 38
North Fork, Idaho 83466

RE: Lemhi County Adjudication claim

Dear Mr. and Mrs. Gardner:

The Idaho Department of Water Resources (IDWR) is returning your Notice(s) of Claim to a Water Right because of insufficient information and/or fees. Your check no. 1335 in the amount of \$25.00 is also enclosed. All items on the forms must be completed and fees submitted before the IDWR can process the notice(s).

Please correct the items identified below and return the notice(s) and filing fee(s) to the IDWR within 30 days of the date of this letter. If the corrected notice(s) are not returned within the 30 days, each notice will be subject to an additional late fee.

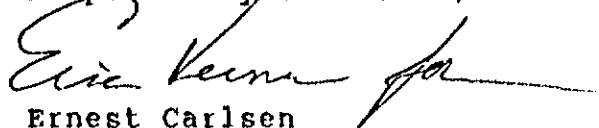
Item #9 indicates the Notice is for more than one residence. Though a Notice of Claim can be accepted for multiple residences, they must all be owned by the same party. To claim the residences listed in Item #9, you must state in Remarks, Item #14, that all of them are owned by you. Water rights for homes with different owners must be filed separately.

Regarding the commercial property. You may file this right as a domestic use on the short form so long as the daily use does not exceed 2500 gallons per day (GPD). If this is the case, please complete the separate form enclosed and state in the remarks section that the use does not exceed 2500 GPD. If your use at the commercial property exceeds 2500 GPD, please contact our office for assistance in filing this use.

The filing fees are \$25.00 for each notice submitted.

If you wish to make an appointment to discuss the corrections, please call the IDWR at (208) 525-7161.

Respectfully submitted,



Ernest Carlsen
Adjudication Supervisor

Enclosure

RECEIVED

MAY 21 1990

Department of Water Resources
Eastern District Office

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

MICROFILMED

APR 19 1991

APRIL 13 1993

WAYNE YOUNG
PAULINE GARDNER
RT 1 BOX 38
NORTHFORK ID 83466

RE: DOMESTIC ADJUDICATION NOTICE A75-10899

Dear Mr. Young:

Please find enclosed a computer generated copy of your Notice of Claim to a Water Right, A75-10899. In review of your original claim the following discrepancies were noted.

The date (month, day, and year) water was first used for the purpose(s) claimed was only partially completed in Item #2. Since the notice only listed a year, December 31, of that year was used to complete the priority date.

Item #3, Source of water supply, has been completed by indicating "Groundwater".

from In Item #6, the entries have been combined for Domestic use from January 1 to December 31, to 0.08cfs. In addition, this amount has been entered in Item #7 for completion.

Place of Use, Item #10, has been modified to reflect the same legal description as Item #4, Point of Diversion. They both read T25N, R21E, SEC 01 NWSW, Lemhi County.

Please review the Notice for accuracy. In a few cases, modifications were made by the Department for clarity. Should you determine certain items need to be changed, make the necessary changes on this form, sign it, having your signature notarized, and return it to this office by April 30, 1993. If there are no changes simply keep this Notice for your records.

The enclosed yellow copies are for your records.

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APR 19 1994

YOUNG, W.
PAGE 2

If you should have any questions regarding this matter please
feel free to contact me at (208) 525-7161.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudications Bureau

Enclosures: Notice of Claim A75-10899
Claimant Yellow Copies

MICROFILMED
APR 19 1994

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A75-10899**

Date Received: 4/13/1993

Receipt No: E014633

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYNE YOUNG 208-865-2222
Address: RT 1 BOX 38
NORTHFORK ID 83466

OR
Name: PAULINE GARDNER
Address: NORTHFORK ID 83466

2. Date of Priority: DEC 31, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
25N	21E	1		NW	SW		LEMHI

5. Description of diverting works:

1) 38' WELL, 6" CASING: 2) 14' WELL, 6" CASING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		

7. Total Quantity Appropriated is:

0.080 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC, 3 HOUSES, CAFE/MOTEL

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
25N	21E	1	NW	SW		DOMEST	

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
NONE

14. Remarks:

ALL RESIDENCES ARE OWNED BY CLAIMANT. CONSUMPTIVE USE IS LESS THAN AND LIMITED TO 2500 GPD.

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 _____

MICROFILMED

AJ0749NP
No. A75-10899

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

DATE: 12/01/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM PARK HC10 BOX 38 NORTHFORK ID 83466 (208) 845-2222	12/31/1954	DOMESTIC	01-01 12-31	0.08 CFS	
				TOTAL DIVERSION:	0.08 CFS	
C	PRISCILLA PARK HC10 BOX 38 NORTH FORK ID 83466 (208) 845-2222					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T25N R21E S01 NWSW

LEMHI County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
25N	21E	1	:					:					:					:					:
			:					:					:					:					:

POU County: LEMHI

Non-Irrigation Uses: 2 HOMES

Other Rights: NONE

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.

Remarks: EXP CAFE/MOTEL

Dates: Exam Made Date: Verified Date: 12/01/1998 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
 NOV 17 1998
 DEPARTMENT OF WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right or Adjudication Claim No(s): A 75- 10899
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Wayne Young
Salmon ID
4. New Owner/Claimant(s) Priscilla & William Park
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
 New Mailing Address HC 10 BOX 38
 City, State and ZIP Code North Fork ID. 83466
 New Telephone Number (208) 865 2222
5. Date you acquired the property 6/27/94
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) William B. Park.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

DEED OF TRUST

THIS DEED OF TRUST, Made this 27th day of JUNE, 1994, BETWEEN WILLIAM B. PARK AND PRISCILLA L. PARK, husband and wife, herein called GRANTOR, whose address is RT. 1, BOX 38, NORTH FORK, ID 83466, The American Land Title Co., Inc., herein called TRUSTEE, and WAYNE YOUNG AND BARBARA YOUNG, husband and wife, herein called BENEFICIARY, whose address is 705 UNION AVE., SALMON, ID 83467

WITNESSETH: That Grantor does hereby Irrevocably GRANT, BARGAIN, SELL AND CONVEY TO TRUSTEE IN TRUST, WITH POWER OF SALE, that property in the County of LEMHI, State of Idaho, described as follows, and containing not more than twenty acres:

SEE ATTACHED EXHIBIT "A"

TOGETHER WITH the rents, issues and profits thereof, SUBJECT, HOWEVER, to the right, power and authority hereinafter given to and conferred upon Beneficiary to collect and apply such rents, issues and profits,

For the Purpose of Securing payment of the indebtedness evidenced by a promissory note of a date herewith, executed by Grantor in the sum of EIGHTY THOUSAND AND NO/100 Dollars, (\$80,000.00),

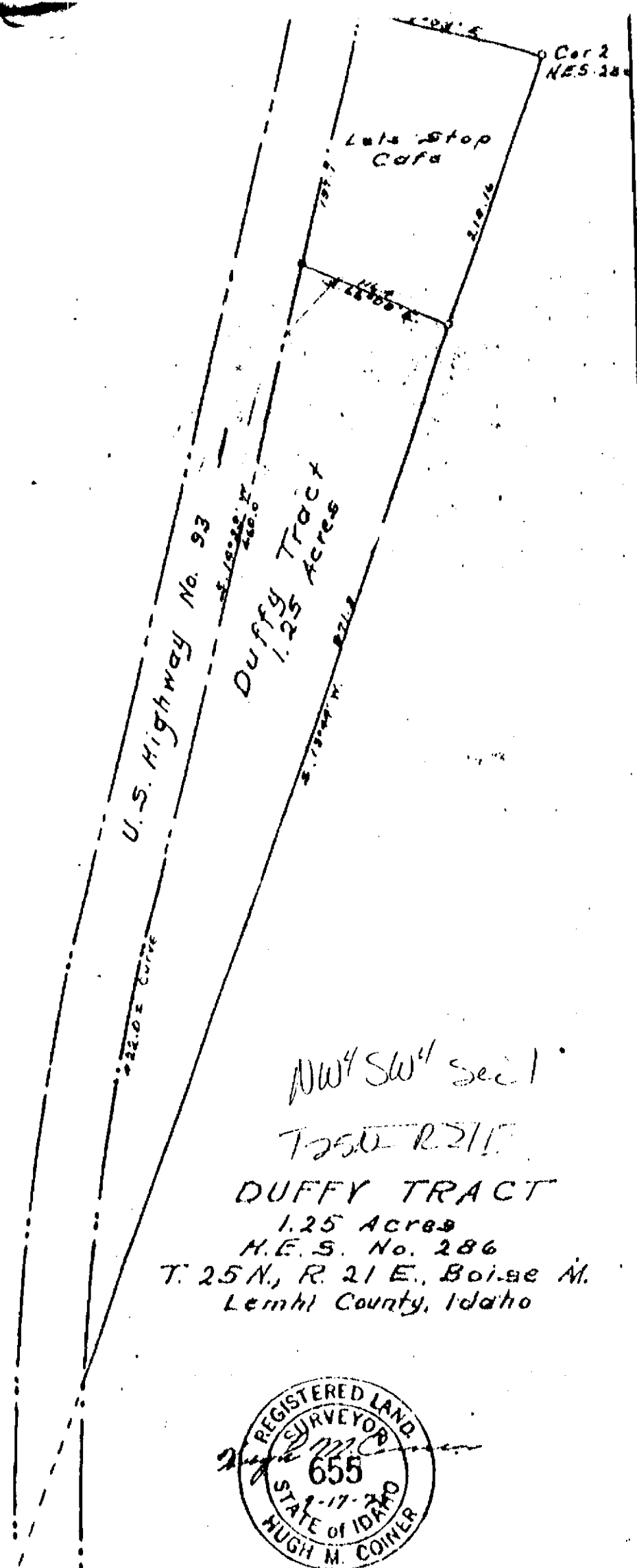
final payment due JUNE 27, 2014 and to secure payment of all such further sums as may hereafter be loaned or advanced by the Beneficiary herein to the Grantor herein, or any or either of them, while record owner of present interest, for any purpose, and of any notes, drafts or other instruments representing such further loans, advances or expenditures together with interest on all such sums at the rate therein provided. Provided, however, that the making of such further loans, advances or expenditures shall be optional with the Beneficiary, and provided, further, that it is the express intention of the parties to this Deed of Trust that it shall stand as continuing security until paid for all such advances together with interest thereon.

A. To protect the security of this Deed of Trust, Grantor agrees:

1. To keep said property in good condition and repair; not to remove or demolish any building thereon; to complete or restore promptly and in good and workmanlike manner any building which may be constructed, damaged or destroyed thereon and to pay when due all claims for labor performed and materials furnished therefor; to comply with all laws affecting said property or requiring any alterations or improvements to be made thereon; not to commit or permit waste thereof; not to commit, suffer or permit any act upon said property in violation of law; to cultivate, irrigate, fertilize, fumigate, prune and do all other acts which from the character or use of said property may be reasonably necessary, the specific enumerations herein not excluding the general.
2. To provide, maintain and deliver to Beneficiary fire insurance satisfactory to and with loss payable to Beneficiary. The amount collected under any fire or other insurance policy may be applied by Beneficiary upon any indebtedness secured hereby and in such order as Beneficiary may determine, or at option of Beneficiary the entire amount so collected or any part thereof may be released to Grantor. Such application or release shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.
3. To appear in and defend any action or proceeding purporting to affect the security hereof or the rights or powers of Beneficiary or Trustee; and to pay all costs and expenses, including cost of evidence of title and attorney's fees in a reasonable sum, in any such action or proceeding in which Beneficiary or Trustee may appear.
4. To pay: at least ten days before delinquency all taxes and assessments affecting said property, when due, all encumbrances, charges and liens, with interest, on said property or any part thereof, which appear to be prior or superior hereto; all costs, fees and expenses of this Trust. In addition to the payments due in accordance with the terms of the note hereby secured the Grantor shall at the option, and on demand of the Beneficiary, pay each month 1/12 of the estimated annual taxes, assessments, insurance premiums, maintenance and other charges upon the property, nevertheless in trust for Grantor's use and benefit and for the payment by Beneficiary of any such items when due. Grantor's failure so to pay shall constitute a default under this trust.
5. To pay immediately and without demand all sums expended by Beneficiary or Trustee pursuant to the provisions hereof, with interest from date of expenditure at the rate of interest specified in the above described promissory note.
6. Should Grantor fail to make any payment or to do any act as herein provided, then Beneficiary or Trustee, but without obligation so to do and without notice to or demand upon Grantor and without releasing Grantor from any obligation hereof, may: make or do the same in such manner and to such extent as either may deem necessary to protect the security hereof, Beneficiary or Trustee being authorized to enter upon said property for such purposes; appear in and defend any action or proceeding purporting to affect the security hereof or the rights or powers of Beneficiary or Trustee; pay, purchase, contest or compromise any encumbrance, charge or lien which in the judgment of either appears to be prior or superior hereto; and, in exercising any such powers, or in enforcing this Deed of Trust by judicial foreclosure, pay necessary expenses, employ counsel and pay his reasonable fees.

B. It is mutually agreed that:

1. Any award of damages in connection with any condemnation for public use of or injury to said property or any part thereof is hereby assigned and shall be paid to Beneficiary who may apply or release such moneys received by him in the same manner and with the same effect as above provided for disposition of proceeds of fire or other insurance.
2. By accepting payment of any sum secured hereby after its due date, Beneficiary does not waive his right either to require prompt payment when due of all other sums so secured or to declare default for failure so to pay.
3. At any time or from time to time, without liability therefor and without notice, upon written request of Beneficiary and presentation of this Deed and said note for endorsement and without affecting the personal liability of any person for payment of the indebtedness secured hereby, Trustee may: reconvey all or any part of said property; consent to the making of any map or plat thereof; join in granting any easement thereon; or join in any extension agreement or any agreement subordinating the lien or charge hereof.
4. Upon written request of Beneficiary stating that all sums secured hereby have been paid, and upon surrender of this Deed and said note to Trustee for cancellation and retention and upon payment of its fees, Trustee shall reconvey, without warranty, the property then held hereunder. The recitals in any reconveyance executed under this deed of trust of any matters or facts shall be conclusive proof of the truthfulness thereof. The grantee in such reconveyance may be described as "the person or persons legally entitled thereto."
5. As additional security, Grantor hereby gives to and confers upon Beneficiary the right, power and authority, during the continuance of these Trusts, to collect the rents, issues and profits of said property, reserving unto Grantor the right, prior to any default by Grantor in payment of any indebtedness secured hereby or in performance of any agreement hereunder, to collect and retain such rents, issues and profits as they become due and payable. Upon any such default, Beneficiary may at any time without notice, either in person, by agent, or by a receiver to be appointed by a court, and without regard to the adequacy of any security for the indebtedness hereby secured, enter upon and take possession of said property or any part thereof, in his own name sue for or otherwise collect such rents, issues and profits, including those past due and unpaid, and apply the same, less costs and expenses of operation and collection, including reasonable attorney's fees, upon any indebtedness secured hereby, and in such order as Beneficiary may determine. The entering upon and taking possession of said property, the collection of such rents, issues and profits and the application thereof as aforesaid, shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.
6. Upon default by Grantor in payment of any indebtedness secured hereby or in performance of any agreement hereunder, all sums secured hereby shall immediately become due and payable at the option of the Beneficiary. In the event of default, Beneficiary shall execute or cause the Trustee to execute a written notice of such default and of his election to cause to be sold the herein described property to satisfy the obligations hereof, and shall cause such notice to be recorded in the office of the recorder of each county wherein said real property or some part thereof is situated.



NW⁴ SW⁴ Sec 1
T. 25 N. R. 21 E.
DUFFY TRACT
1.25 Acres
H.E.S. No. 286
T. 25 N., R. 21 E., Boise M.
Lemhi County, Idaho



Scale: 1 in = 100 ft.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 21, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

WILLIAM B PARK
PRISCILLA L PARK
HC-10 BOX 38
NORTH FORK ID 83466

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 75-10899

Dear Claimant(s):

We have been advised you may be the new owner(s) of the property with the water right referenced above.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please return the form, documentation and proof of domestic use to me attention at this office no later than November 9, 1998.

Please call this office toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Judy Givens
Clerical Specialist
Adjudication Bureau

/jg

Encl: Form 42-248/42-1409(6)
Water Right Profile Report

AJ5856NP

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

DATE: FEB-12-1998

PAGE: A-148

RIGHT NUMBER: 75-10899

NAME & ADDRESS:

~~PAULINE GARDNER~~

~~NORTHFORK ID 83466~~

~~WAYNE YOUNG~~

~~RT 1 BOX 38~~

~~NORTHFORK ID 83466~~

*515 So ST CHARLIE S
NORTHFORK ID 83466*

*705 Union Ave
NORTHFORK ID 83467*

SOURCE:

GROUNDWATER

William B + Priscilla L. Park

QUANTITY:

0.08 CFS

HC-10 Box 38

PRIORITY DATE:

12/31/1954

North Fork ID 83466

POINT OF DIVERSION:

T25N R21E S01

NWSW

Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

DOMESTIC DOMESTIC, 3 HOUSES, CAFE/

PERIOD OF USE

01-01 12-31

QUANTITY

0.08 CFS

PLACE OF USE:

DOMESTIC

Within LEMHI County

T25N R21E S01

NWSW

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

ALL RESIDENCES ARE OWNED BY CLAIMANT. CONSUMPTIVE USE IS LESS
THAN AND LIMITED TO 2500 GPD.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP 25N 21E 013602 (2 homes)

RP 25N 21E 013605 (1 home)

Verified by *Robert E. L...* Date: *9/25/98*

Verification Source: *Lemhi Co. Assessor*