

Idaho Dept of Water Resources

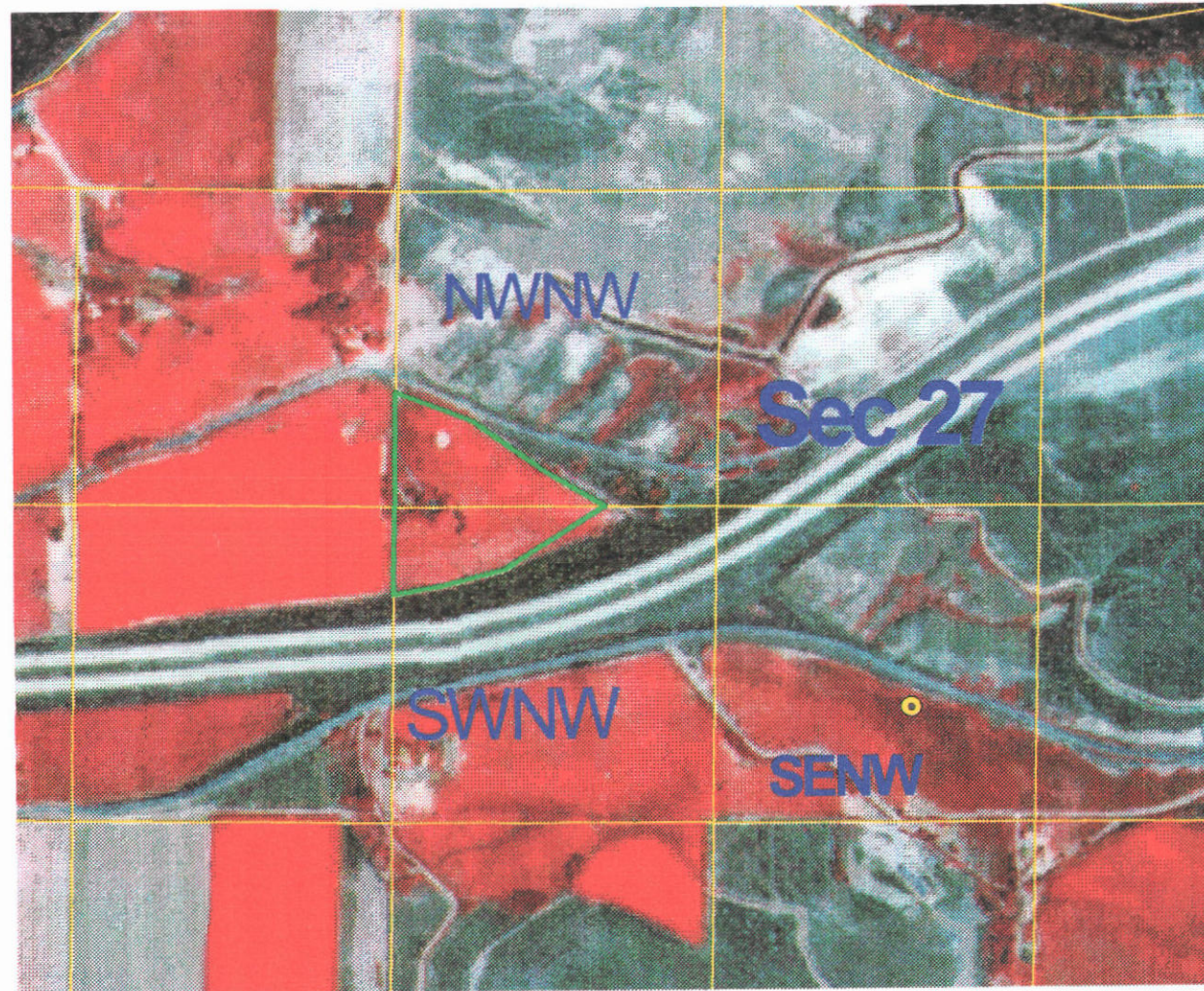
T5S, R11E, S 27
Claim No(s): 51-02076
Claimant(s): Silva
Prepared by : Sue Bock
Date: 08/28/1998

 Place of Use

 Point of Diversion

 1/4 1/4 lines

 Section Lines



1987 NAPP Photo



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: A51-02076
Date Received: 5/11/1993
Receipt No: WA/6232
Received By: JFU

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRED T. SILVA 208-366-2357
Address: PO. BOX 610
GLENN'S FERRY ID 83623

AND

Name: VIOLET A SILVA 208-366-2357
Address: PO BOX 610
GLENN'S FERRY ID 83623

2. Date of Priority: JUN 11, 1920

3. Source: UNNAMED STREAM Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	10E	27	SE	NW			OWYHEE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			0.200		
DOMESTIC			.02.		
Stock water.					

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED
JUL 07 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	10E	27	SW NW		IRR	10.0
Section Acres						10.0
Total Acres						10.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 14773

16. Signature(s)

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

Number of attachments: 3

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): Violet A. Silva Date: 5/11/93

Date: _____

MICROFILMED
JUL 07 1994

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 11 day
of May 19 93

Seal

Linda Werner
Notary Public

LINDA WERNER
Residing at RESIDING AT EAGLE, IDAHO
~~MY COMMISSION EXPIRES DEC. 8, 1994~~
My Commission Expires _____

MICROFILMED
JUL 17 1994

Silva

A51-2076

POOR ORIGINAL



WESTERN REGION

CLAIM NUMBERS 51-62074

AGENT SB DATE 7/1/98

TOTAL ACRES FROM RECOMMENDATION 10

GEOGRAPHIC INFO SYSTEM ACRES 10

READY FOR DECREE ____ (YES) SENT FOR DECREE ____ (YES)

in season 3/15-11/15

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	52	10E	27					51	4.9										
GIS																			
RECOM																			
GIS																			

POLYGON CREATED ON 80 ____

POLYGON # () () () () _____ UPDATED BY

ATTRIBUTES OF B51-POU.SHP (380) () () () ()

ATTRIBUTES OF B51-POD.SHP (306) () () () ()

B51-DBPOU.DBF SB UPDATED BY

B51-DBPOD.DBF SB UPDATED BY

added to B51

AJ0749NP
No. R51-02076

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

DATE: 08/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRED T. SILVA PO. BOX 610 GLENNS FERRY ID 83623 (208) 366-2357	06/11/1920	IRRIGATION STOCKWATER DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	0.20 CFS 0.02 CFS 0.04 CFS	
TOTAL DIVERSION:					0.20 CFS	

C VIOLET A SILVA
PO BOX 610
GLENNS FERRY ID 83623
(208) 366-2357

Water Source: UNNAMED STREAM

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion:

T05S R10E S27

SESENW

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	---
05S	10E	27	:					:			05	04	:					:					:	10.0
TOTAL ACRES																							10.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: OWYHEE

Conditions of Approval:

- N14 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N09 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- C14 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 51:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

AJ0749NP
No. R51-02076

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

DATE: 08/28/98
PAGE: 2

=====

Dates: Exam Made Date: Verified Date: 08/28/1998 Objection Filed Date:

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

Comments: Date: 07/01/1998 User-ID: SBOCK Subject: CLAIM
PREVIOUS COMMENT INDICATED THIS RIGHT WAS UNCLAIMED; HOWEVER,
A SIGNED CLAIM WAS FOUND ON THE SHELVES AND PROCESSED.

Date: 07/01/1998 User-ID: SBOCK Subject: COPIED FROM REMARKS
THIS RECORD WAS CREATED 5/11/93. A SIGNED CLAIM WAS NEVER
RECEIVED; THIS RIGHT REMAINS UNCLAIMED.

Date: 07/30/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 08/28/1998 User-ID: SBOCK Subject: POD
POD WAS CHANGED TO THE SESEW AS PER CLAIMANTS NOTICE OF ERROR
AND PHONE CONVERSATION WITH VIOLET SILVA ON 8/27/98.

Audit: 08/28/98 SBOCK

August 4, 1998

RECEIVED

AUG 27 1998

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR

REPLY

RECEIVED

AUG 25 1998

Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 4, 1998

Water right number: 51-02076

VIOLET A SILVA
PO BOX 610
GLENN'S FERRY ID 83623

Daytime Telephone Number: 208-366-2357
Evening Telephone Number: SAME

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Point of Diversion on map hook's whong

2. Describe the changes you wish to make in the proposed recommendation:

Need some one from water resource
Broad to come out & go look at it with
me.

3. Give a brief explanation as to why you disagree with these portions:

Just to get place of Diversion

☐ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 8/21/98 SIGNATURE: Violet Silva
Please print your name: Violet Silva

I don't know how important this is but it probably
should be right location.

August 4, 1998

RECEIVED

AUG 27 1998

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

RECEIVED

AUG 25 1998

Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 4, 1998

Water right number: 51-02076

FRED T. SILVA
PO. BOX 610
GLENN'S FERRY ID 83623

Daytime Telephone Number: 208-366-2357
Evening Telephone Number: Same

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Point of Diversion looks wrong

2. Describe the changes you wish to make in the proposed recommendation:

Needs some one from water resource Broad to come out & go look at it with me.

3. Give a brief explanation as to why you disagree with these portions:

Just to get place of Diversion

☐ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 8/21/98

SIGNATURE:

Fred T Silva

Please print your name:

FRED T. SILVA

AJ0749NP
No. R51-02076

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

DATE: 07/15/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRED T. SILVA PO. BOX 610 GLENN'S FERRY ID 83623 (208) 366-2357	06/11/1920	IRRIGATION STOCKWATER DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	0.20 CFS 0.02 CFS 0.04 CFS	
				TOTAL DIVERSION:	0.20 CFS	
C	VIOLET A SILVA PO BOX 610 GLENN'S FERRY ID 83623 (208) 366-2357					

Water Source: UNNAMED STREAM

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T05S R10E S27 38 SENW

OWYHEE County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
05S	10E 27	:		:		:		:		:		:		:		:		10.0
TOTAL ACRES																	10.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: OWYHEE

Conditions of Approval:

- N14 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N09 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Dates: Exam Made Date: Verified Date: 07/15/1998 Objection Filed Date:

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

Comments: Date: 07/01/1998 User-ID: SBOCK Subject: CLAIM
PREVIOUS COMMENT INDICATED THIS RIGHT WAS UNCLAIMED; HOWEVER,
A SIGNED CLAIM WAS FOUND ON THE SHELVES AND PROCESSED.

Date: 07/01/1998 User-ID: SBOCK Subject: COPIED FROM REMARKS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:03:20
07/01/98
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A51-02076

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRED T. SILVA	06/11/1920	IRRIGATION	03-15 11-15	0.20 CFS	
C	VIOLET A SILVA		STOCKWATER	01-01 12-31	0.02 CFS	
			DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.20 CFS	

Water Source: UNNAMED STREAM

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion:

T05S R10E S27

SENE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S		NENE	NWNE	SUNE	SENE	NENW	NWNW	SWNW	SENE	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
05S	10E	27	:																		
				5.1				10												10.0	
								49												10.0	
																				TOTAL ACRES	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: OWYHEE

Remarks: GEN ~~STOCKWATER~~ THIS RECORD WAS CREATED 5/11/93. A SIGNED CLAIM WAS NEVER RECEIVED; THIS RIGHT REMAINS UNCLAIMED.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

N05
N08

AJ0749NP
No. A51-02076

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

DATE: 06/29/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRED T. SILVA PO. BOX 610 GLENN'S FERRY ID 83623 (208) 366-2357	06/11/1920	IRRIGATION STOCKWATER DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	0.20 CFS 0.02 CFS 0.04 CFS	
TOTAL DIVERSION:					0.20 CFS	

C VIOLET A SILVA
PO BOX 610
GLENN'S FERRY ID 83623
(208) 366-2357

Water Source: UNNAMED STREAM

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T05S R10E S27 SENW

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
05S	10E	27	:																	:	10.0
																				TOTAL ACRES	10.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: OWYHEE

Remarks: GEN THIS RECORD WAS CREATED 5/11/93. A SIGNED CLAIM WAS NEVER
RECEIVED; THIS RIGHT REMAINS UNCLAIMED.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

www

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:00:31
07/01/98

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A51-02076

LAST: HINDMAN
ADDRESS:
CITY: GLENNS FERRY
PHONE NUMBER: 208-000-0000

FIRST: ELLA
STATE: ID ZIP: 83623

OWNER CODE: O

LAST: SILVA
ADDRESS: PO BOX 610
CITY: GLENNS FERRY
PHONE NUMBER: 208-366-2357

FIRST: FRED T.
STATE: ID ZIP: 83623

OWNER CODE: C

LAST: SILVA
ADDRESS: PO BOX 610
CITY: GLENNS FERRY
PHONE NUMBER: 208-366-2357

FIRST: VIOLET A
STATE: ID ZIP: 83623

OWNER CODE: C

LAST: KELLOGG
ADDRESS:
CITY: GLENNS FERRY
PHONE NUMBER: 208-000-0000

FIRST: RICHARD
STATE: ID ZIP: 83623

OWNER CODE: O

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(☒)

CLAIM REMARKS: GEN THIS RECORD WAS CREATED 5/11/93. A SIGNED CLAIM WAS NEVER
RECEIVED; THIS RIGHT REMAINS UNCLAIMED.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

*Spoke to Violet on 7/1/96 to confirm P.O.D. Since it had
moved when she had sent in.*

A. AJ CLAIM: # A51-02076 PRIORITY DATE: 06-11-1920 STAGE: L

B. WR RECORD: # 51-02076 PRIORITY DATE: 06-11-1920 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y(☒) N(☐)

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

Y(☐) N(☒)

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

Y(☐) N(☒)

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

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☒) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☒) Y(☐) N(☐)

LICENSE ISSUED

N/A(☒) Y(☐) N(☐)

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

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?

N/A(☒) Y(☐) N(☐)

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

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(☐) N(☐)

NOTES:

*License was not submitted in the decree and not
filed out of the decree. Decree not part of
Bureau Decree*

=====

RECOMMENDED PRIORITY DATE:

06-11-1920

REVIEWED BY

Joe B...

DATE

7/1/98

*will need to be
changed to last
day after decree
2/18/1925
SB*

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A51-02076	05S	10E	27	SE	NW			OWYHEE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: UNNAMED STREAM

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
51-02076	05S	10E	27	SE	NW			OWYHEE		

OTHER WR RECORDS WITH SAME WR POD
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE NONE

SOURCE: UNNAMED STREAM

TRIB: SNAKE RIVER

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

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

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

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

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

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

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

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

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM 7/1/98) NAME OF EXAMINER Sam Burt Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

Spoke to landowner & verified on map

NOTES: License Sub 11621/4 1/4 the file contains numerous
documents about the 1/4 1/4 being wrong. Have attached
Don Staff memo from 3/21/98

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (←)

TWP. 05S	RGE. 10E	SEC. 27	1/4	1/4 SE	1/4 NW	LOT	POD FLAG	COUNTY OWYHEE	DIVERSION NAME	DIVERSION NBR
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE: UNNAMED STREAM

TRIB: SNAKE RIVER

REVIEWED BY: SB

DATE: 7/1/98

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

A. ROOT WATER RIGHT NUMBERS: A51-02076

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
05S	10E	27	SW	NW		SILVA, FRED T.	A51-02076 / 10.0	51-02076 / 10.0			
			SW	NW		LARSEN, MAXINE L	A51-10371 /	- /			4.9
			SW	NW		LARSEN, MAXINE L	51-10371 /	- /			
			SW	NW		KING HILL IRRIGATION DISTRICT	A37-04112 / 12.8	37-04112 / 24.0			
			SW	NW		SILVA, FRED T	A51-10390 /	- /			
			SW	NW		SILVA, FRED T	51-10390 /	- /			
			SW	NW		KING HILL IRRIGATION DISTRICT		A02-00214 /			
			SW	NW		KING HILL IRRIGATION DISTRICT		A02-00215 /			
			SW	NW		KING HILL IRRIGATION DISTRICT		A02-00216 /			
			SW	NW		KING HILL IRRIGATION DISTRICT		A02-00217 /			

ADDITIONAL POU FOUND

None

5.1

TOTAL ACRES A51-02076 10.00 10.00

POU COUNTY: OUYNEE

10

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

☒ () N ()

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

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A51-02076	UNNAMED STREAM	SILVA, FRED T.	0.200	0.020		
A37-04112	MALAD RIVER	KING HILL IRRIGATION DISTRICT	370.000	0.032		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A51-02076	DOMESTIC	SILVA, FRED T.	FROM 01-01 TO 12-31	0.040 CFS	

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A51-02076	STOCKWATER	SILVA, FRED T.	FROM 01-01 TO 12-31	0.020 CFS	
A51-10371	DOMESTIC	LARSEN, MAXINE L	FROM 01-01 TO 12-31	0.040 CFS	
A51-10371	STOCKWATER	LARSEN, MAXINE L	FROM 01-01 TO 12-31	0.030 CFS	
51-10371	DOMESTIC	LARSEN, MAXINE L	FROM 01-01 TO 12-31	0.040 CFS	
51-10371	STOCKWATER	LARSEN, MAXINE L	FROM 01-01 TO 12-31	0.030 CFS	
A51-10390	STOCKWATER	SILVA, FRED T	FROM 01-01 TO 12-31	0.020 CFS	
A51-10390	DOMESTIC	SILVA, FRED T	FROM 01-01 TO 12-31	0.040 CFS	
51-10390	STOCKWATER	SILVA, FRED T	FROM 01-01 TO 12-31	0.020 CFS	
51-10390	DOMESTIC	SILVA, FRED T	FROM 01-01 TO 12-31	0.040 CFS	

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

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

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

N/A() Y() N(☒)

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

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

N/A() Y(☒) N()

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

Y() N(☒)

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

Y() N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDMR NO. AA1608E; () TOPOGRAPHIC QUAD, IDMR NO. AA16;
() NAPP, IDMR NO. AA1608E; () ASCS PHOTO; () OTHER _____

NOTES: Pouis on the Nunnally rd. Sectioned + the Survey
much of the early Surveying in this area was off.

RECOMMENDATIONS:

TOTAL ACRES: 10 N/A()

REVIEWED BY: SB

DATE: 7/1/98

A. AJ CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A51-02076	IRRIGATION	FROM 03-15 TO 11-15	0.200 CFS	
A51-02076	DOMESTIC	FROM 01-01 TO 12-31	0.040 CFS	
A51-02076	STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	
TOTAL DIVERSION RATE/VOLUME			0.200 CFS	

B. WR RECORDED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
51-02076	IRRIGATION	FROM TO	0.200 CFS	
51-02076	DOMESTIC	FROM TO		
TOTAL DIVERSION RATE/VOLUME			0.200 CFS	

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

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

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

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

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

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

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

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

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

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

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

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

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

NOTES: Current ID# in System 3.15 - 11-15

AJ CLAIM TOTAL DIVERSION RATE: 0.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.200 CFS

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

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

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

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD field exam in 1985, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 10 x 0.02 CFS/ACRE = .2 CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME N/A

CLAIMED DIVERSION VOLUME = AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

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

NOTES: _____

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (X)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	03-15	11-15	0.200	_____		_____	0.0	_____
DOMESTIC	01-01	12-31	0.040	_____		_____	0.0	_____
STOCKWATER	01-01	12-31	0.020	_____		_____	0.0	_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT				_____		_____		_____

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

NPS NPS

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW *N/A*

ROOT WATER RIGHT NUMBER: 51-02076

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 0.200	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A51-02076	0.200	-		51-02076	0.200
TOTAL CFS		0.200				0.200

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO <u>1974</u> IDWR ID NO. <u>AD116</u>	Y() N(☒)
☒ TOPOGRAPHIC	DATE FIELD CHECKED <u>1992</u> IDWR ID NO. <u>AD116</u>	Y() N(☒)
☐ NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
☐ ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
☒ OTHER <u>GIS</u>	DATE <u>1987 Napp</u>	Y(☒) N()
☐ OTHER _____	DATE _____	Y() N()
☐ OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
☐ SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:00:31
07/01/98

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A51-02076

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE <i>in office</i> <i>SP2-1-98</i>	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE <i>SP2-1-98</i>	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				Y	<i>Decide</i>			
POINT OF DIV				N	<i>NAPP</i> <i>Decide</i>			
SOURCE				N	<i>Decide</i>			
PLACE OF USE	Y			Y	<i>NAPP</i> <i>Decide</i>			
DIV. AMOUNT CFS/VOLUME	Y			N	<i>Decide</i>			
CONSUMPTIVE USE	-			N/A	<i>N/A</i>			
PURPOSES OF USE	Y			N	<i>Decide</i>			
PERIOD OF USE	Y			Y	<i>3TD</i> <i>I DWR</i>			
BASIS OF CLAIM				N	<i>Decide</i>			
REMARKS	Y			-	-			

BARCODE UPDATED
WHOM/DATE

State of Idaho License and Certificate of Water Right

Water License No. 14773
Water District No. 59

Amount 0.2 sec. ft.
Priority 6-11-20

THIS IS TO CERTIFY that **ELLA HINEMAN** of **Glenns Ferry, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **June 11, 1920**; that Permit No. 14773 was issued under said application; that Certificate of Completion of works, with a carrying capacity of **0.2 second feet**, was issued thereunder on **January 9, 1925**, showing that said works were completed on the **26th day of December, 1924**; and that on the **20th day of April, 1925**, **Richard Kellogg**, successor in interest to **ELLA HINEMAN** of **Glenns Ferry, Idaho**, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of an unnamed stream, a tributary of **Snake River**, for the purpose of irrigation and domestic use under Use Permit No. **14773** of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume **6** of Licenses, at page **7704** on the **17th day of September, 1924**.
The right hereby confirmed dates from **June 11, 1920**;

The Point of Diversion is located in the **N. 1/4 of NW 1/4, Sec. 27, T. 1 S., R. 10 E., B. M. Owyhee County**.
That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed **0.2** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	10 E.	27	N. 1/4 N. 1/4	10	10

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this **17th** day of **September, 1924**:

(SEAL)

J. L. Anderson
Commissioner of Reclamation

Water Right Number - A51-02076

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 14773

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

*** C - CURRENT OWNER ***
SILVA

FRED T.

1 - PO. BOX 610

2 -
3 -

City- GLENNS FERRY

State- ID Zip- 83623

Phone - 208-366-2357

SILVA

VIOLET A

1 - PO BOX 610

2 -
3 -

City- GLENNS FERRY

State- ID Zip- 83623

Phone - 208-366-2357

*** O - ORIGINAL OWNER ***
HINDMAN

ELLA

1 -
2 -
3 -

City- GLENNS FERRY

State- ID Zip- 83623

Phone - 208-000-0000

KELLOGG

RICHARD

1 -
2 -
3 -

City- GLENNS FERRY

State- ID Zip- 83623

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/11/1920 14 WESTERN N - NOT CLAIMED+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
UNNAMED STREAM SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name

05S 10E 27 SE NW (73) OWYHEE

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

01 - IRRIGATION

0.200

43 - DOMESTIC

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.200 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

05S 10E 27 SW NW 10.0 01 IRRIGATION

(73) OWYHEE

Total Acres: 10.0

+ - - Diversion Means -

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

Page 2

Prefix Translation: ADJUDICATION CLAIM

..... Remarks

+ Old Water Right Numbers +

----- Conditions of Approval -----

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +

+ - - - - - Comments - - - - - +	
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+ Adjudication Rights Dates and Flags Area +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 05/11/1993	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	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- AND	Notice of Error Flag	-

CONVERSATION MEMORANDUM

DATE 5/11/93

FILE A51-2076

NAME OF PARTY Violet Silva

EMPLOYEE JFW

RE: Please add stockwater to claim .02 cfs 50 hd calves
Leave .20 as the total quantity.

MICROFILMED

JUL 07 1994

A51-2076

Mitchell Place

DEED OF TRUST

THIS DEED OF TRUST, Made this 19th day of March, 1992
BETWEEN Fred Silva and Violet Silva, husband and wife
_____ herein called GRANTOR,
whose address is P. O. Box 610 Glenss Ferry, Idaho 83623
The American Land Title Co., Inc., herein called TRUSTEE, and Farm Bureau Finance Company, herein called BENEFICIARY, whose
address is P.O. Box 4848 Pocatello, Idaho 83205-4848, 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 Elmore, State of
Idaho, described as follows, and containing not more than twenty acres:

TOWNSHIP 5 SOUTH, RANGE 10 EAST, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

SECTION 27: That portion of the $W\frac{1}{2}NW\frac{1}{4}$ lying South of the
County Road and North of Interstate Highway
80

CUSTOMERS COPY

MICROFILMED

JUL 07 1994

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 even date herewith, executed by Grantor in the sum of

Six Thousand Two Hundred Seven and no/100----- Dollars, (\$ 6,207.00)

final payment due March 19, 2002

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

Idaho Dept of Water Resources

T5S, R11E, S 27
Claim No(s): 51-02076
Claimant(s): Silva
Prepared by : Sue Bock
Date: 08/28/1998



Place of Use



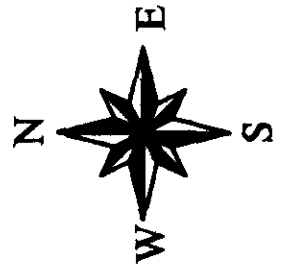
Point of Diversion



1/4 1/4 lines



Section Lines



1987 NAPP Photo

