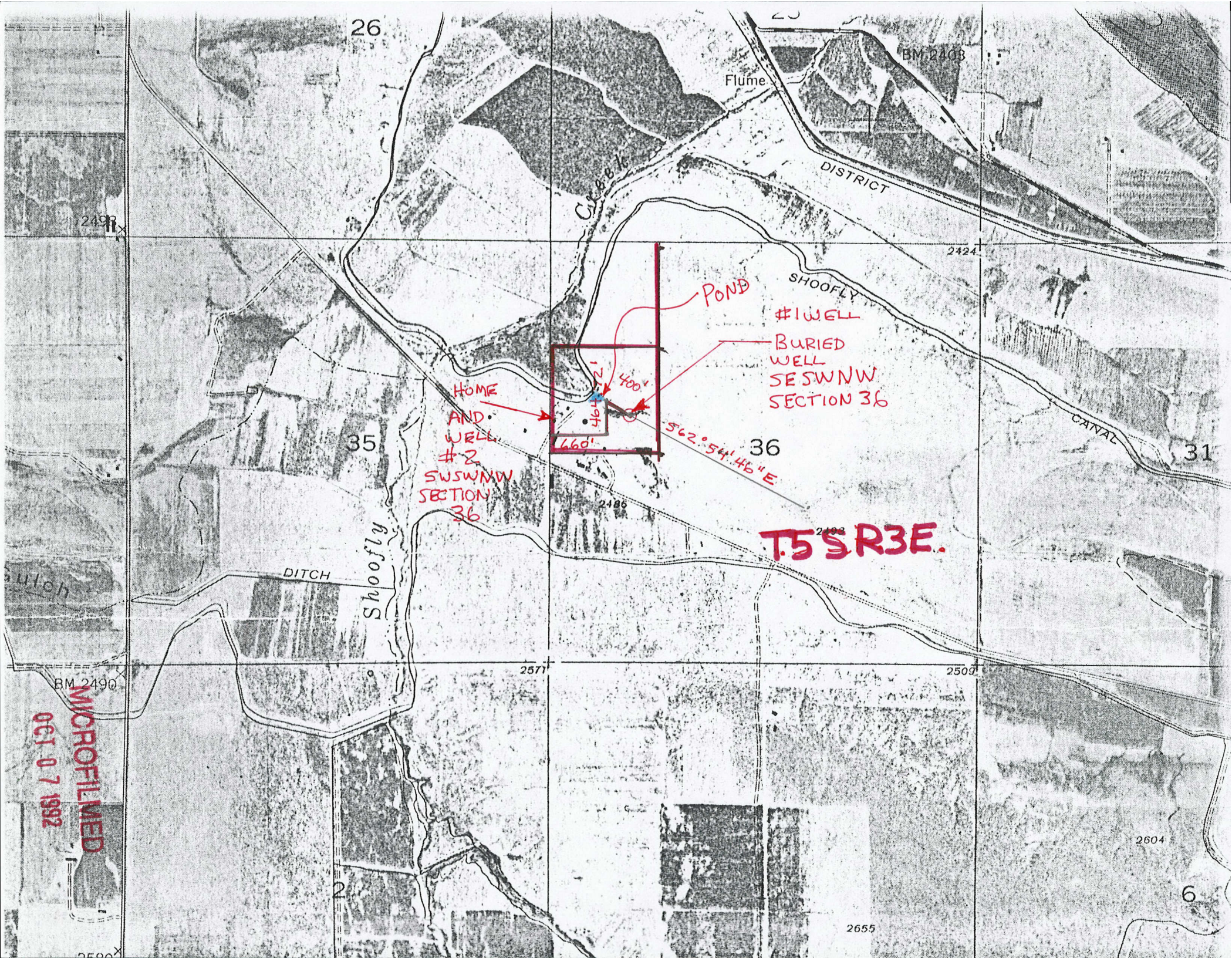


Courtesy of: OWYHEE COUNTY TITLE COMPANY



26

Flume

BM 2403

DISTRICT

2493

2424

SHOOFLY

POND

#1 WELL

BURIED
WELL
SE SWNW
SECTION 36

HOME
AND
WELL
#2
SWSWNW
SECTION
36



T5 S R3E.

31

35

36

DITCH

Shoofly

2571

2509

BM 2490

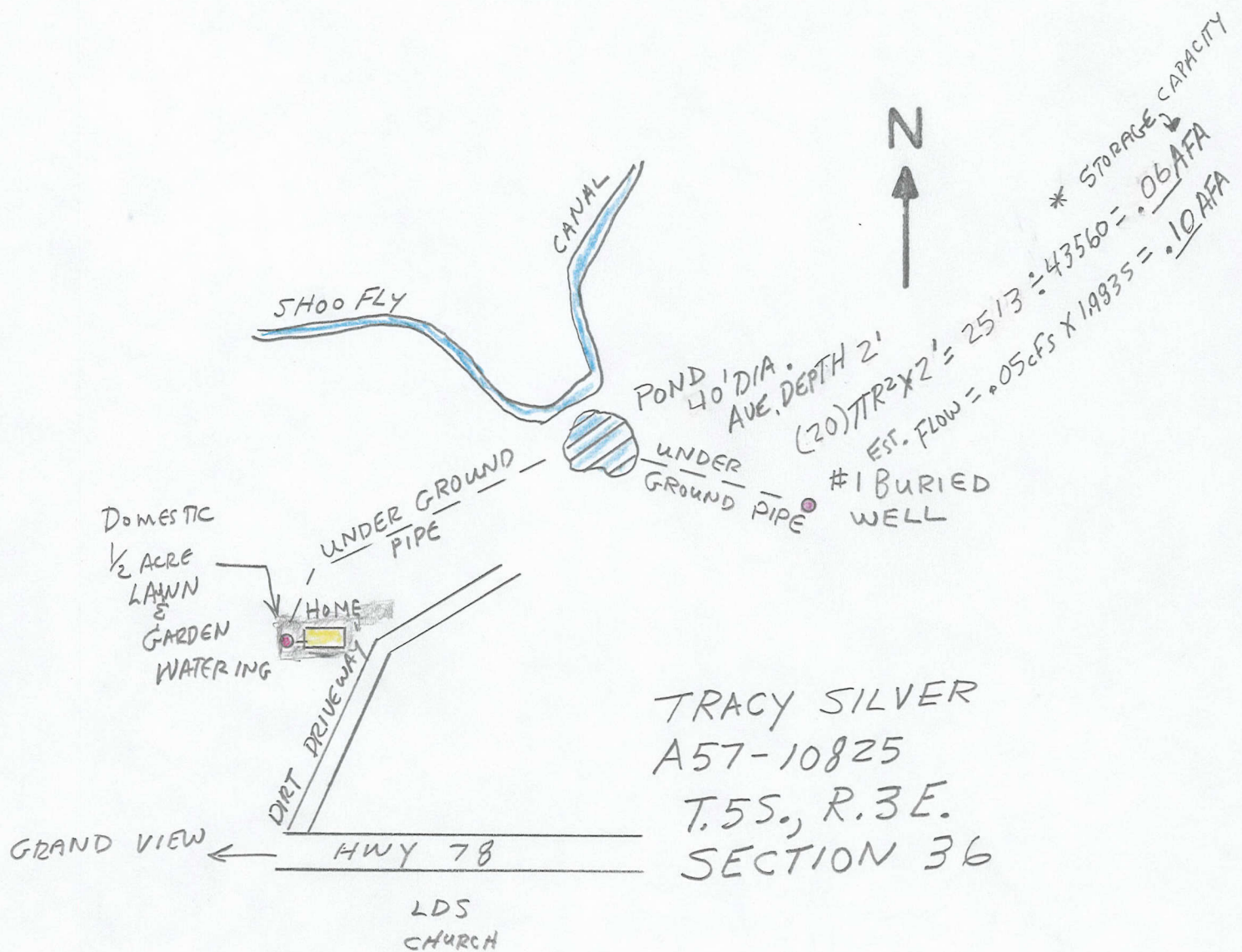
OCT 07 1992

MICROFILMED

2604

6

2655



* POSSIBLE STORAGE IN POND

FLOW IS: 0.05 CFS FOR STOCKWATER

$$(0.05)(1.9935) = .099 \text{ OR } .10 \text{ AF IN 24 HRS}$$

(STORAGE CAPACITY = .06 AF)

(STORAGE) (FLOW)

.06 < .10 AF Therefore it takes LESS THAN 24 HRS TO FILL POND,
AT EST. 0.05 FLOW FROM ARTESIAN INTO POND.

NO STORAGE IS NECESSARY ON CLAIM.

EXHIBIT 10
MICROFILMED
OCT 10 7 1992
SKETCH BY [illegible]

PICTURE # 1

A57-10825. This is the pond in question for possible storage.



10/25/90
Rdh

MICROFILMED
OCT 07 1992

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: A57-10825
Date Received: 4/16/1990
Receipt No: 296304
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TRACY SILVER 208-834-2270
Address: HC 85 BOX 327
GRAND VIEW, ID 83624

2. Date of Priority: APR 01, 1968

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	03E	36	SW	SW	NW		OWYHEE
			SE	SW	NW		OWYHEE

5. Description of diverting works:
2 ARTESIAN WELLS, 1) POND, 2) PIPED TO HOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.300		
STOCKWATER	01/01	12/31	0.300		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOUSEHOLD, STOCKWATER 200 HEAD BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	03E	36	SW	NW		STOCK	

A57-10825

Page 1

Date: 04/16/90

MICROFILMED
OCT 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	03E	36	SW NW		DOMEST	

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:
NONE

14. Remarks:
MAP OF WATER RIGHT ATTACHED.

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 X 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): Wayne A. Shivers Date: 4/16/90

Date: _____

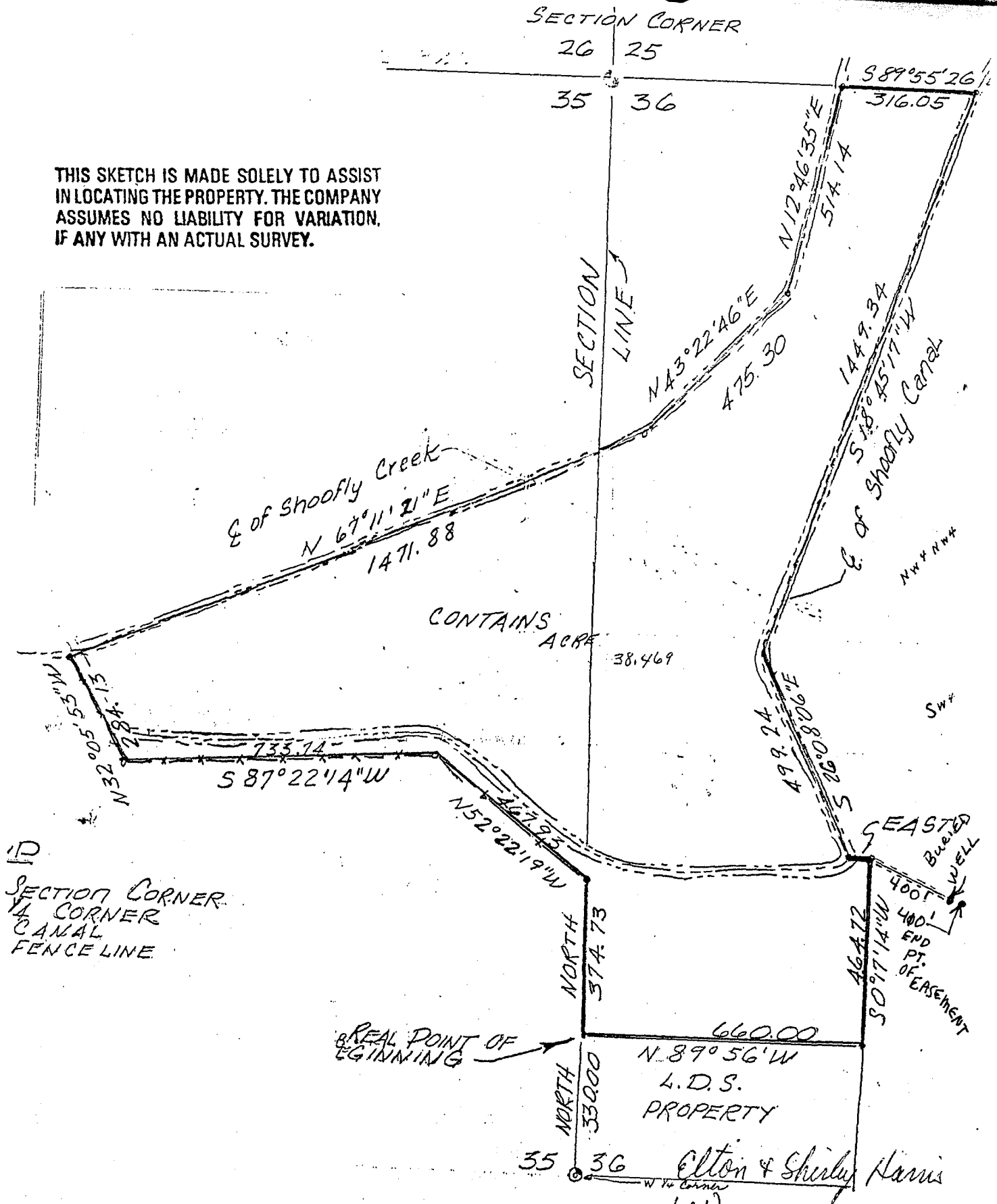
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 16 day
of April 19 90
[Signature]
Notary Public

Seal

Residing at Boise, ID
My Commission Expires June 10, 1994

THIS SKETCH IS MADE SOLELY TO ASSIST
IN LOCATING THE PROPERTY. THE COMPANY
ASSUMES NO LIABILITY FOR VARIATION,
IF ANY WITH AN ACTUAL SURVEY.



Courtesy of: OWYHEE COUNTY TITLE COMPANY

MICROFILMED

OCT 07 1992

595 N. 4th E

COMMITMENT FOR TITLE INSURANCE

SCHEDULE C

File No.: 6314

The land referred to in this Commitment is described as follows:

A tract of land situate in the NE $\frac{1}{4}$ of Section 35 and the NW $\frac{1}{4}$ of Section 36, T5S, R3E, B. M., Owyhee County, Idaho, more particularly described as follows:

Beginning at the Quarter corner common to Section 35 and 36, thence North along the Section line common to said Sections 35 and 36 a distance of 330.00 feet to the real Point of Beginning; thence continuing North along said Section line a distance of 374.73 feet; thence N 52°22'19" W a distance of 467.93 feet; thence S 87°22'14" W a distance of 733.74 feet; thence N 32°05'53" W a distance of 284.13 feet to a point in the center line of Shoofly Creek; thence N 67°11'21" E along the center of Shoofly Creek a distance of 1471.88 feet; thence N 43°22'46" E along said center of Shoofly Creek a distance of 475.30 feet; thence N 12°46'33" E along said center of Shoofly Creek a distance of 514.14 feet to a point on the North line of said Section 36; thence N 89°55'26" E along said North Section line a distance of 316.05 feet to a point on the center of Shoofly Canal; thence S 18°45'17" W along said center of Shoofly Canal a distance of 1449.34 feet; thence S 26°08'06" E along said center of Shoofly Canal a distance of 499.24 feet; thence East a distance of 50.00 feet; thence S 00°17'14" W a distance of 464.72 feet; thence N 89°56'00" W a distance of 660.00 feet to the Real Point of Beginning.

Together with a permanent, perpetual and general easement for all purposes more particularly described as follows, to-wit:

A tract of land situate in the NW $\frac{1}{4}$ of Section 36, T5S, R3E, B. M., Owyhee County, Idaho, more particularly described as follows:

Beginning at the Quarter Corner common to Sections 35 and 36, thence North along the section line common to Sections 35 and 36 a distance of 330.00 feet, thence S 89°56'00" E a distance of 660.00 feet; thence N 00°17'14" E a distance of 464.72 feet to the Real Point of Beginning; thence S 62°54'46" E a distance of 410.00 feet to a point 10.00 feet southeast of existing well. There will be 7.50 feet to the North of and to the South of said line to give general access to said well for all purposes.

MICROFILMED
OCT 07 1992

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-10825

NOV 15 PM 4:53
DISTRICT COURT-ST.
TWIN FALLS CO., IDAHO
FILED _____

NAME & ADDRESS: TERESA SILVER
TRACY SILVER
HC 85 BOX 327
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

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

PRIORITY DATE: 04/01/1968

POINT OF DIVERSION: T05S R03E S36 SWSNW Within Owyhee County
SESWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.05 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within Owyhee County
T05S R03E S36 SWNW

DOMESTIC Within Owyhee County
T05S R03E S36 SWNW

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.

DATED: NOV 15 1996



DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED
JUN 06 1997

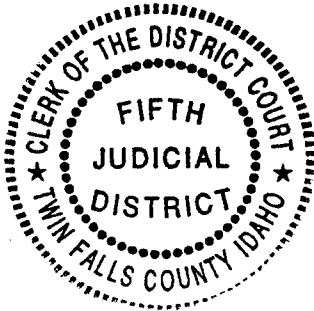
RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

DATED: NOV 15 1996

[Signature of Daniel C. Hurlbutt]

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication



State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

By *[Signature of Robert S. Fort]*
DEPUTY CLERK

MICROFILMED

JUN 06 1997

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-10825

NOV 15 PM 4:53
DISTRICT COURT-SE
TWIN FALLS CO. IDAHO
FILED

NAME & ADDRESS: TERESA SILVER
TRACY SILVER
HC 85 BOX 327
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

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

PRIORITY DATE: 04/01/1968

POINT OF DIVERSION: T05S R03E S36 SWSWNW Within OWYHEE County
SESWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.05 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE:	STOCKWATER	Within OWYHEE County
	T05S R03E S36	SWNW
	DOMESTIC	Within OWYHEE County
	T05S R03E S36	SWNW

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.

DATED: NOV 15 1996



DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED

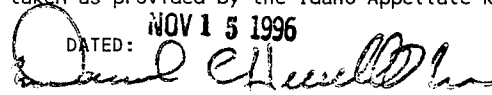
JUN 06 1997

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DATED:

NOV 15 1996



DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED
JUN 06 1997

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

DATE: OCT-09-1996

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10825 ✓

NAME AND ADDRESS: TERESA SILVER
TRACY SILVER
HC 85 BOX 327
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
USED FOR DOMESTIC 1 HOUSEHOLD, STOCKWATER 200 HEAD BEEF CATTLE

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

PRIORITY DATE: 04/01/1968

POINT OF DIVERSION: T05S R03E S36 SWSNW Within Owyhee County
SESWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.05 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE:	STOCKWATER	Within Owyhee County
	T05S R03E S36	SWNW
	DOMESTIC	Within Owyhee County
	T05S R03E S36	SWNW

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
STOCKWATER, 200 RANGE CATTLE

MICROFILMED

JUN 0 6 1997

AJ5856NP

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

DATE: OCT-1-1996
PAGE: A-257

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10825

NAME & ADDRESS: TERESA SILVER
TRACY SILVER
HC 85 BOX 327
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

PRIORITY DATE: 04/01/1968

POINT OF DIVERSION: T05S R03E S36 SWSNW Within Owyhee County
SESWNW

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

STOCKWATER

DOMESTIC DOMESTIC 1 HOUSEHOLD, STO

PERIOD OF USE

01-01 12-31

01-01 12-31

QUANTITY

0.05 CFS

0.04 CFS

PLACE OF USE: STOCKWATER Within Owyhee County
T05S R03E S36 SWNW

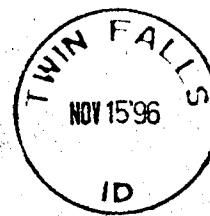
DOMESTIC Within Owyhee County
T05S R03E S36 SWNW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

MICROFILMED

JUN 06 1997

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707



U.S. POSTAGE

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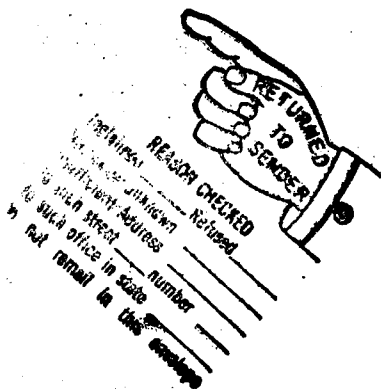
H METER 494530

RECEIVED

MAR 04 1997

WATER RESOURCES
WESTERN REGION

57-10825



☒ Moved, left no address
☐ No such number
☒ Moved, not forwardable
☐ Addressee unknown

MICROFILMED

JUN 06 1997

TERESA & TRACY SILVER
HC 85 BOX 327
GRAND VIEW, ID 83624

1996 NOV 15 PM 2:02

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

)
)
)
)

CERTIFICATE OF MAILING

Water Right(s): 57-10825

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 57-10825 was mailed
on November 15, 1996, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

TERESA & TRACY SILVER
HC 85 BOX 327
GRAND VIEW, ID 83624

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
11/07/96

TERESA & TRACY SILVER
HC 85 BOX 327
GRAND VIEW, ID 83624

MICROFILMED

JUN 0 6 1997

**WHERE AMENDED DIRECTOR'S REPORT FOR
BASIN 34 IS AVAILABLE FOR INSPECTION**

MOORE POST OFFICE, 321 MAIN STREET, MOORE
BUTTE COUNTY ASCS, 125 S WATER, ARCO
CUSTER COUNTY ASCS, 716 W CUSTER, MACKAY
CUSTER COUNTY CLERK'S OFFICE, CUSTER COUNTY
COURTHOUSE, 9TH & MAIN, CHALLIS
AUDITOR & RECORDER'S OFFICE, BUTTE COUNTY
COURTHOUSE, 248 W GRAND, ARCO
BIG LOST RIVER IRRIGATION DISTRICT OFFICE, 101 MAIN,
MACKAY
BIG LOST RIVER ELECTRIC CO-OP, 302 PINE, MACKAY

**WHERE AMENDED DIRECTOR'S REPORT FOR
BASIN 57 IS AVAILABLE FOR INSPECTION**

OWYHEE COUNTY ASSESSOR'S OFFICE, OWYHEE
COUNTY COURTHOUSE, MURPHY
U.S. POST OFFICE, MURPHY
U.S. POST OFFICE, 7 NORTH MAIN, HOMEDALE
U.S. POST OFFICE, MARSING
OWYHEE COUNTY ASCS, REICH STREET, MARSING
GEM IRRIGATION DISTRICT, 119 SOUTH FIRST, HOMEDALE
U.S. POST OFFICE, GRANDVIEW

**WHERE AMENDED DIRECTOR'S REPORT FOR
BASIN 36 IS AVAILABLE FOR INSPECTION**

A&B IRRIGATION DISTRICT, 11TH & E STREETS, RUPERT
DISTRICT COURT CLERK, BLAINE COUNTY COURTHOUSE,
202-2 AVE. S, HAILEY
DISTRICT COURT CLERK, BUTTE COUNTY COURTHOUSE,
248 W GRAND, ARCO
HAGERMAN POST OFFICE, 444 NORTH STATE, HAGERMAN
DISTRICT COURT CLERK, JEROME COUNTY COURTHOUSE,
300 N LINCOLN, JEROME
DISTRICT COURT CLERK, MINIDOKA COUNTY COURT
HOUSE, 8TH & G STREET, RUPERT
NORTHSIDE CANAL COMPANY, 921 N LINCOLN, JEROME
DISTRICT COURT CLERK, LINCOLN COUNTY COURT
HOUSE, 111 W S, SHOSHONE

**THIS IS AN IMPORTANT LEGAL NOTICE CONCERNING
YOUR WATER RIGHT CLAIMS IN THE SNAKE RIVER
BASIN ADJUDICATION**

OFFICES OF IDWR AND SRBA DISTRICT COURT

IDWR State Office, 1301 N. Orchard St., Statehouse Mail, Boise, ID 83720-9000;
(208) 327-7906, or toll-free (800) 451-4129.
IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082; (208) 334-2190.
IDWR Southern Region, 222 Shoshone St. East, Twin Falls, ID 83301-6602; (208) 736-3033.
IDWR Eastern Region, 900 N. Skyline, Ste. A, Idaho Falls, ID 83402-3653; (208) 525-7161.
SRBA DISTRICT COURT, P.O. Box 2707, 253 3rd Ave. North, Twin Falls, ID 83303-2707;
(208) 736-3011.

MICROFILMED

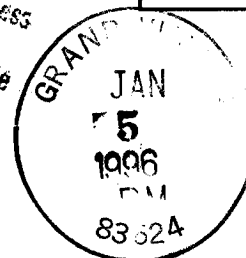
SEP 27 1996

Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

57-10825
TERESA SILVER
TRACY SILVER
HC 85 BOX 327
GRAND VIEW

☐ Moved, left no address
☐ No such number
☒ Moved, not forwardable
☐ Addressee unknown

Presorted
First Class Mail
U.S. Postage Paid
Permit No. 1
Boise, ID



ID 83624

RECEIVED

RECEIVED

JAN 09 1996

JAN 10 1996

WATER RESOURCES
WESTERN REGION

Department of Water Resources

THIS IS AN IMPORTANT LEGAL NOTICE CONCERNING YOUR WATER RIGHT CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION

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 FILING AMENDED DIRECTOR'S
) FOR REPORTING AREAS 1, 2, AND 3
)
) (BASINS 34, 57 AND 36)

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN REPORTING AREAS 1, 2 AND 3
(BASINS 34, 57 AND 36)

The Idaho Department of Water Resources has filed Amended Director's Reports for Reporting Areas 1, 2, and 3 (Basins 34, 57, and 36, also known as the test basins) with the SRBA District Court. One of the purposes of the Amended Reports is to conform the director's reports to the requirements of the adjudication statute, Title 42, chapter 14, Idaho Code, which was amended in 1994.

The Amended Reports amend the "preamble" to the director's reports, which include "general provisions." The general provisions apply to all water rights or certain classes of water rights, and are recommended to be included in the court's decree of water rights. The amendments significantly reduce the general provisions, and include some changes in the text of the remaining general provisions. The remainder of the preamble consists of explanatory material. The Amended Reports do not change the list of water rights in the report. IDWR will file amended reports at a later date that revise the list of water rights in the reports.

The SRBA District Court has entered an order granting the amendments to the Director's Report for Basin 57 in part. The order further provides that no additional objections to the remaining general provisions in the Basin 57 report will be allowed. The court has entered an order setting a hearing on the Amended Reports for Basins 34 and 36 on January 16, 1996, at 1:30 p.m., at the SRBA Courthouse. **The order provides that any party opposing the amendments to the report shall file with the court a notice and brief in opposition by 5:00 p.m. January 8, 1996;** any party wishing to file a response to the objections shall file their briefs prior to 5:00 p.m., January 15, 1996.

Some claimants have filed a motion asking the court to designate the general provisions as "Basin Wide Issue No. 5" for determination by the court. The court has entered an order designating the general provisions in Basin 57 as Basin Wide Issue No. 5. (One of the general provisions, concerning the Reynolds Creek Decree, was referred to the special master for Basin 57.) A hearing on the designation of general provisions in Basins 34 and 36 as part of Basin Wide Issue No. 5 will be held January 16, 1996, at 1:30 p.m. at the SRBA Courthouse.

The court's order also sets forth a schedule for the resolution of Basin Wide Issue No. 5. All parties to the SRBA who intend to participate must file with the SRBA District Court a notice of intent to participate by 5:00 p.m., January 5, 1996. The notice must state whether the party supports or opposes the inclusion of each general provision in the court's decree, and clearly and briefly explain their position. Briefs in support of the general provisions must be filed with the court by 5:00 p.m., January 26, 1996. Briefs in opposition to general provisions must be filed with the court by 5:00 p.m., February 9, 1996. Responsive briefs must be filed with the court by 5:00 p.m., February 16, 1996. A pretrial conference will be held at 9:00 a.m. on February 20, 1996, and hearing will be held at 9:00 a.m. on March 12, 1996, at the SRBA Courthouse.

A copy of each amended report is available for inspection at the locations listed on this notice. Copies of all or a portion of the amended reports and/or the court's orders are available from the offices of IDWR listed on this notice, subject to payment of costs of mailing and/or copying.

If you have questions about the SRBA, please call any office of IDWR listed in this notice; if you have questions concerning your rights and responsibilities as a claimant in the SRBA, please consult your attorney.

December 29, 1995
Karl J. Dreher
Director, Idaho Department of Water Resources



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

May 8, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RE: ADDRESS CHANGE to Notice of Claims to Water Rights Nos. A57-02228, A57-07051A, A57-07100 & A02-00202A

Tracy Silver or
Teresa Silver
3954 Track Rd
Melba, ID 83641

Dear Tracy and Teresa,

We have received the Change of Address Form in connection with the above referenced claims. Enclosed are computer generated profiles of the information on **BASIN 57** claims, which now reflects the change of address to the Department's records. Please be advised that these claims were previously submitted to the Snake River Basin Adjudication (SRBA) Court in Twin Falls to be decreed as a part of the Department's Director's Report for water rights in Basin 57.

Although the Department's records have been changed to reflect this **ADDRESS** change, SRBA Judge Daniel C. Hurlbutt, Jr. has issued a Court Order dated June 17, 1993, requiring that any claimant with a claim submitted for final decree must complete the enclosed Standard Form 3 before the Court's records for the decree will be changed to reflect the new **ADDRESS**. Standard Form 3 is enclosed along with the directions on how and where to mail the completed form.

Also enclosed is claim A02-00202A, this claim has not yet been submitted to the court, thus you do not need to add this claim to the above list for the Standard Form 3.

I also question why you didn't list claims A57-10825 and A02-10031 on your address change form. Our records still show you as the current owners. I have attached an additional address change form to list these two claims, if you are still current owners. **IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THESE TWO CLAIMS WERE FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THAT THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.**

If you have any questions concerning Standard Form 3, please do not hesitate to contact this office at (208)334-2190 or the SRBA Court at (208)736-3011.

Sincerely,

ADJUDICATION STAFF
Department of Water Resources
Western Region Office

RH:r
ATTACHMENTS

MICROFILMED
SEP 27 1996

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TERESA SILVER	04/01/1968	STOCKWATER	01-01 12-31	0.05 CFS	
C	TRACY SILVER		DOMESTIC	01-01 12-31	0.04 CFS	
	HC 85 BOX 327					
	GRAND VIEW ID 83624			TOTAL DIVERSION:	0.09 CFS	
	(208) 834-2270					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T05S R03E S36

SWSWNW

SESNNW

OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
05S	03E	36	:																	:
			:																	:

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
05S	03E	36	:																	:
			:																	:

POU County: OWYHEE

Non-Irrigation Uses: DOMESTIC 1 HOUSEHOLD, STOCKWATER 200 HEAD BEEF CATTLE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of use:

A02-07154 A02-10031

Dates: Exam Made Date: 10/25/1990 Verified Date: 12/14/1991

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

Audit: 00/00/00

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State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

OCTOBER 31, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

TERESA SILVER
HC 85 BOX 327
GRAND VIEW, IDAHO 83624

RE: APPL. FOR PERMIT AND AFFIDAVIT

Dear Teresa,

Please use the following forms to help fill out the application for permit. If you have questions regarding this application please feel free to call.

When filling out the application for permit, remember that it is for irrigation in addition to the 1/2 acre allowed with your domestic claim.

If you plan to use your pond as part of your irrigation system, then we will need to make some changes to this application before you send it in.

I've also enclosed a map of the Bruneau-Grand View G.M.A. within which your well is located. Applications are being put on hold in this area as I discussed with you. More information should come to you after you file the application for permit.

Please send the map locating the buried well and ownership with right-of-way described as we talked about.

The following forms are enclosed:

1. Sample of application for permit.
2. Application for permit.
3. Instructions for permit.
4. Affidavits
5. Groundwater Mgmt. Area Map

Truly yours,

Ron Howerton
Ron Howerton

Sr. Water Resource Agent

MORE LAND THAN
1/2 ACRE IS BEING
IRRIGATED BY
THE DOMESTIC
WELL. SENT
THIS LETTER TO
FILE FOR PERMIT.
THIS LAND IS IN BRUNEAU-
GRAND VIEW
GROUNDWATER
MANAGEMENT
AREA.
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ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-10825

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	Y	Rch 10-25-90	6	N	N		
PT. OF DIV.			1,5				DATA ENTRY COMPLETED BY _____ DATE _____
SOURCE			6				
PL. OF USE			1,5				FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF			5	Y			
CONSUMPTIVE USE			NA	N			
NATURE OF USE			6				
PERIOD OF USE			6				
BASIS OF CLAIM			6				
REMARKS			6				

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

COMMENTS: SAME AS CLAIM

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CLAIM NO. A57 - 10825

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET

(use in place of the CVR for small Domestic/Stock exams)

1. ☒ No Change NAME
NEW OWNER: _____
☐ No Change ADDRESS
NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
Source is different than that claimed:
Source found: _____
4. ☒ No Change - POINT OF DIVERSION
Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete desc., complete items missing, IF KNOWN.
☒ Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth _____ Motor Ser. # _____ Static water level _____
Casing size _____ Method of irr. _____
6. ☒ No Change - WATER USES
Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☐ No Change - TOTAL VOLUME
☐ Incomplete on claim, the total is, DOMESTIC 0.04 cfs _____ af
☒ Change found, the new total is, -- STOCK 0.05 cfs _____ af
TOTAL 0.09 cfs
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

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10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4,

Remarks: (Comments pertinent to field examination)

SYSTEM CONSISTS OF 2 WELLS, BOTH ARE PIPED INTO
A STOCK POND, THE WELL NR. THE HOUSE CAN BE
USED BY SPIGOT AND HOSE TO FILL A STOCK TANK. THE
WELL BY THE HOUSE IS THE ONLY WELL THAT SERVES THE HOME.
(CUT) CLAIM BACK TO STANDARD AMOUNTS FOR DOMESTIC
AND STOCK. NO-PROOF OF PRIORITY DATE NECESSARY
SINCE THE RECOMMENDED AMOUNTS ARE UNDER
THE MANDATORY EVIDENCE OF PRIORITY CONDITION.

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS (optional) ☒
MAP ☒
SYSTEM DIAGRAM ☒

☐
☐
☐

☐ Changes found during exam or additional information in the permit
file, see permit file.

DATE EXAM CONDUCTED: 10/25/90

FIELD EXAMINER:

Ron Howerton

Signature

Ron Howerton

QUALIFICATION

2013 10 100

Department of Water Resources
WELL INSPECTION FORM

If well is associated with water right, provide WR# 57-10825

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP _____, Rge _____, Sec. _____, _____ 1/4 _____ 1/4
or Lot _____.

2. Owner: _____
Address _____, City _____, St _____

3. Casing $\geq$ 12 inches above ground: Yes _____ No _____

4. Access Port: Yes _____ No ☒ Static Water Level: ARTESIAN
Pressure Gauge: Yes _____ No ☒ Casing Diameter: UNK
Flowing: Yes ☒ No _____ Temperature: UNK
Properly Valved: Yes _____ No ☒

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes _____ No UNKNOWN

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks:

#1 WELL, BURIED ARTESIAN, COULDN'T FIND.
MAP WAS PROVIDED BY OWNER FOR LOCATION.

Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 57-10825

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

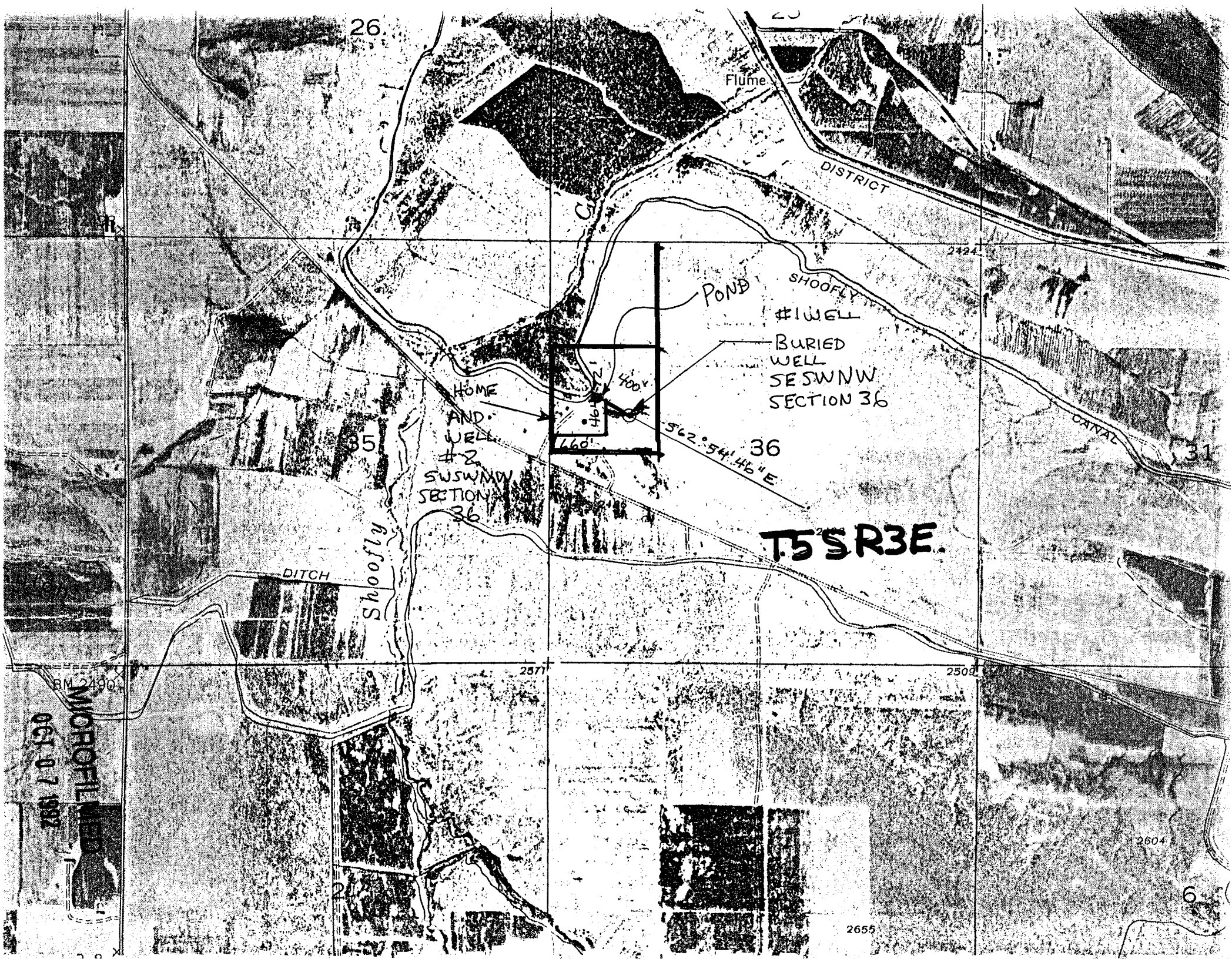
1. Legal Description: TWP____, Rge____, Sec.____, ____ 1/4 ____ 1/4 or Lot____.
2. Owner: _____
Address _____, City_____, St____
3. Casing $\geq$ 12 inches above ground: Yes ____ No ____
4. Access Port: Yes ____ No ☒ Static Water Level: ARTESIAN
Pressure Gauge: Yes ____ No ☒ Casing Diameter: 6 IN
Flowing: Yes ☒ No ____ Temperature: 70° +/-
Properly Valved: Yes ☒ No ____
5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes ____ No ☒

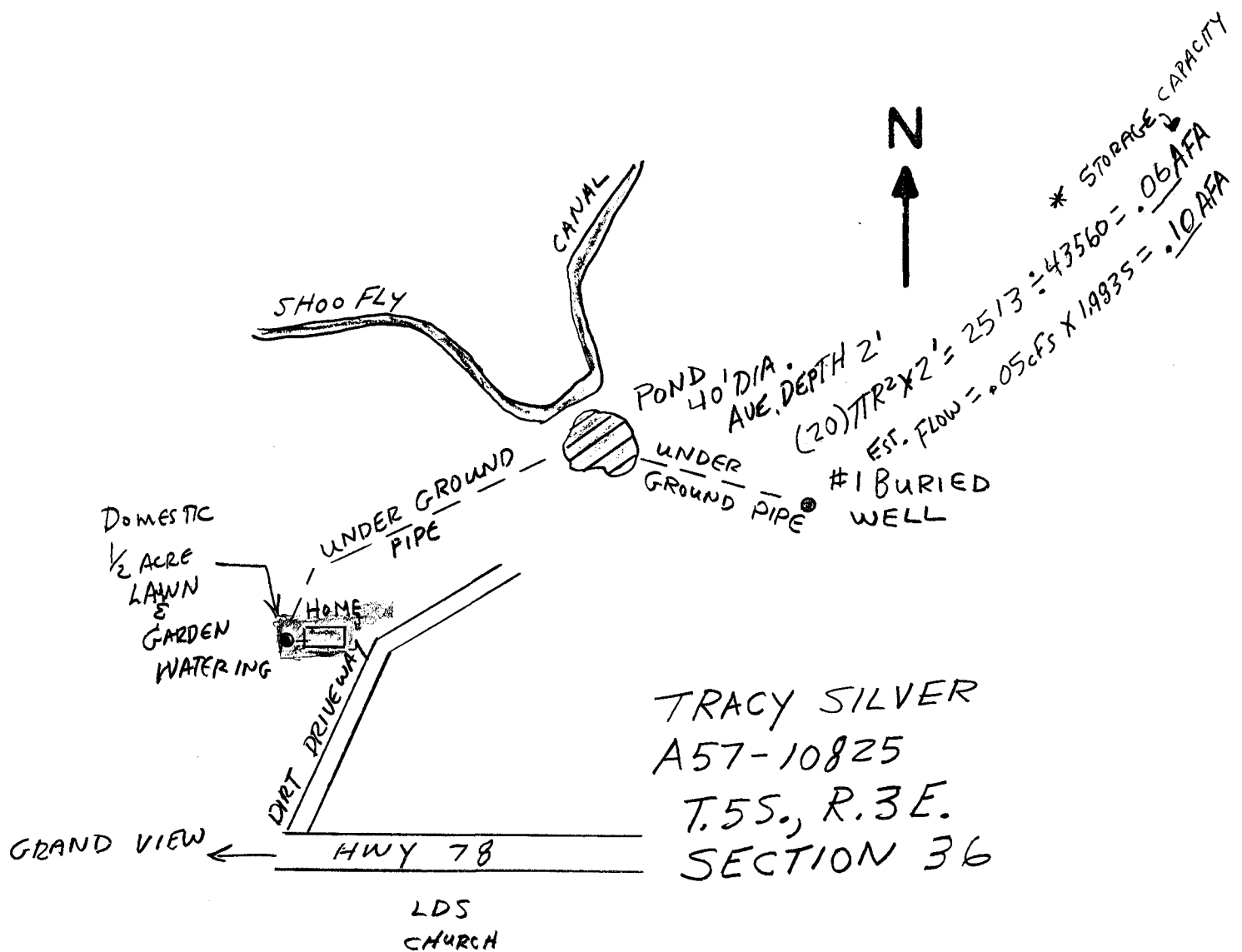
If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks:

2 WELL BY HOME.

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* POSSIBLE STORAGE IN POND

FLOW IS: 0.05 CFS FOR STOCKWATER

$$(0.05)(1.9935) = .099 \text{ or } .10 \text{ AF IN 24 HRS}$$

$$(\text{STORAGE CAPACITY} = .06 \text{ AF})$$

(STORAGE) (FLOW)

.06 < .10 AF Therefore it takes LESS THAN 24 HRS TO FILL POND,
 AT EST. 0.05 FLOW FROM ARTESIAN INTO POND.

NO STORAGE IS NECESSARY ON CLAIM.

EX MICROFILMED
 SKETCH 07/1992H

PICTURE # 1

A57-10825. This is the pond in question for possible storage.



10/25/90
Rdh

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PICTURE # 1

A57-10825. This is the pond in question for possible storage.

PICTURE OF POND

A57-10825

10/25/90
Rth

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FIELD EXAM
TELEPHONE CONVERSATION MEMO

I.D. NUMBER A57-10825

NAME OF CONTACT TERESA SILVER

PHONE NO. 834-2270 ADJ. AGENT RON HOWERTON

DATE SET FOR EXAM 10/25/90

LOCATION HWY 78 TO EAST APPROX. 3-MILES
FROM GRAND VIEW INTERSECTION,

Diverting at full rates? _____

Type of measuring devices? _____

Places to make measurements? _____

Type of system? (pipeline, ditches) _____

How many laterals are used? _____

Length and size of mainline? _____

Size of Motor used for each P/D? _____

Estimate of depth to water? _____

Pressure at well? _____

Pressure at sprinkler head? _____

COMMENTS _____

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

October 12, 1990

RE: Claim No(s): A57-10825

CECIL D. ANDRUS

A57-10825

GOVERNOR

TRACY SILVER

R. KEITH HIGGINSON

HC 85 BOX 327

DIRECTOR

GRAND VIEW

ID 83624

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no license, decree or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of first use, or "Priority Date", for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes the types of evidence required and explains what kind of documents will fulfill this requirement. While we encourage you to read the entire pamphlet, we would like to direct your attention to the right-hand half of this pamphlet once you open it. There you will find information concerning the evidence requirements mentioned above. The other sections describe to you why this evidence is necessary.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, cannot be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the above claim(s) have been or soon will be conducted by Department personnel.

Please submit the required evidence supporting the priority date(s) by December 1, 1990, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact a water resource agent in this office.

Sincerely,

Jan Shurte

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
Enclosures

NOT NECESSARY
SINCE CUT OFS
BACK TO STANDARDS

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OCT 07 1992

4-16-90

11/20/89

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Name of Claimant Tracy G. or Teresa L. Silver (208) 834-2270
Phone Number

Mailing Address HC 85 Box 327 Grand View Id. 83624
City State Zip

Owyhee
County(s) where place of use is located Date claim originally due

Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

We purchased the property after the Owyhee County
deadline for filing. local irrigation company informed
us that our property (rights) had been included with
Grand View Mutual, when with further research I
found that they were not filed.

Claimant requests an extension to April 20, 19 90

Tracy L. Silver April 16, 19 90
Signature Date of request

Owner
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to April 16 19 90

Signed this 19 day of May 19 90

Director or his designated agent

DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

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OCT 07 1992

Needs to pay late
A57-10825 fee
A02-10031)

4.16.90
C016304



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Date: JUL 20 Filed

TRACY SILVER
HC 85 Box 327

GRAND VIEW 12 83624

RE: Permit and/or Adjudication Claim No.s A57-10825

Dear Claimant(s):

The Department of Water Resources will be conducting beneficial use examinations and water right adjudication claim verification examinations for Owyhee County from July thru November 1990. Once the beneficial use examination or claim verification is made, your water rights will be recommended for licencing by the department or decree by Judge Hurlbutt in the Fifth District Court. The recommendations will be based on our findings in the field.

Information on your permit or claim that may need to be verified, includes source(s) of water, uses and amounts, legal descriptions of point(s) of diversion, place of use and in some cases documentation verifying the date of priority as claimed in the Snake River Basin Adjudication. Some of your claims may only need a small amount of verification if there are no changes in the manner in which they were previously documented and examined in accordance with the State's permitting, licencing and/or decree process.

Although it is not mandatory that you accompany the field examiner, should questions arise during the exam, it would be most helpful for yourself or a knowledgeable representative to be available for a short time during the field exam. This would help speed up our findings and help collect information for your rights to be recommended to the court.

A field examiner will be calling or writing you for the scheduling of this (these) field exam(s). We can either meet you at the place of use or a place of your convenience. This may be determined at the time we contact you.

If you have questions regarding this letter or prior to scheduling, please call 334-2190 and ask for either Steve Lester or Ron Howerton.

Sincerely,

Ron Howerton
Senior Water Resource Agent

cc:RH:file

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OCT 07 1992