

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 63-2873
Date Received: 3/1/1990
Receipt No: S011360
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s): DANIEL J SILVERIA Phone: (208)455-1128
19850 W USTICK
CALDWELL ID USA 83607

CANDACE K SILVERIA Phone: (208)455-1128
19850 W USTICK
CALDWELL ID USA 83607

2. Date of Priority: 08/16/1951

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	04W	35	NW SW	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/15	1.6	
STOCKWATER	1/01	12/31	0.05	

7. Total Quantity Appropriated is:
1.6 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	04W	35	SW NW		IRRIGATION	40
			NW SW		IRRIGATION	40
					Section Acres	80
					Total Acres	80

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 3/18/2002

ADDRESS CHANGE BY CLAIMANT NOTE 2/9/99 SS.

15. Basis of Claim: License

RECEIVED

RECEIVED

MAR 21 2000

MAR 21 2000

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

WATER RESOURCES
WESTERN REGION

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 No(s): 63-03074, 63-02790, 63-02873, 63-02846, 63-02751, 63-03326
 Adjudication Claim No(s): A-63-03074, A-63-02790, A-63-02873, A-63-02846, A-63-02751, A-63-03326

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** showing the location of the place of use of the water right(s) or claim(s).
 (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant

Clarence D. Cook

14614 N. Bolivar Drive

4. New Owner/Claimant(s)

Sun City, AZ 85351 / Daniel J. Silveria

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

19850 Ustick

and/or Candy K Silveria

City, State and ZIP Code

Caldwell, ID

83607

New Telephone Number

(208) 455-1128

Date you acquired the property

1995 + 1999

Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right 204 Number and type of stock 600

Diversion rate in CFS 4.9 Number of homes you acquired 0 Other uses cropland irrigation

Signature of New Owner(s)
 or Claimant(s)

Daniel J. Silveria

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

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.

B
PC 32345

9949498

WARRANTY DEED

CLARENCE D. COOK, a married man dealing with his sole and separate property, Grantor, hereby conveys, grants and warrants to DANIEL J. SILVERIA and CANDACE K. SILVERIA, husband and wife, Grantees, whose address is 19850 Wilshire Rd. Culver City CA 90035, for the sum of TEN DOLLARS and other good and valuable consideration, the following described real property, to-wit:

See Exhibit "A" attached hereto, and by this reference made a part hereof.

TOGETHER WITH 3 electric motors and 3 turbine irrigation pumps.

SUBJECT TO taxes and assessments for the year 1995 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The Grantor covenants to the Grantees that he is the owner in fee simple of said premises; that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that he will warrant and defend the same from all lawful claims.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 5 day of July, 1995.

Clarence D. Cook
Clarence D. Cook

DISCLAIMER

The undersigned is the spouse of CLARENCE D. COOK. The undersigned acknowledges the above-described real property and fixtures are the sole and separate property of CLARENCE D. COOK and disclaims any interest in or rights to said property.

^{CO}
Clarence Elizabeth M. Cook
Cook

STATE OF ARIZONA)
County of MARICOPA) :ss

On this 2 day of July, in the year 1995, before me, KATHLEEN HOWARD NICHOLAS, a Notary Public, personally appeared ELIZABETH M. COOK, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Kathleen Howard Nicholas
Notary Public for
Commission expires: My Commission Expires Jan. 1, 1999

STATE OF ARIZONA)
County of MARICOPA) :ss

On this 2 day of July, in the year 1995, before me, KATHLEEN HOWARD NICHOLAS, a Notary Public, personally appeared CLARENCE D. COOK, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Kathleen Howard Nicholas
Notary Public for
Commission expires: My Commission Expires Jan. 1, 1999

EXHIBIT "A"

PARCEL:

The Southeast Quarter of the Northwest Quarter and the North Half of the North Half of the Northeast Quarter of the Southwest Quarter; all in Section 35, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho;

P.S. C.S.

INITIAL



009949498

RECORDED

99 DEC 22 PM 1 16

G NOEL HALES
CANYON CNTY RECORDER
BY *[Signature]*

REQUEST PIONEER — CALDWELL
TYPE *[Signature]* 9.2
[Signature] pack

PC 30345

9949499

WARRANTY DEED

CLARENCE D. COOK, a married man dealing with his sole and separate property, Grantor, hereby conveys, grants and warrants to DANIEL J. SILVERIA and CANDACE K. SILVERIA, husband and wife, Grantees, whose address is 19850 W Ustick Rd (Caldwell) ID 83605, for the sum of TEN DOLLARS and other good and valuable consideration, the following described real property, to-wit:

See Exhibit "A" attached hereto, and by this reference made a part hereof.

TOGETHER WITH 3 electric motors and 3 turbine irrigation pumps.

SUBJECT TO taxes and assessments for the year 1995 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

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The Grantor covenants to the Grantees that he is the owner in fee simple of said premises; that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that he will warrant and defend the same from all lawful claims.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 5 day of July, 1995.

Clarence D. Cook
Clarence D. Cook

DISCLAIMER

The undersigned is the spouse of CLARENCE D. COOK. The undersigned acknowledges the above-described real property and fixtures are the sole and separate property of CLARENCE D. COOK and disclaims any interest in or rights to said property.

Elizabeth M. Cook
Cook

STATE OF ARIZONA)
County of MARICOPA) :ss

On this 5 day of July, in the year 1995, before me, KATHLEEN HOWARD NICHOLAS, a Notary Public, personally appeared ELIZABETH M. COOK, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Kathleen Howard Nicholas
Notary Public for

Commission expires: My Commission Expires Jan. 1, 1999



STATE OF ARIZONA)
County of MARICOPA) :ss

On this 5 day of July, in the year 1995, before me, KATHLEEN HOWARD NICHOLAS, a Notary Public, personally appeared CLARENCE D. COOK, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Kathleen Howard Nicholas
Notary Public for

Commission expires: My Commission Expires Jan. 1, 1999



WARRANTY DEED-2

EXHIBIT "A"PARCEL II:

The Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter in Section 35, Township 4 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

D.S.
C.C.

009949499

RECORDED

99 DEC 22 PM 1 16

G NOEL HALES

CANYON COUNTY RECORDER

BY



REQUIREMENT PIONEER — CALDWELL

TYPE Doc FILE

9-00

pdc

PC 32345

994950U

WARRANTY DEED

CLARENCE D. COOK, a married man dealing with his sole and separate property, Grantor, hereby conveys, grants and warrants to DANIEL J. SILVERIA and CANDACE K. SILVERIA, husband and wife, Grantees, whose address is 19850 W. JUSTICE RD Caldwell ID 83605, for the sum of TEN DOLLARS and other good and valuable consideration, the following described real property, to-wit:

See Exhibit "A" attached hereto, and by this reference made a part hereof.

TOGETHER WITH 3 electric motors and 3 turbine irrigation pumps.

SUBJECT TO taxes and assessments for the year 1995 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The Grantor covenants to the Grantees that he is the owner in fee simple of said premises; that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that he will warrant and defend the same from all lawful claims.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 5 day of July, 1995.

Clarence D. Cook
Clarence D. Cook

DISCLAIMER

The undersigned is the spouse of CLARENCE D. COOK. The undersigned acknowledges the above-described real property and fixtures are the sole and separate property of CLARENCE D. COOK and disclaims any interest in or rights to said property.

Elizabeth M. Cook
Cook

STATE OF ARIZONA)
County of MARICOPA) :ss

On this 1 day of July, in the year 1995, before me, KATHLEEN HOWARD NICHOLAS, a Notary Public, personally appeared COOK, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Kathleen Howard Nicholas
Notary Public for
Commission expires My Commission Expires Jan. 1, 1999

STATE OF ARIZONA)
County of MARICOPA) :ss

On this 1 day of July, in the year 1995, before me, CLARENCE D. COOK, a Notary Public, personally appeared CLARENCE D. COOK, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Kathleen Howard Nicholas
Notary Public for
Commission expires My Commission Expires Jan. 1, 1999

EXHIBIT "A"PARCEL III:

All that part of the Northwest Quarter of the Northwest Quarter lying South and East of Deer Flat North Canal as now located and constructed in Section 35, Township 4 North, Range 4 West, Boise, Meridian, Canyon County, Idaho.

AS. CB. CAC

009949500

RECORDED

99 DEC 22 PM 1 16

G NOEL HALES

CANYON COUNTY RECORDER

BY

[Signature]

REQUEST

PIONEER — CALDWELL

TYPE

[Signature]

FOR

91.00

[Signature]

PC32345

2000 1917

WARRANTY DEED

FOR VALUE RECEIVED CLARENCE D. COOK, a married man

the Grantor, does hereby grant, bargain, sell and convey unto DANIEL J. SILVERIA and CANDACE K. SILVERIA, husband and wife

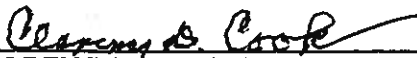
the Grantees, whose address is 19850 Ustic Road, Caldwell, ID, 83605

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1999 and subsequent years, covenants, conditions, restrictions and easements of record; and that he will warrant and defend the same from all lawful claims whatsoever.

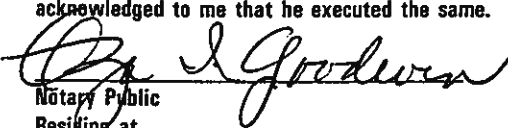
DATED: January 5, 2000


CLARENCE D. COOK

STATE OF ARIZONA

COUNTY OF MARICOPA

On this 11 day of January in the year 2000, before me, a Notary Public, personally appeared Clarence D. Cook known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.


Notary Public
Residing at

My commission expires



OFFICIAL SEAL
OZA I. GOODWIN
Notary Public - State of Arizona
MARICOPA COUNTY
My Comm. Expires Apr. 2, 2002

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

PARCEL III

The Northeast Quarter of the Northwest Quarter in Section 35, Township 4 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

The following described tract situated in the South Half of the Southwest Quarter of Section 26 and the East Half of the Northwest Quarter of Section 35, Township 4 North, Range 4 West, Boise Meridian, Canyon County, Idaho, and more particularly described as follows:

COMMENCING at the Northwest corner of the Southwest Quarter of the Southwest Quarter of said Section 26; thence

East a distance of 807.00 feet along the North boundary of the South Half of said Southwest Quarter to the TRUE POINT OF BEGINNING; thence continuing

East a distance of 727.10 feet along the North boundary of the South Half of said Southwest Quarter; thence

South 36° 41' East a distance of 299.78 feet; thence

South 15° 11' West a distance of 61.36 feet to a point on the centerline of the Deer Flat North Irrigation Canal; thence traversing the centerline of said irrigation canal as follows: Continuing

South 15° 11' West a distance of 219.59 feet; thence

South 27° 54' West a distance of 158.27 feet; thence

South 7° 30' West a distance of 207.06 feet; thence

South 9° 10' East a distance of 293.15 feet; thence

South 19° 38' East a distance of 365.87 feet; thence

South 66° 51' West a distance of 90.76 feet; thence

North 57° 00' West a distance of 366.57 feet; thence

North 50° 14' West a distance of 444.76 feet; thence

North 89° 10' West a distance of 127.56 feet; thence leaving the centerline of said irrigation canal and running

North 2° 15' West a distance of 1,041.19 feet to the TRUE POINT OF BEGINNING.

200001917

RECORDED

00 JUN 18 PM 3 56

C NOEL HALES

CANYON CNTY RECORDER

BY

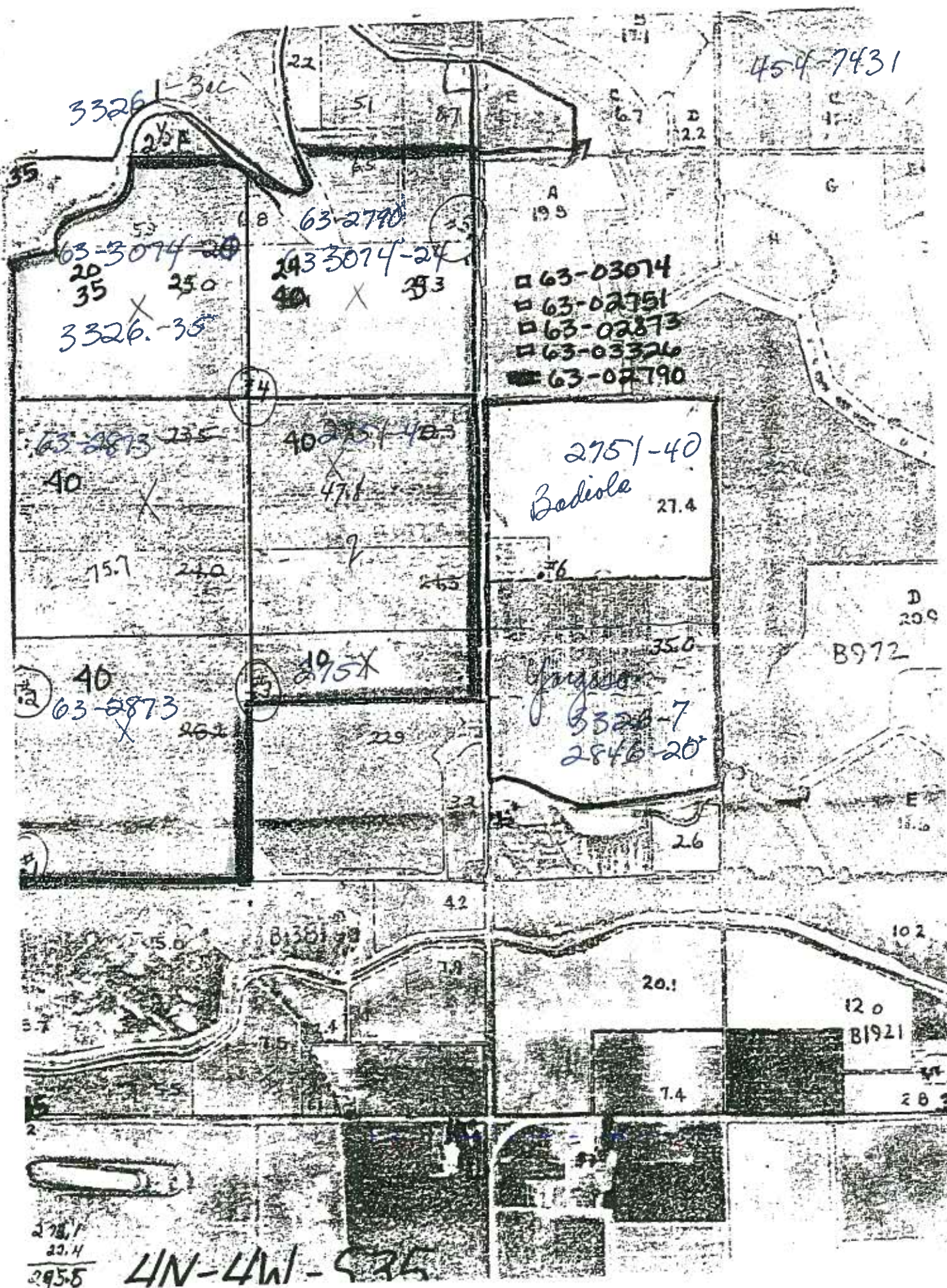
[Signature]

RECEIVED PIONEER

TYPE

CALDWELL

[Signature]



454-7431

33261-311

63-2790

63-3074-20
20
35
3326-35

2433074-24
40 X 33

63-03074
63-02751
63-02873
63-03326
63-02790

63-2873-235
40

402751-403
47.1

2751-40
Bediolo
27.4

40
63-5873
26.2

29.5X

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2846-20

B972

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B.301-23

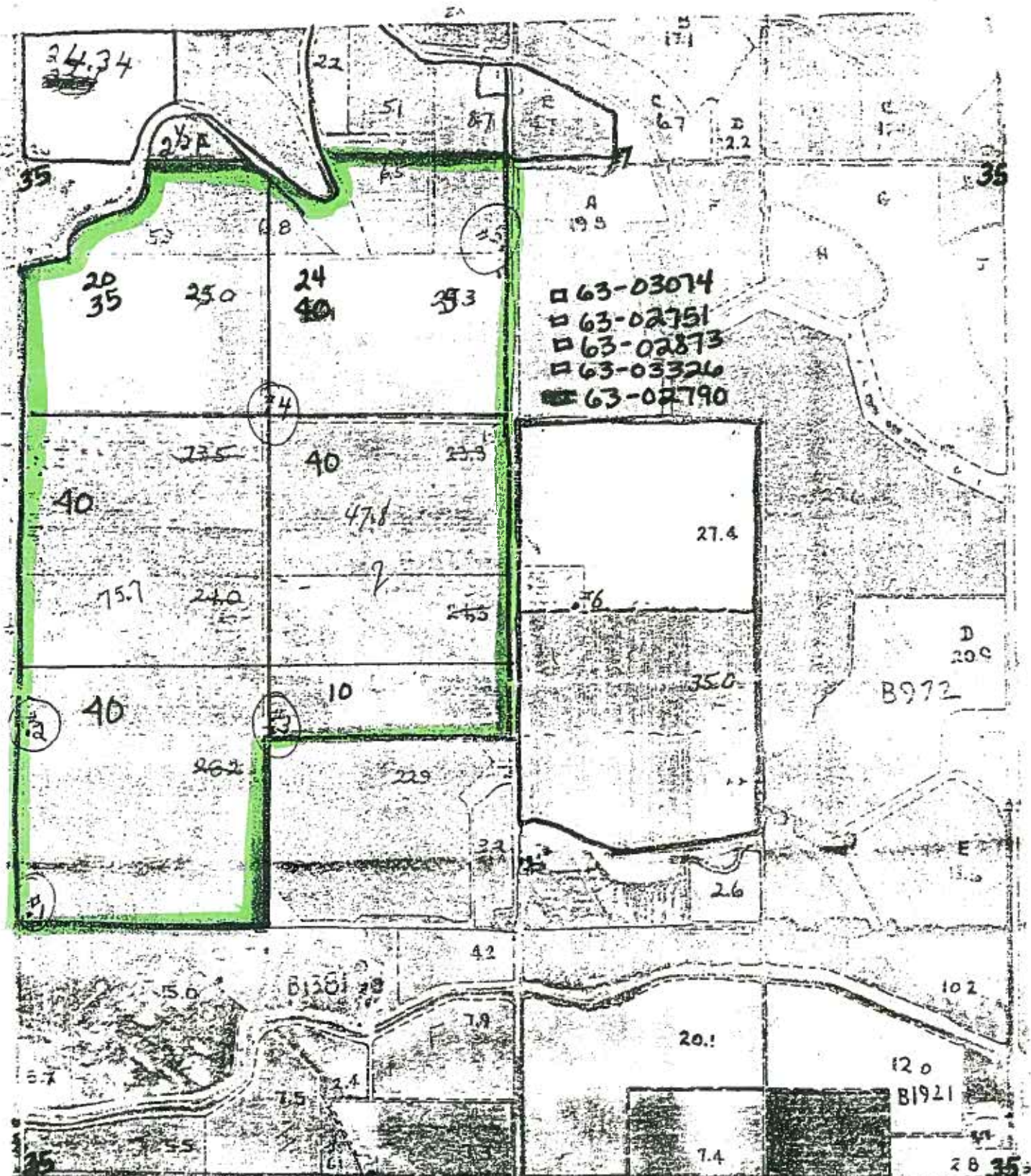
B.301-23

20.1

120
B1921

27.1
20.4
295.8

4N-4W-525



275.1
27.4
295.5

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: A63-02873
Date Received: 3/ 1/1990
Receipt No: S011360
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CLARENCE D COOK 602-933-2264
Address: 14614 BOLIVAR DR N
SUN CITY AZ 85351

2. Date of Priority: AUG 16, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	35		NW	SW		CANYON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/15	1.600		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/200 BEEF STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	35	SW	NW		IRR	40.0
			NW	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
					Total Acres	80.0

11. Place of use in counties: CANYON

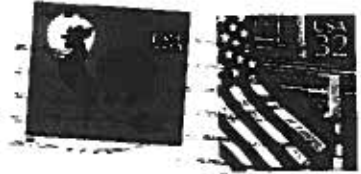
12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
ADDRESS CHANGE BY CLAIMANT NOTE 2/9/99 SS.

15. Basis of Claim: LICENSE
Water Right Number: 22311

Mr. Clarence Cook
14614 Bolivar Drive
Sun City, AZ 85351



State of Idaho
Dept of Water Resources
1301 A Orchard St PO 93720
Boise, Id 83720-0098



Please change my
mailing address from:
Clarence Cook
9318 Bearwood Circle
Sun City, Az. 85351

To: Clarence Cook
14614 Bolivar Dr N.
Sun. City, Az 85351

A6302790 cc: W.A.

A63-02846

A63-02873 - 63-21312

A63-03074

A63-03326

A63-02751

RECEIVED

FEB 08 1999

Department of Water Resources

modified records
NAP prepared
2-9-99

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: A63-02873
Date Received: 3/01/1990
Receipt No: S011360
Received By: _____

RECEIVED

MAR 8 1990

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLARENCE D. COOK
Address: 9318 BRIARWOOD CIRCLE
SUN CITY, AZ

85351

602-933-2264

RECEIVED

MAR 12 1990

2. Date of Priority: AUG 16, 1951

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Department of Water Resources
Western Regional Office

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	35		NW	SW		CANYON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	1.600		
STOCKWATER	01/01	12/31	0.050		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
S/200 BEEF STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	35	SW	NW		IRR	40.0
			NW	SW		IRR	40.0

Section Acres 80.0

A63-02873

Page 1

Date: 03/01/90

MICROFILMED

AUG 18 1992

10. Place of Use: Continued

Total Acres 80.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 22311

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): Clarence D. Cook Date: 3/5/90

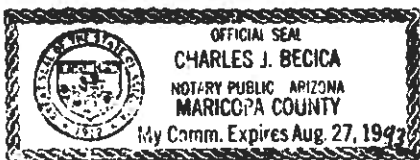
Date: _____

State of ~~Idaho~~ ARIZONA)
County of MARICOPA) SS.

Subscribed and sworn (or affirmed) before me this 5 day
of MARCH 1990

Charles J. Becica
Notary Public

Seal



Residing at _____
My Commission Expires _____

450 + 80

Water Right Number - 63-02873

Adj. Flag Translation: Standard Water Right Number Old (D) Number - 22311

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

*** C - CURRENT OWNER ***
FISHER

R. C.

1 -
2 -
3 -
City- NAMPA
Phone -

State- ID Zip-

+ - - - - Priority Date - - - + + - - - - Region - - - + + - - - - Stage - - - + + - - - - Status - - - +
08/16/1951 14 L - LICENSE

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

GROUNDWATER

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

Twn Rng Sec Tract Lot RFlg County (27) CANYON

04N 04W 35 NW SW

+ - - - - Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION
43 - DOMESTIC

1.600

+ - - - - Total Div. Rate - + + - - - - Total Div. Volume - + + - - - - Total Div. Capacity - +
1.600

+ - - - - Twn Rng Sec Tract Lot Acres Code Description County

04N 04W 35 SW NW 40.0 01 IRRIGATION (27) CANYON
04N 04W 35 NW SW 40.0 01 IRRIGATION (27) CANYON

Total Acres: 80.0

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

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

MICROFILMED

AUG 18 1992

Adj. flag translation: Standard Water Right Number

[illegible]

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	-
Start Work Date	- 00/00/0000	Verified Date	- 05/20/1985	DLE/carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 08/28/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
AUG 18 1992

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

RIGHT NUMBER: 63-2873

NAME AND ADDRESS: CREATIVE REAL ESTATE DEVELOPMENT CORP
6885 139TH LANE NORTHWEST STE 100
RAMSEY MN 55303

~~DANIEL J SILVERIA~~
~~CANDACE K SILVERIA~~
~~19850 W USTICK~~
~~CALDWELL ID 83607~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.600 CFS
361.200 AFY

PRIORITY DATE: 08/16/1951

POINT OF DIVERSION:

T04N R04W S35 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.050 CFS 1.20 AFY
IRRIGATION	03/01 11/15	1.600 CFS 360.00 AFY

PLACE OF USE: IRRIGATION in CANYON County

T04N R04W S35 SWNW 40.00 T04N R04W S35 NWSW 40.00

STOCKWATER same as IRRIGATION

80 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Stockwater use is for 300 range cattle.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

Use of this right is combined with water from Wilder Irrigation District.

**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

)
)
)
)
)

Water Rights: 63-2790, 63-2873
63-3074, 63-31443, 63-31766
**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐

Address change

XX

Substitution of Party

☐

IC § 42-222 transfer

☐

Point of diversion

☐

Place of use

☐

Period of use

☐

Nature of use

☐

Split of water right

☐

Change in ownership

☐

Other

☐

IC § 42-219 license

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

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

DATED: February 22, 2008



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on February 22, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

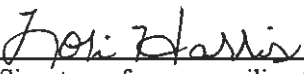
Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Creative Real Estate Development Corp.	☐ overnight mail
6885 139 th Lane Northwest Ste 100	☒ regular mail
Ramsey MN 55303	☐ hand-delivered
	☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

February 22, 2008

CREATIVE REAL ESTATE DEVELOPMENT CORP
6885 139TH LANE NORTHWEST STE 100
RAMSEY MN 55303

Re: Water Right Nos. 63-2790, 63-2873, 63-3074, 63-31443, 63-31766

Dear Sir or Madam:

Enclosed are copies of the above referenced water rights, which reflect the change in ownership of the land and appurtenant water rights, covered under the original filings. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures

cc: Jason Romrell (e-mail)

RECEIVED

RECEIVED

Form 42-248-12-1-099(5)

FEB 14 2008

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

FEB 13 2008

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
63-31443		N			
63-2790		N			
63-2873		N			
63-3074		N			
63-31766		N			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Daniel and Candace Silveria
19850 W. Ustick
Caldwell, ID 83607
4. New Owner/Claimant(s) Creative Real Estate Development Corp.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 6885 139th Lane Northwest, Suite 100
- City, State and ZIP Code Ramsey, MN 55303
- New Telephone Number (763) 421-4446 Email: _____

Attorney Jason Romnell
(208) 322-2722

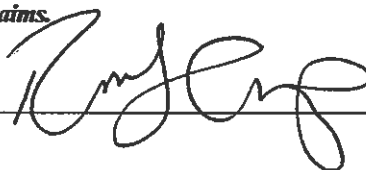
romrjas@hotmail.com

5. Date you acquired the property 09/01/2006
6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)



OPS MGR

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by Arnon Marshall Date 02/13/08
 Received by [Signature] Date 2-19-08
 Processed by [Signature] AJ Date 2-19-08

Receipt Amt. N/A
 Receipt No. _____
 WR _____ Date _____

11a



3 MONTHS
CANYON COUNTY RECORDER

SEP 1 PM 4 20

RECORDED

200671626

Order No.: C0511621

WARRANTY DEED

**FOR VALUE RECEIVED,
PRIDE, L.L.C.**

The Grantor(s), do(es) hereby grant, bargain sell and convey unto

CREATIVE REAL ESTATE DEVELOPMENT CORP.

whose current address is 1011 OSBORNE RD NE, STE 2, SPRING LAKE PARK, MN 55432

the Grantee(s), the following described premises, in Canyon County, Idaho, TO WIT:
SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

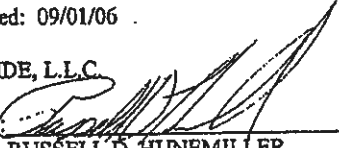
TOGETHER WITH ALL WATER AND WATER RIGHTS, DITCHES AND DITCH RIGHTS
USED THEREON OR APPURTENANT THERETO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: 09/01/06

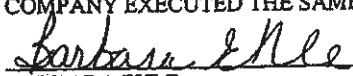
PRIDE, L.L.C.

BY:


RUSSELL D. HUNEMILLER,
MANAGING MEMBER

STATE OF IDAHO
COUNTY OF CANYON

ON THIS 28 DAY OF AUGUST, IN THE YEAR 2006, BEFORE ME, THE
UNDERSIGNED, PERSONALLY APPEARED RUSSELL D. HUNEMILLER, KNOWN OR
IDENTIFIED TO ME TO BE THE MANAGER OR MEMBER OF THE LIMITED LIABILITY
COMPANY THAT EXECUTED THE INSTRUMENT OR THE PERSON(S) WHO
EXECUTED THE INSTRUMENT ON BEHALF OF SAID LIMITED LIABILITY
COMPANY, AND ACKNOWLEDGED TO ME THAT SUCH LIMITED LIABILITY
COMPANY EXECUTED THE SAME.


BARBARA EHLE
COMMISSION EXPIRES: 06/12/09
RESIDING AT:
RESIDING AT MIDDLETON, IDAHO
COMMISSION EXPIRES 06-12-2009

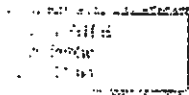


EXHIBIT "A"

PARCEL 1

The Southeast Quarter of the Northwest Quarter and the North half of the North half of the Northeast Quarter of the Southwest Quarter; all in Section 35, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho.

PARCEL 2

The Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter and all that part of the Northwest Quarter of the Northwest Quarter lying South and East of Deer Flat North Canal as now located and constructed in Section 35, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho.

PARCEL 3

The Northeast Quarter of the Northwest Quarter in Section 35, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM:

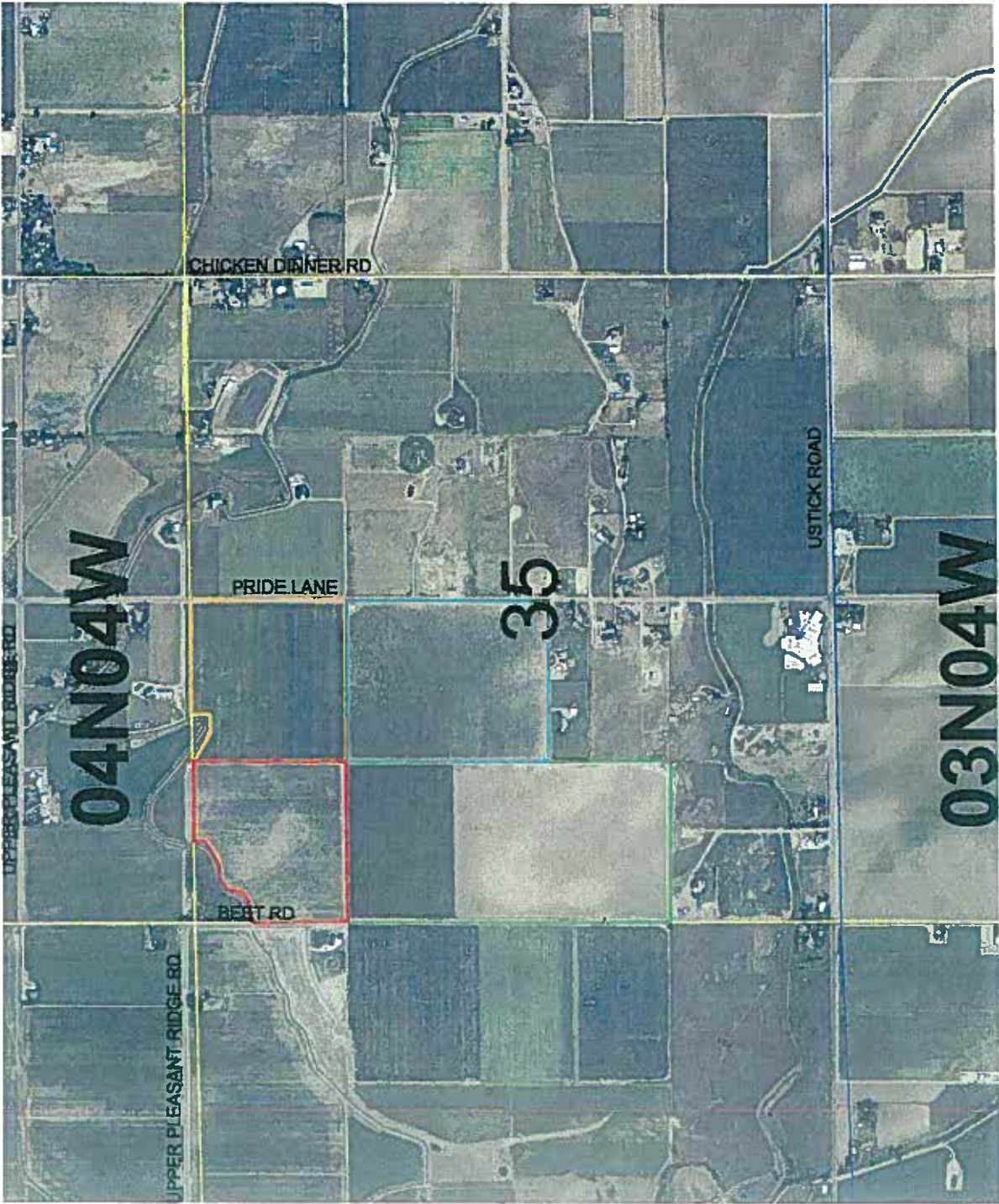
The following described tract situated in the South half of the Southwest Quarter of Section 26 and the East half of the Northwest Quarter of Section 35, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho, and more particularly described as follows:

COMMENCING at the Northwest corner of the Southwest Quarter of the Southwest Quarter of said Section 26; thence East a distance of 807.00 feet along the North boundary of the South half of said Southwest Quarter of the TRUE POINT OF BEGINNING; thence continuing East a distance of 727.10 feet along the North boundary of the South half of said Southwest Quarter; thence South 36°41' East a distance of 299.78 feet; thence South 15°11' West a distance of 61.36 feet to a point on the centerline of Deer Flat North Irrigation canal thence traversing the centerline of said irrigation canal as follows: continuing South 15°11' West a distance of 219.59 feet; thence South 27°54' West a distance of 158.27 feet; thence South 7°30' West a distance of 207.06 feet; thence South 9°10' East a distance of 293.15 feet; thence South 19°38' East a distance of 365.87 feet; thence South 66°51' West a distance of 90.76 feet; thence North 67°00' West a distance of 366.57 feet; thence North 50°14' West a distance of 444.76 feet; thence North 89°10' West a distance of 127.56 feet; thence leaving the centerline of said irrigation canal an running North 2°15' West a distance of 1,041.19 feet to the TRUE POINT OF BEGINNING.

Exhibit "A"

Legal Description

Location of Creative Real Estate Development's Property in
T4N, R4W, Sec 35, Canyon County



- 63-31443
- 63-3074 & 63-31766
- 63-2873
- 63-2790
- Townships
- Sections



Aerial Photo Source: NAIP 2004



04/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-2873

NAME AND ADDRESS: DANIEL J SILVERIA
19850 W USTICK
CALDWELL ID 83607

CANDACE K SILVERIA
19850 W USTICK
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.600 CFS
361.200 AFY

PRIORITY DATE: 08/16/1951

POINT OF DIVERSION:

T04N R04W S35 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.050 CFS 1.20 AFY
IRRIGATION	03/01 11/15	1.600 CFS 360.00 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T04N R04W S35 SWNW 40.00 T04N R04W S35 NWSW 40.00

STOCKWATER same as IRRIGATION

80 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Stockwater use is for 300 range cattle.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

Use of this right is combined with water from Wilder Irrigation District.



Idaho Department of Water Resources

Adjudication Claim:

63-2873

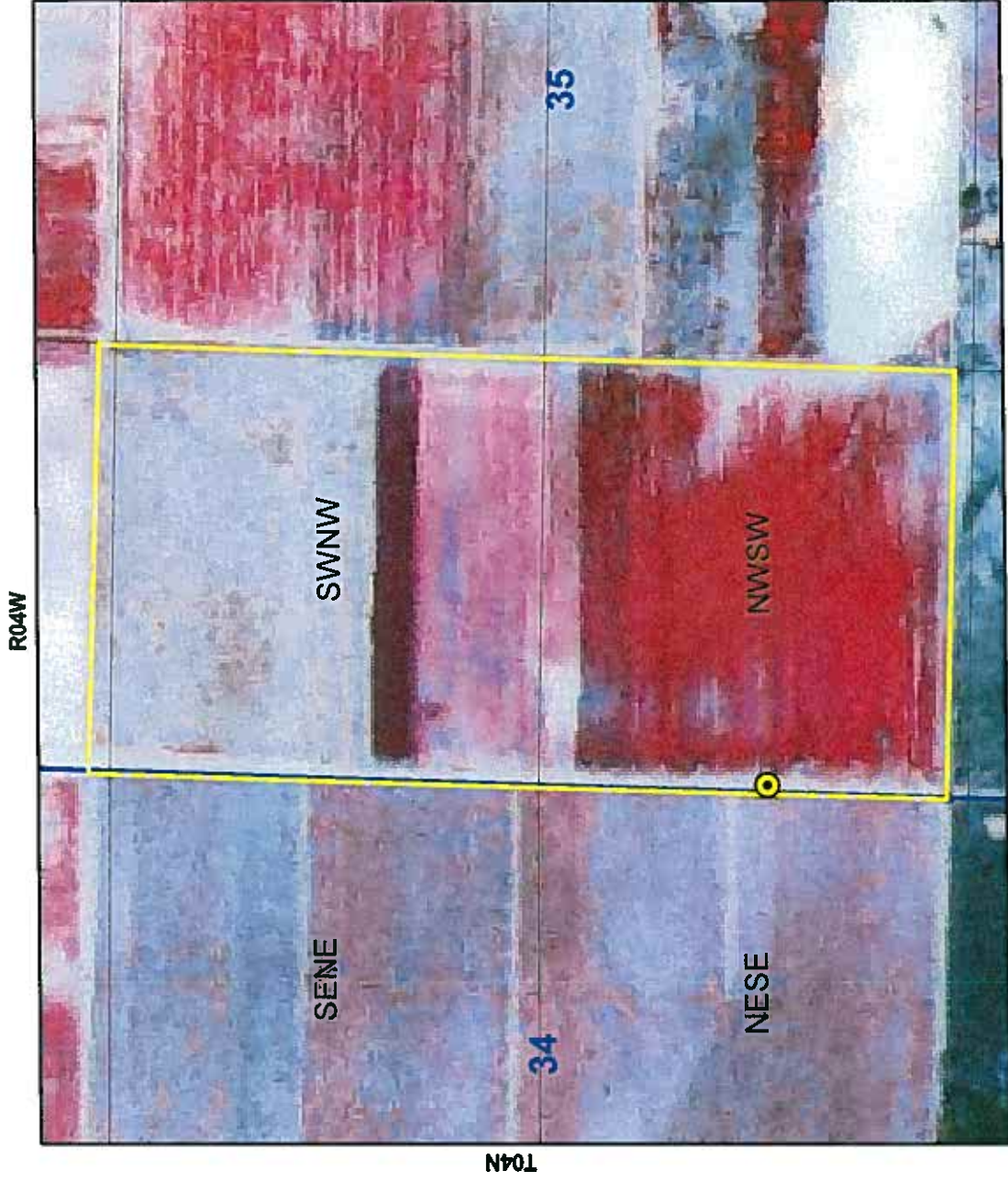
Actual = 80

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Canyon County
IDWR Basin 63



0 0.2 0.4 Miles

Prepared by K. Walker
On Thursday, April 13, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2873

WATER RIGHT NUMBER: 63-2873

Owner Type Name and Address

Original Owner R C FISHER

Original Owner NAMPA, ID

Original Owner CLARENCE D COOK
9610 OAKRIDGE DR
SUN CITY, AZ 85351
(602)933-2264Current Owner DANIEL J SILVERIA
19850 W USTICK
CALDWELL, ID 83607
(208)455-1128Current Owner CANDACE K SILVERIA
19850 W USTICK
CALDWELL, ID 83607
(208)455-1128

Priority Date: 08/16/1951

Basis: License

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

STOCKWATER

IRRIGATION

From To

1/01 to 12/31

4/01 to 10/15

Diversion Rate

0.050 CFS

1.600 CFS

Total Diversion:

1.600 CFS

Annual Volume

2.7

~~2.7~~Location of Point(s) of Diversion

GROUND WATER

CANYON County

NW1/4SW1/4

Sec. 35, Twp 04N, Rge 04W B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	04W	35							40.0				40.0		80.0

Total Acres: 80

STOCKWATER same as IRRIGATION

use standard.
season - not
shown on lic

use 1.2 AF
since
orig. domestic
use "104"

p/d 02 w/63-31766

200
beet
cows

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2873

01/31/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2873	Claim	04N	04W	35	SW	NW		IRRIGATION	40/80	DANIEL J SILVERIA
2873	Water Right	04N	04W	35	SW	NW		IRRIGATION	40/80	R C FISHER
2873	Claim	04N	04W	35	NW	SW		IRRIGATION	40/80	DANIEL J SILVERIA
2873	Water Right	04N	04W	35	NW	SW		IRRIGATION	40/80	R C FISHER

no OLA

State of Idaho

License and Certificate of Water Right

Water License No. G-22311Amount 1.6 second feet

Water District No. _____

Priority August 16, 1951

THIS IS TO CERTIFY that R. C. FISHER
of Nampa, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 16, 19 53; that Permit No. G-22311
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.6 second feet, was issued thereunder on April 20, 19 53, showing that said works
were completed on the 13th day of March, 19 53; and that on the 13th
day of March, 19 53,

R. C. FISHER

of Nampa, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
subterranean flow (subterranean flow) for the purpose of irrigation and
domestic use, under Use Permit No. G-22311 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 5063, on the 20th day of April, 19 53;

The right hereby confirmed dates from August 16, 1951;

The Point of Diversion is located

in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Tp. 4 N., R. 4 W., B. M. Canyon

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 1.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>4N.</u>	<u>4W.</u>	<u>35</u>	<u>SW $\frac{1}{4}$ NE $\frac{1}{4}$</u> <u>NE $\frac{1}{4}$ SW $\frac{1}{4}$</u>	<u>40</u> <u>40</u>	<u>40</u> <u>40</u>
			Number of Acres Actually Irrigated - -		<u>80</u>

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 State Reclamation Engineer, affixed at Boise, Idaho, this

20th day of April, 1953.

MARK R. KULP

State Reclamation Engineer

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-22311

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant R. C. Fisher, Box 240, Nampa, Idaho2. Source of water supply: A well (subterranean flow)3. Location of point of diversion: Is in the NW 1/4 SW 1/4 of Section 35T. 4 N. R. 4 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: No pump house, only a temporary frame roof 4' by 8' covered with linoleum. Well is 146' deep by 14" diameter, cased down 136'. Static H is 93', draws down to 133'. Pump has five bowls 10" diameter, down 140', 10" column. Motor is U. S. 30 h.p. 220 V. 74 amps, 3 phase, 60 cycle, 1800 r.p.m. No. 825804. Layna Bowler Vertical turbine pump No. 17702. Idaho Power meter 240 V No. 30507925. Pump rests on concrete base, size approximately 30" by 30". Square D switch panel. Meter and controls enclosed in metal box on pole to the North of the pump. Delivery is to the West through a 10" to 12" pipe into a large earthen sump. Delivery is by gravity. Field has been levelled. Main ditch is on the West and all irrigation is to the East.

5. Water is used for: Irrigation and domestic purposes6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW 1/4, NW 1/4, SW 1/4 Section 35, Township 4 North, Range 4 West, B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: Water was measured over 2' cippoletti weir. H=3.85. Q=1.6 cubic feet per second. T=58 1/2° Fahrenheit.

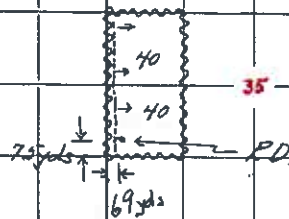
This examination was made on the 3rd day of April, 1927(Signed) E. J. Humphrey Examiner

22311

R-4W.

TO CALDWELL →

T.
4
N.



1.6 cfs = 80"

1.385 = A over 2' weir

Q = 80 inches or 1.6 cfs.

T = 58 1/2° F.

R. Fisher

Form No. 0

T. 4N R. 4W

34

35

36

Point of diversion-Well

Permit Map No. 4-22311
As Approved
AUG 22 1951
MARK R. KULP
State Reclamation Engineer

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

2231

APPLICATION FOR PERMIT 63-2873

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 30041
Permit No. G- 22311
District No.

1. Name of Applicant: R. C. FISHER
Postoffice address: Box 240, Nampa County: Canyon State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 1.6 or Idaho
Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from a well.
4. Location of point of diversion or well is in the NW 1/4 of the SW 1/4 of Section 35
Twp. 4 N. , Rge. 4 W. , B.M., County of Canyon
5. Water is to be used for: Irrigation and domestic purposes.
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump and ditches.
8. Estimated cost of works: \$5,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Three (3) years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 - (b) Amount of capital stock: \$ (c) Amount paid in: \$
 - (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
 - (b) Treasury stock: (c) Bonds to be issued:
 - (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Paul R. Fisher Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G-22311

Recorded in Book 80 Page 22311 Approved August 22, 1951

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before **October 22, 1951**

Work to begin on or before October 22, 1951 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before February 22, 1953

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before August 22, 1954

Witness my hand this 22nd day of August, 1951

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 22nd
day of August, 1951.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

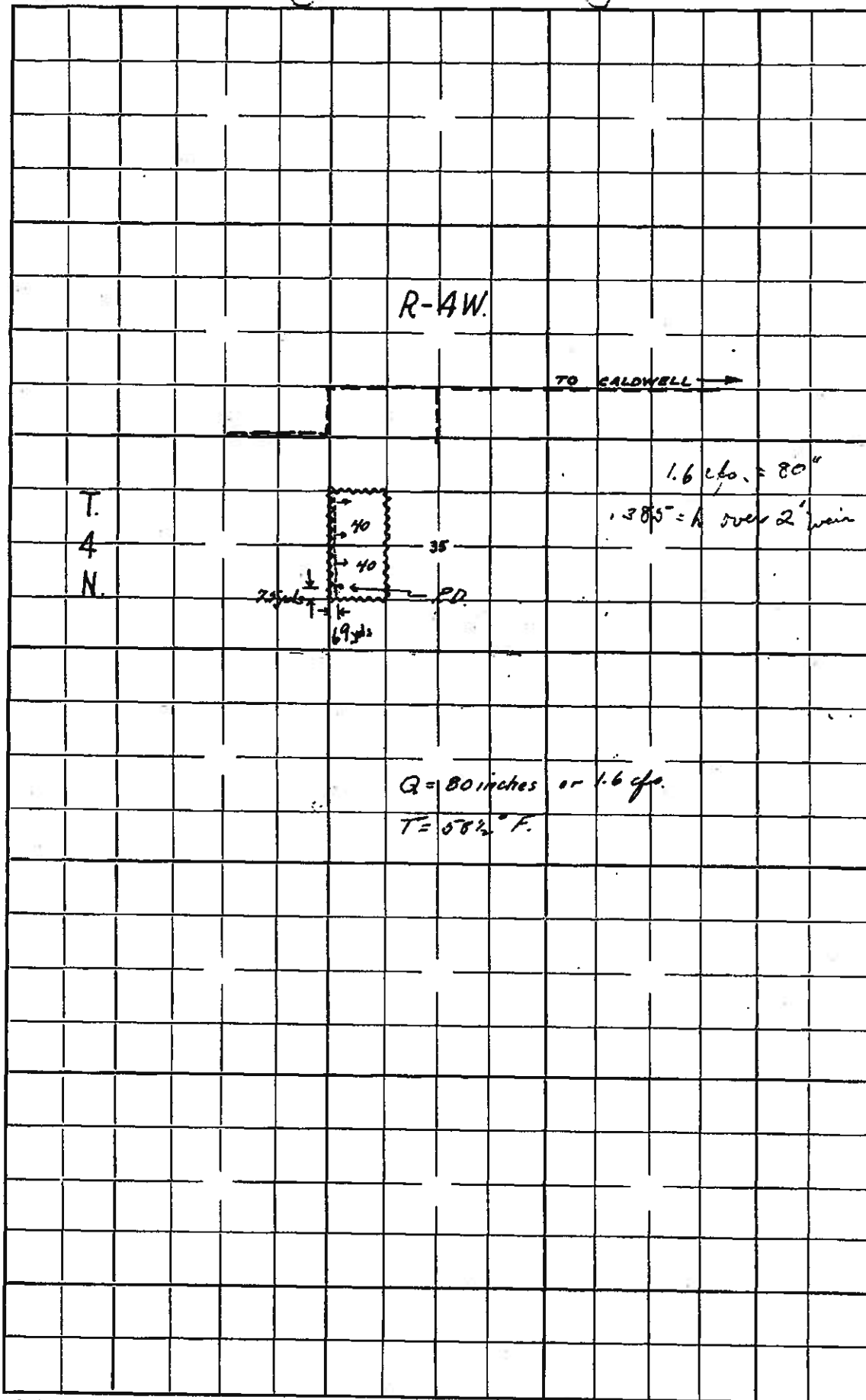
By LEN JORDAN

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	Totals
4 N.	4 W.	35		40	40		80
CERTIFICATE OF COMPLETION OF WORKS							
TO ALL WHOM IT MAY CONCERN:							
This is to certify that R. C. FISHER of Bampa, County of Canyon, and State of Idaho, the holder G-22311, issued upon Application No. G-50041 bearing date of priority of August 16, 1951, authorizing the 1.6 second feet of the waters of a well (subterranean flow) County of Canyon, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying the place of intended use 1.6 second feet of the waters of said well; that the point of diversion of said water NW$\frac{1}{4}$ SW$\frac{1}{4}$ Section 35, Township 4 North, Range 4 West, B.M. and that the lands proposed to be irrigated by the water are described as follows, to-wit: SW$\frac{1}{4}$ NE$\frac{1}{4}$ and NW$\frac{1}{4}$ SW$\frac{1}{4}$ Section 35, Twp. 4 North, Range 4 West, B. M.							
Witness my hand this 20th day of April, A.D. 1953. MARK R. KULP State Reclamation Engineer							
Proof of completion of works made March 13, 1953. Certificate of completion of works issued April 20, 1953.							
LICENSE ISSUED FOR 1.6 SEC. FT. 88 5063							



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

22311

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2873

WATER RIGHT NUMBER: 63-2873

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	R C FISHER
	NAMPA, ID

Priority Date: 08/16/1951

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /		1.600 CFS	
DOMESTIC	/ to /			
<u>Total Diversion:</u>			1.600 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 35, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	04W	35							40.0				40.0						80.0

Total Acres: 80

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:

Receipt Details for ID S011360

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/1/1990 8:49:28 AM	3/1/1990	Southern	\$600.00	Check
Payer		DUNCAN, ARTHUR T.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2730			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$600.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3074		\$50.00	Claim
63	2790		\$90.00	Claim
63	2873		\$130.00	Claim
63	2751		\$140.00	Claim
63	2846		\$70.00	Claim
63	3326		\$95.00	Claim
63	21312		\$25.00	Claim

→ *OK*



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 18, 2002

DANIEL J SILVERIA
CANDACE K SILVERIA
19850 W USTICK
CALDWELL ID 83607

Re: Notice of Claim to a Water Right No. 63-2790, 63-2873 & 63-3074

Dear Claimant(s):

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure