

03/06/2003

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

RIGHT NUMBER: 29-11005

NAME AND ADDRESS: MARION M SALVESEN TRUST
697 E 2ND N
DOWNEY ID 83234

SOURCE: SPRING TRIBUTARY: SINKS
SPRINGS TRIBUTARY: SINKS

QUANTITY: 0.200 CFS

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

PRIORITY DATE: 02/10/1961

POINT OF DIVERSION:

T12S R37E S6 NENESW Within BANNOCK County Source: SPRINGS
T12S R37E S6 NENESW Within BANNOCK County Source: SPRINGS
T12S R37E S6 NWNESW Within BANNOCK County Source: SPRING
T12S R37E S6 NWNWSE Within BANNOCK County Source: SPRINGS
T12S R37E S6 NWNWSE Within BANNOCK County Source: SPRINGS

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	04/01 10/31	0.200 CFS

PLACE OF USE: STOCKWATER Within BANNOCK County

T12S R37E S06 NESW

IRRIGATION Within BANNOCK County

T12S R37E S06 SWNE 2.5 T12S R37E S06 SENW 7.5

10 ACRES TOTAL

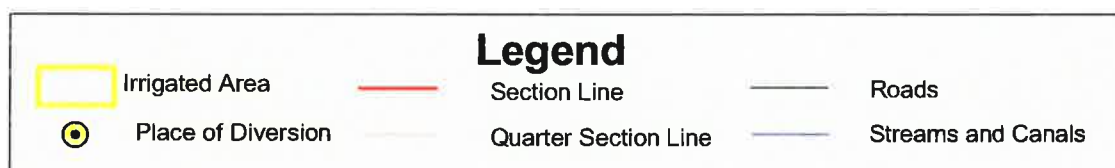
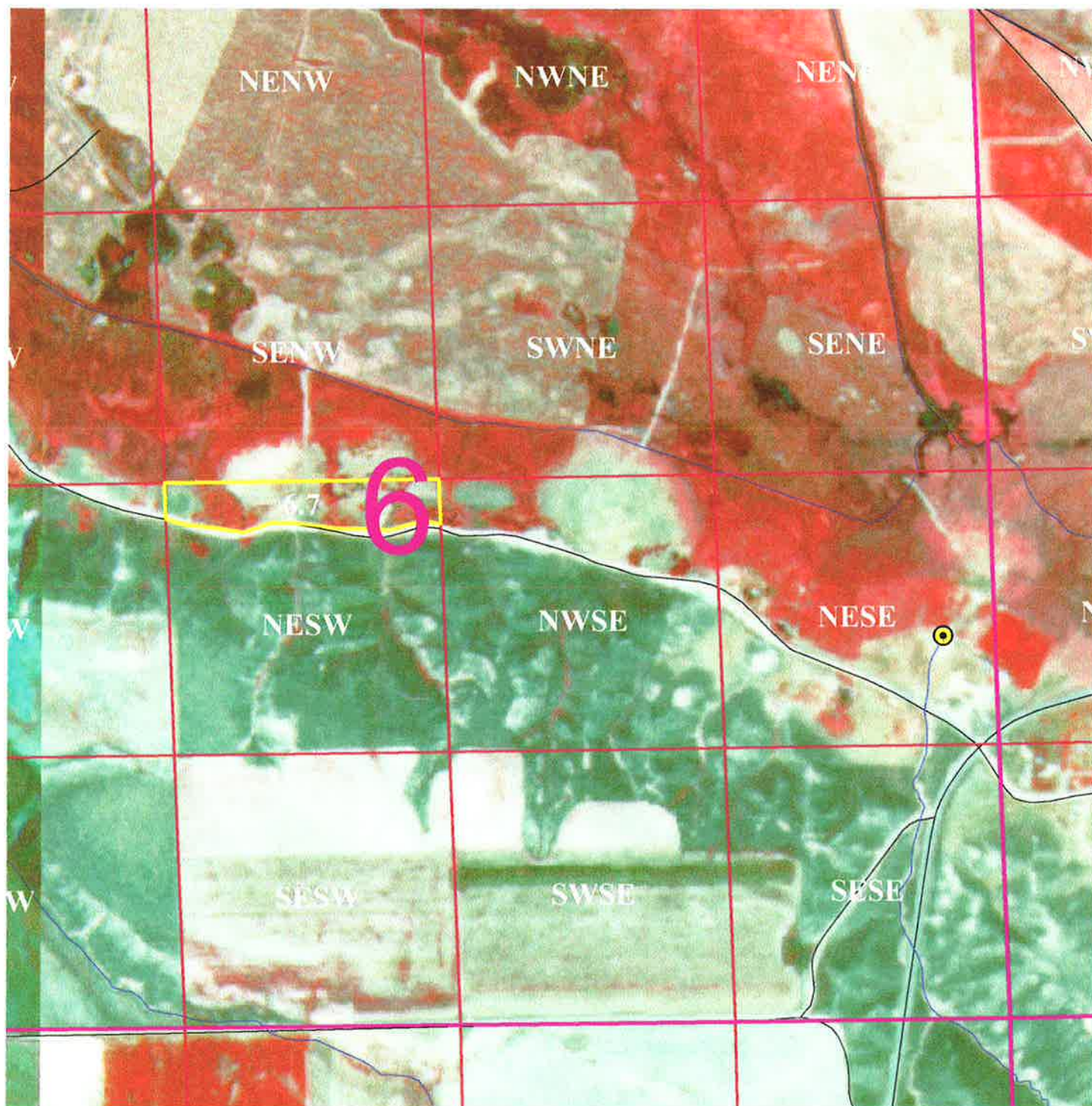
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

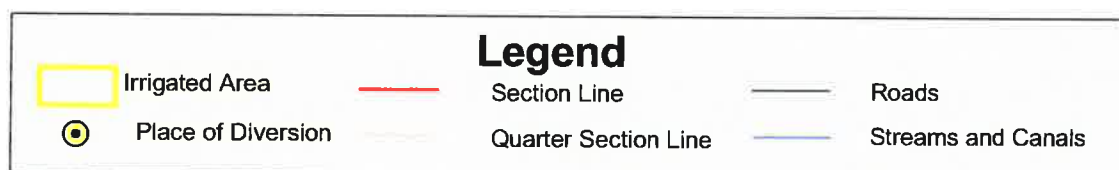
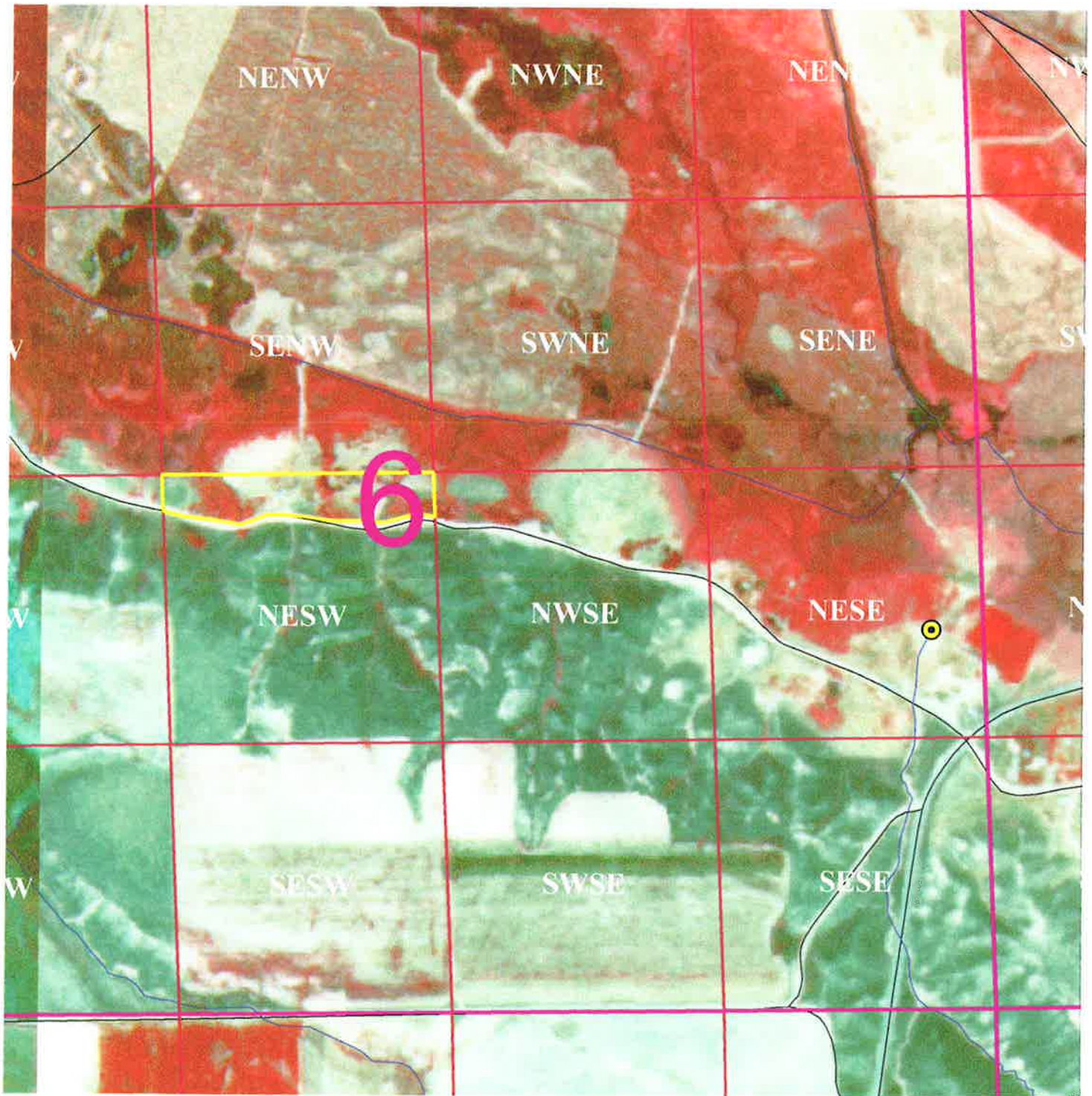
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

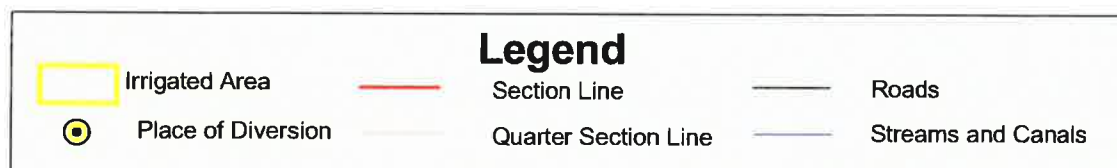
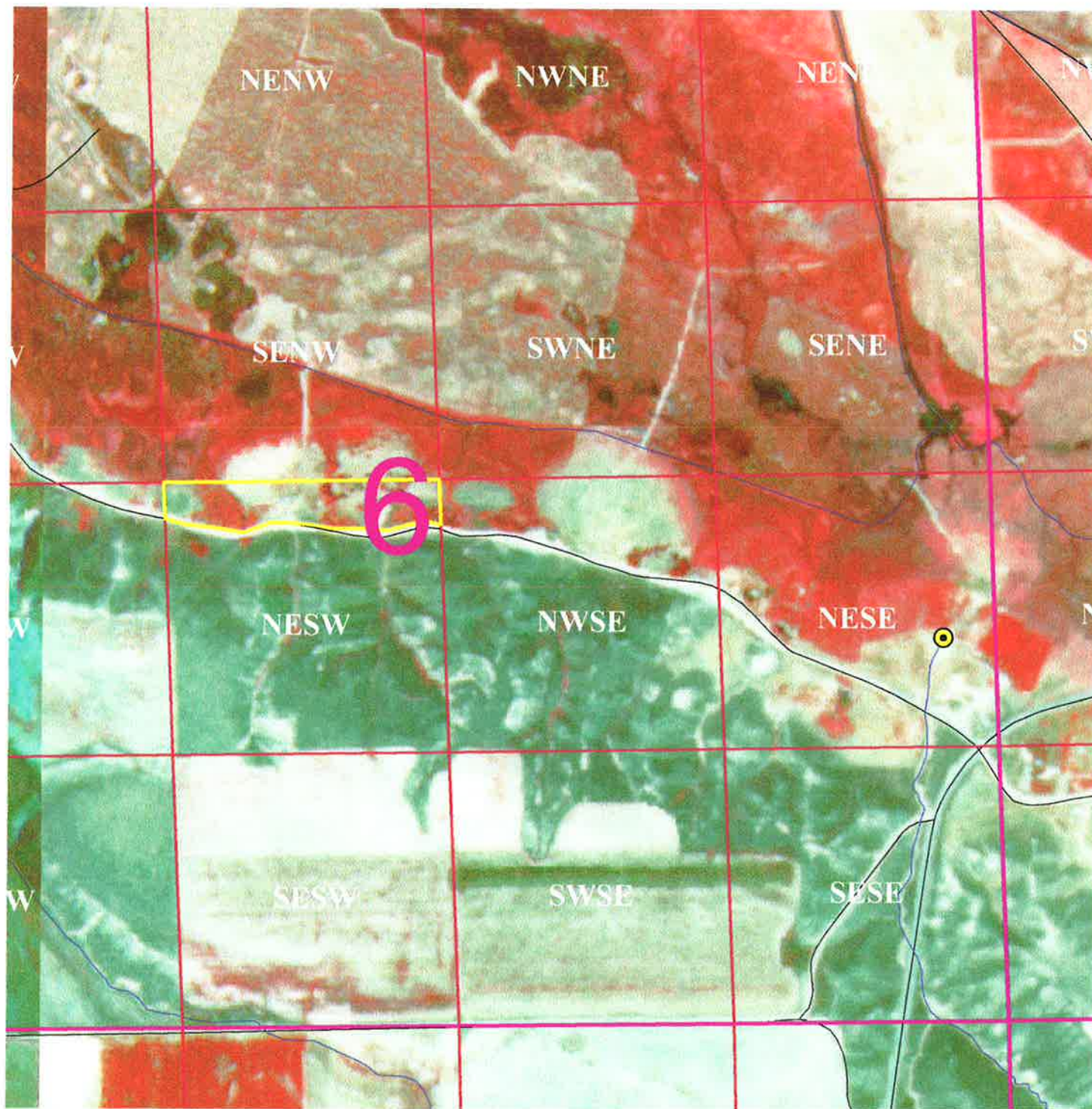
Township , 12S37E



Township , 12S37E



Township , 12S37E

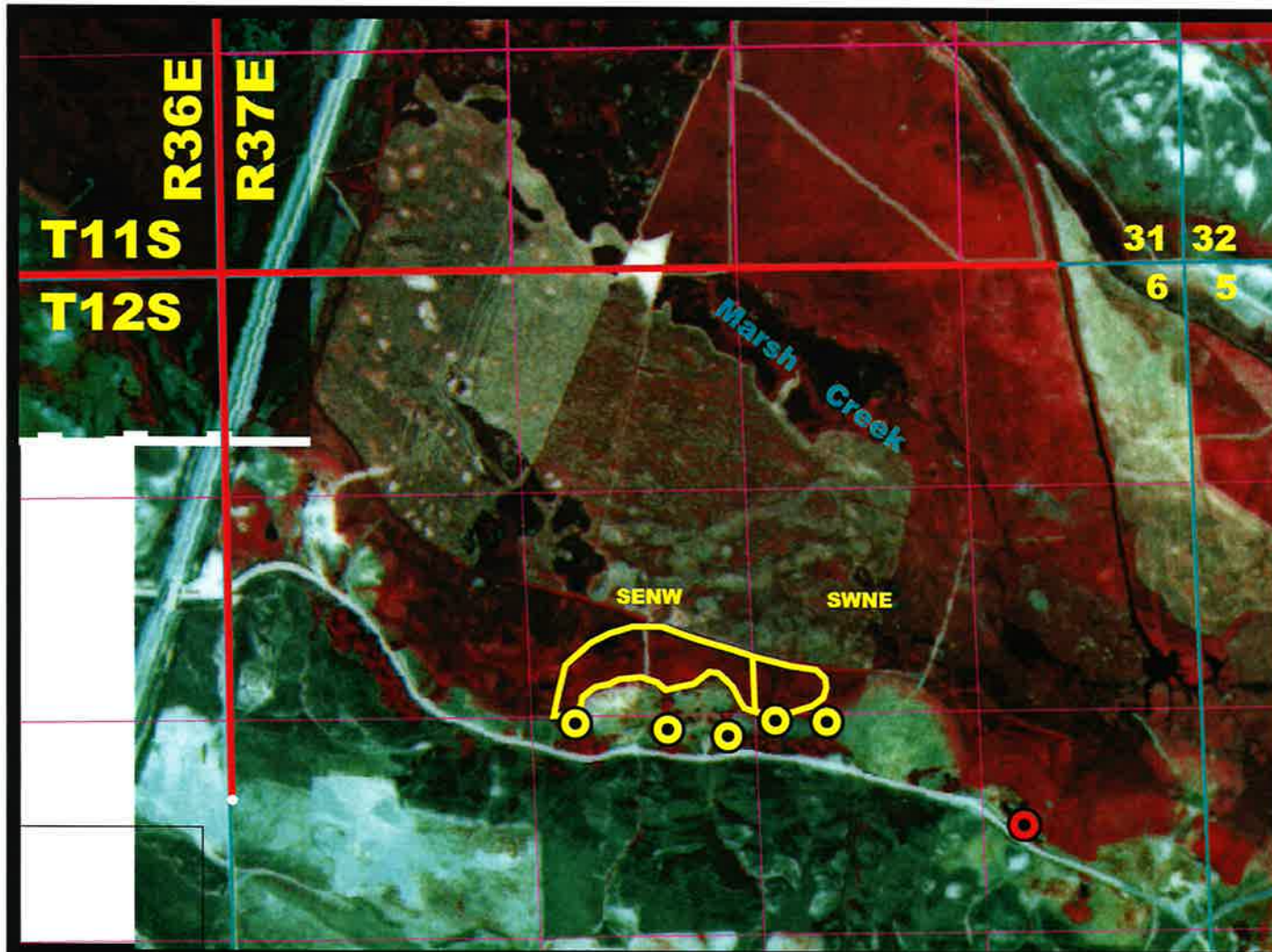




State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
29-11005

Place of Use: (parts of): T12S, R37E
Sec. 6 NESW, SWNE

Point(s) of Diversion: T12S, R37E
Sec. 6 NESW (three PODs),
NWSE (two PODs)



LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter

500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000 5500 6000 Feet

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: March 2003

Adjudication Claim Report 29-11005

WATER RIGHT NUMBER: 29-11005

RON SALVESEN
897-5246 Hm
313-5246 cell

Herrmann
11006 STW

98⁷⁴ rpm

Lola

13118
13119
13120

Tributary
SINKS

<u>From</u>	<u>To</u>
1/01	12/31
3/15	11/15

Diversion Rate
0.020 CFS
0.200 CFS

Annual Volume

Total Diversion: 0.220 CFS

SPRING
BANNOCK County

SE1/4NE1/4SE1/4

Sec. 6, Twp 12S, Rge 37E, B.M.

THIS POD DON'T FIT

INTERPRET DATA -
CHECK IN SW/SENW/Sec. 6

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
12S	37E	6									X								

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-11005

12S 37E 6	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
									10.0								10.0

Total Acres: 10

Conditions of Approval:Remarks:Comments:Dates and Other Information:

Claim Received Date: 4/3/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

02/18/2003

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-11005

MARION M SALVESEN TRUST

697 E 2ND N

DOWNEY ID 83234

Telephone Number: (208)897-5310

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

add two additional points of diversion.

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

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

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

3/4/03

SIGNATURE:

Ron Salvesen

Please print your name: _____

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

Done
3/7/03
[Signature]

T11S

T12S²

86.27

4

3

2

1

4

3

2

4

52.89

39.84

39.76

39.68

39.51

39.43

39.34

39.60

P. HILL 5^{PS}

W. BLOXHAM

53.81

40

80

80

80

Sec. 6.

HOUSE

JOHN TREASURE

696.13

Sec. 5.

637.88

6

54.65

7

55.50

80

160

160

160

MRS ANN BLOXHAM

BLOXHAM

THOMAS BARNES

JOHN BARNES

S. 89° 50' E

N. 89° 53' W.

87.96

79.69

55.97

2

80

160

Sec. 7.

704.44

Sec. 8.

640

3

R3615

R372

58.06

29-11005 BU claim

I. Likely NOT COVERED UNDER SEPARATE DECREE SINCE SOURCE IS SPRINGS TRUB TO SINKS.

II. Claims 1924 Priority BASED ON OLD Permit #16102

A. Permit #16102 WAS RENUMBERED TO 29-2238.

1. Letter, DATED 10/1/1995 (copy attached), states ...

"SAID Permit is hereby herewith CANCELLATION".

2. NO FURTHER CORRESPONDENCE ON MICRO-FAM.

B. Assumption: BASED ON ABOVE AND DATABASE INFO SEARCH - APPEARS Permit (29-2238) WAS CANCELLED.

III. Priority DATE BASED ON LAPSED/CANCELLED Permit

DON'T WORK - PRIORITY ADVANCED TO FEB 10, 1961

BASED ON II. ABOVE. FEB 10, 1961 IS TAKEN FROM

A STATEMENT BY O. AND H. SALVISON (JAN 27, 1995)

WHICH STATES "WE PURCHASED THE PROPERTY FEB. 10, 1961 -

FROM THE E. J. Phillips ESTATE..."

IV. CLAIMED Q IS FOR 0.20 INRG + 0.02 STOCK -

ORIGINAL Permit WAS ISSUED FOR 0.18 cts TOTAL BUT

FOR INRG ONLY - 0.20 cts on 10 ac = 0.02 cts/ac $\Rightarrow$ OK.

NOLX $\rightarrow$ NOT RECOMMENDED 0.20 TOTAL Q; STOCKHOLDING IS NON-

ADDITIVE $\Rightarrow$ NO MEASUREMENT REQ'D $\leq$ 0.20 cts

RE-CONSIDERATION - INTRODUCED ENRG. MEASURED 0.08 cts on 10/24/01

29-11005 BU CONTINUED

V. OWNERSHIP: There is no Amendment or change of ownership in the file. The 'now' claimed ^{CURRENT} owner is MARION M SALVESON. TRUST (Trustee) - As found in EDNR DATABASE $\Rightarrow$ so, OK, so recommended.

VI. Based on BU and INTREPID ENG. measures this claim (Recommendation) is considered for 1st-HOUSE Review only

VII. INTREPID Apparently measured only one Spring (porcelain) However, Mr. Ron SALVESON's map shows 3 sources. $\therefore$ Recommend 3 springs @ £0.20 = Measures not paid due to Q $\leq$ 0.20 lbs. Some changes to Pool Q's and POD Q's. Otherwise, Recommend @;

1961 priority

0.20 Q

100 ac

w/ stock (non-rod.)



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID 29 11005
POD ID 203341
Quad Downey West
Claim Type L
Easting 649563
Northing 147020
GPSID A0009296

Diversion Description

Improved spring with berms. Spring has two 0.5 foot outlets (average). Water depth is 0.25 feet (average). Assume slope of 0.1%. Also used bucket/stopwatch to calculate flow. 4gal/10 sec+4gal/21 sec.=flow

FLOW=0.08 cfs

Assumptions

Slope

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

OD ID 203341 01.JPG OD ID 203341 03.JPG

Photos

OD ID 203341 02.JPG

EPE (ft)

16

Date (M/D/Y)

10/24/01

Time

13.10

Flow Rate (CFS)

0.089133180133044

Open Channel Flow

☒ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter 0

Depth 0.25

☒ Rectangular Channel

Width 1

Depth 0.25

Flow Calculation

☐ Continuity

Velocity

0

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☒ Manning (If used, include photo of representative channel section)

Channel Slope 0.001

Channel Description

Concrete lined .016
Smooth earth .025
Earth .033
Rough bed, weeds on sides .04
Smooth natural stream .033
Rough natural stream .1

Pumped System

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

New Contact Comments

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STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

October 1, 1975 CERTIFIED MAIL

Re: Permit No. 16102 (New No. 29-2238)

Edward J. Phillips
Downey,
Idaho 83234

Dear Mr. Phillips:

It appearing to the Department of Water Resources (formerly the Department of Water Administration) that the terms and conditions of Permit 16102/29-2238 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit proof of beneficial use of water due on September 18, 1927, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, **said permit is hereby held for cancellation**, and you are required to show cause before the Director of the Department of Water Resources on or before November 10, 1975, why said permit should not be cancelled.

Permit 16102/29-2238 claims the use of 0.18 cubic feet per second of water from an unnamed spring, the point of diversion was to be located within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 6, Twp. 12 S, Rge. 37 E, B.M. and the permit was approved Sept. 18, 1924.

NO DOCUMENTED RESPONSE


R. KEITH HIGGINSON
Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 3, 2001

MARION M SALVESEN TRUST
C/O MARION M SALVESEN
697 E 2ND N
DOWNEY ID 83234

RE: CHANGE IN OWNERSHIP FOR A29-11005

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

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 29-11005
Date Received: 4/3/1990
Receipt No: M006458
Received By:

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

1. Name of Claimant(s)

MARION M SALVESEN TRUST Phone: (208) 897-5310
697 E 2ND N
DOWNEY ID USA 83234

2. Date of Priority: 09/08/1924

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12S	37E	6	SE NE SE	BANNOCK	

5. Description of diverting works:

IMP.SPRG.W/EXC.& BURMED POND,HDGATE,DITCH TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.2	
STOCKWATER	1/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.22 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
12S	37E	6	NE SW NE SW	STOCKWATER IRRIGATION	10

Section Acres	10
Total Acres	10

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

DELOG DC
10-2-01
RECEIVED
OCT 01 2001
Department of Water Resources
Eastern Region

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

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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
29-11005	29-11005				

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 usually attached to your deed or on file with the county).

OR

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 **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)

Orville O. SALVESEN. and/or
Herman D. Salvesen.

4. New Owner/Claimant(s)

MARION M. SALVESEN Trust

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

697 E. 2nd North

City, State and ZIP Code

Downey, ID 83234

New Telephone Number

208 897-5310

5. Date you acquired the property

Jan. 27, 1998 June 29, 1999.

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

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

7. Signature of New Owner(s) or Claimant(s) Marion M. Salvresen Trustee
(include title if applicable)

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.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

DIANE BILYEU
BANNOCK COUNTY ASSESSOR
P.O. BOX 4969
POCATELLO, ID 83205-4969

ASSESSMENT NOTICE
& ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

2001

PARCEL DESCRIPTION:

S6-T12S-R37E
TR NE4SW4 TAX 45 35.00 AC

For any questions, please notify the Assessor's Office immediately

Assessor's Telephone Number:

208-236-7268

PARCEL ADDRESS:

*****AUTOCR**R001



SALVESEN, HERMAN D
& MARION M SALVESEN TRUST
697 E 2ND N
DOWNEY ID 83234-1681

Appeals of your property value must be filed in
writing, on a form provided by the County, by:

JUNE 25, 2001

Tax Code Area: 004900

Parcel Number: R4471003701

ASSESSED VALUE OF YOUR PROPERTY			
CURRENT DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
03 INV NON-IRR AG	5.000	650	675
05 INV DRY GRAZ	30.000		1,596
32 IMP ON CAT 1-9		1,000	1,000
SUBTOTAL:	35.000	1,650	3,271
LESS HOMEOWNERS EXEMPTION:		1,650	3,271
NET TAXABLE PROPERTY VALUE:			

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES				
TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
COUNTY	9.39	18.60	208-236-7211	AUG 23, 2001
SCHOOL NO. 21	8.94	17.72	208-254-3306	JUNE 12, 2001
BAN FREE LIB	0.62	1.23	208-897-5270	AUG 15, 2001
DOWN-SWAN HWY	1.26	2.50	208-897-5288	
MARSH VAL CEM	0.60	1.19	208-897-5658	
AMBULANCE	0.43	0.86	208-236-7211	AUG 23, 2001
SUBTOTAL:	21.24	42.10		
FEES:	1.60	1.60		
TOTAL PROPERTY TAXES & FEES:	22.84	43.70		

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details

DIANE BILYEU (208) 236-7260
BANNOCK COUNTY ASSESSOR
PO BOX 4969
POCATELLO ID 83205-4969

ADDRESS SERVICE REQUESTED

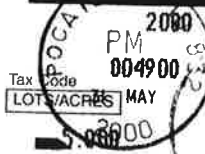
CATEGORY DESCRIPTION

03 INV NON-IRR AG
32 IMP ON CAT 1-9

Total Market Value:

** LEGAL DESCRIPTION **
S6-T123-R37E
TR NE4SW4 TAX 44 5.00 AC

ASSESSMENT NOTICE



MARKET VALUE

650
1,000
1,650

Values are based on the
valuation listed on this statement

FOR ANY QUESTIONS
PLEASE NOTIFY THE
ASSESSOR'S OFFICE BEFORE
JUNE 23, 2000

Phillips

PARCEL # R4471003701

PROPERTY ADDRESS

VALUE:

PRIOR YEAR

CURRENT YEAR

Mail To:

1,650

SALVESEN, HERMAN D
& MARION M SALVESEN TRUST
697 E 2ND N
DOWNEY ID 83234-1681

PRIOR YEAR

ESTIMATED

22.00

TAX:

.00

See back for details.

DO NOT PAY ESTIMATE

83234+1681



WARRANTY DEED

For Value Received Lola B. Salvesen, Successor Trustee under the Orville O. and Lola B. Salvesen Living Trust, dated September 19, 1995 (Idaho)

he grantor do hereby grant, bargain, sell, and convey unto Marian M. Salvesen, Successor Trustee under the Herman D. and Marion M. Salvesen Living Trust, dated February 20, 1996 (Idaho)

he grantee, whose current address is 697 East 2nd North, Downey, Idaho 83234

he following described premises, to-wit:

An undivided one-half interest in the following described property:

TR NE4 SW4 TAX 3 10 AC, S6-T12S-R37E, Bannock County, State of Idaho

TAX 1-2-14-29 132.38 AC

LOTS 6 & 7 110.15 AC

S6-T12S-R37E, Bannock County, State of Idaho

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor do^{es} hereby covenant to and with the said Grantee, that she is the owner in fee simple of said premises; that said premises are free from all incumbrances except as hereinabove set forth and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: June 29, 1999

Lola B. Salvesen

Lola B. Salvesen

STATE OF IDAHO, COUNTY OF

On this 29th day of June, 1999,

before me, a notary public in and for said State, personally

appeared Lola B. Salvesen

known to me to be the person who name
subscribed to the within instrument, and acknowledged to
me that executed the same.

Barbara A. Byler
Notary Public

Residing at 166 S. 3rd E, Downey, ID, Idaho
Comm. Expires 12-22-99

INSTRUMENT NO.

STATE OF UTAH — DEPARTMENT OF HEALTH

STATE OF UTAH — DEPARTMENT OF HEALTH CERTIFICATE OF DEATH

LOCAL FILE NUMBER: 03-036		STATE FILE NUMBER	
1. NAME OF DECEDENT HERMAN FIRST DOUGLAS LAST SALVESEN		2. SEX MALE	3. DATE OF DEATH (MM, Day, Yr) JAN. 27, 1998
4. DATE OF BIRTH (MM, Day, Yr) APR. 30, 1911		5. AGE - Year, Month, Day 86	6. TIME OF DEATH (24hr clock) 2030
7. PLACE OF BIRTH (City & State or Foreign Country) DOWNEY, IDAHO		8. SOCIAL SECURITY NUMBER 519-10-2766	
9. PLACE OF DEATH (Specify any and all) HOSPITAL ☐ 1. Inpatient ☐ 2. Outpatient ☐ 3. DCA ☒ 4. Nursing Home ☐ 5. Residence ☐ 7. Other LOGAN		10. NAME OF HOSPITAL, NURSING HOME OR OTHER FACILITY (If outside a facility, give street address of location) SUNSHINE TERRACE MARION MOCK	
11. MARITAL STATUS ☒ 1. Never Married ☒ 2. Married ☐ 3. Widowed ☐ 4. Divorced		12. DECEDENT'S USUAL OCCUPATION (Give kind of work done during most of working life. Do NOT use retired) FARMER/RANCHER	
13. RESIDENCE - STREET AND NUMBER 697 E. 200 N.		14. CITY, TOWN OR COMMUNITY DOWNEY CITY	
15. ZIP CODE 83234		16. COUNTY BANNOCK	
17. FATHER'S NAME (First, Middle, Last) GEORGE S. SALVESEN		18. MOTHER'S NAME (First, Middle, Last) ELIZABETH JOHNSON	
19. NAME, RELATIONSHIP AND MARITAL ADDRESS OF INFORMANT MARION M. SALVESEN...WIFE...697 E. 200 N. DOWNEY CITY, IDAHO 83234		20. METHOD OF DISPOSITION ☐ 1. Entombment ☐ 2. Donation ☐ 3. Other ☒ 4. Burial ☐ 5. Cremation ☐ 6. Other	
21. DATE OF DISPOSITION JAN. 31, 1998		22. PLACE OF DISPOSITION (Name of cemetery, crematory, or other place) DOWNEY CEMETERY	
23. SIGNATURE OF FUNERAL SERVICE LICENSEE M-607		24. LICENSE NUMBER M-607	
25. DATE DECEASED WAS LAST ATTENDED BY CERTIFYING PHYSICIAN JAN. 27, 1998		26. DATE OF DEATH JAN. 27, 1998	
27. CERTIFYING PHYSICIAN To the best of my knowledge, death occurred at the time, date, and place, and due to the cause(s) and manner as stated. ☒ 1. Medical Examination in the Office of the Physician ☐ 2. Medical Examination in the Office of the Physician ☐ 3. Medical Examination in the Office of the Physician		28. SIGNATURE AND TITLE OF PHYSICIAN DR. RUSSELL N. HIRST	
29. NAME AND ADDRESS OF PERSON WHO CERTIFIED THE CAUSE OF DEATH (Item 31) (Type Print) DR. RUSSELL N. HIRST 1565 S. 800 E. LEMINGTON, UTAH 84320		30. DATE REGISTERED (MM, Day, Yr) Jan. 29, 1998	
31. PART 1. ENTER THE DISEASES, INJURIES, OR COMPLICATIONS THAT CAUSED THE DEATH. DO NOT ENTER THE MODE OF DYING, SUCH AS CARDIAC OR RESPIRATORY ARREST, SHOCK, OR PART FAILURE. LIST ONLY ONE CAUSE ON EACH LINE. IMMEDIATE CAUSE (Final disease or condition resulting in death) Acute myocardial infarction DUE TO (OR AS A CONSEQUENCE OF): DUE TO (OR AS A CONSEQUENCE OF): DUE TO (OR AS A CONSEQUENCE OF):		32. IN YOUR OPINION, TOBACCO USE BY THE DECEDENT: ☐ 1. Probably contributed to the cause of death. ☐ 2. May have contributed to the cause of death. ☐ 3. Did not contribute to the cause of death. ☐ 4. Is unknown in relation to the cause of death.	
33. WERE ANY AUTOPSY FINDINGS AVAILABLE PRIOR TO COMPLETION OF CAUSE OF DEATH? ☐ 1. Yes ☒ 2. No		34. WERE ANY AUTOPSY FINDINGS AVAILABLE PRIOR TO COMPLETION OF CAUSE OF DEATH? ☐ 1. Yes ☒ 2. No	
35. DATE OF INJURY (MM, Day, Yr) JAN. 27, 1998		36. TIME OF INJURY (24hr clock) 2030	
37. LOCATION (Street or rural route number, city or town, county and state) DOWNEY CITY, IDAHO		38. PLACE OF INJURY - At home, farm, school, factory, office, building, etc. (Specify) At home	
39. DESCRIBE HOW INJURY OCCURRED (Enter sequence of events which resulted in injury. NATURE OF INJURY SHOULD BE ENTERED IN ITEM 31) FALL FROM STEPS		40. IF MOTOR VEHICLE ACCIDENT, SPECIFY IF DECEDENT WAS DRIVER, PASSENGER OR PEDESTRIAN Driver	

Under authority of section 26-2-22 of the Utah Code Annotated, 1953 As Amended, this certified copy is issued.

Date Issued: AUG 26 1998

JOHN C. BAILEY, M.D.

Registrar

Barry E. Nangle

DIRECTOR OF VITAL RECORDS

By

Lays Parson



LL 533562

* 0 0 5 3 3 5 6 2 *

WARNING: IT IS ILLEGAL TO DUPLICATE THIS COPY FOR OFFICIAL PURPOSES. ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATION.



SCANNED

JUN 04 2001

Log for claim A29-11005

Spatial Dynamics TWB

6/2/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s37e	6	NESW	10	6.7	
Totals:			10	6.7	

STATE OF IDAHO
Department of Reclamation
Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO.

County of Blaine

Edward J. Phillips.

First: That he is the holder and owner of Permit to Appropriation, the Idaho Waters of the state of Idaho, No. 16102, and that his postoffice address is: Downey, Idaho

State of Idaho

Second: That the name of the stream from which said water is to be diverted is

the unnamed spring

Third: That the point of diversion of said water is

the unnamed spring

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by 10

Fifth: That the use for which said water is intended is irrigation

Sixth: That on the date above mentioned, the works constructed under said permit were, for were not fully completed and consisted of the following:

1. Kind of works: ditch

Reservoir, dam, ditch, flume, pipe or siphon

II. Dimensions of work:

(a) Height of dam 3 feet, length of dam at top 10 feet, length of dam at bottom feet. Material used in construction dirt

(b) Capacity of reservoir: are feet

(c) Size of headgate: Width feet, height feet

(d) Conduit: width at bottom feet, width at water line feet

(e) whether ditch, flume or pipe

feet, depth of water feet; diameter of pipe inches, average grade per mile is foot. Length of conduit is miles

Seventh: That said works are capable of conducting to the place of intended use

0.3 second feet of water.

Eighth: That water appropriated under said permit is available for 9 acres of land described as follows:

1/2 sec 34, T. 36 N., R. 20 E., S. 12 E., Blaine Co., Idaho

Ninth: Remarks: That

Edward J. Phillips
(Sign here)

Subscribed and sworn to before me this 6th day of June 1925

My commission expires June 7th 1927

W. E. Evans
Notary Public

Downey Idaho

Jan 27, 1995

Dept. of Water Resources

900 W. Skyline Dr.

Idaho Falls, Idaho

RECEIVED

JAN 30 1995

Department of Water Resources
Eastern District Office

Dear Sirs,

In regards to spring 170. AJ5809 NP A29-11005

I am inclosing a zerox copy of the
Permit issued Sept. 8, 1924.

We purchased the property Feb. 10, 1961,
from the E. J. Phillips estate.

The ditches and springs were in use at
that time. We have used the water constantly
for cattle since, and when available we use
it for irrigation.

Yours truly,

Orville Salvesen

Herman Salvesen

by Orville Salvesen

INDIVIDUAL

STATE OF Idaho)
COUNTY OF Bennet) ss.

On this 27th day of January, in the year 1995, before me, a Notary Public
in and for said State, personally appeared Orville Salvesen
known to me to be the person whose name is/are subscribed
to the within instrument, and acknowledged to me that he executed the same.

WITNESS my hand and official seal.

Barbara A. Byline
Notary Public for Idaho
Residing at Downey, Id

RECEIVED

Approval of Commissioner of Reclamation JAN 30 1935

The number of this permit is 16102

Department of Water Resources
Eastern District Office

Recorded in Book 52 Page 16102 Approved September 18, 1924

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 November 17, 1924, 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 March 18, 1925.

The whole of said work to be completed on or before September 18, 1925

Beneficial use of water appropriated in accordance herewith, to be made on or before September 18, 1927.

Witness my hand this 18th day of September, 1924.

W. G. Swenson
Commissioner of Reclamation.

No. 16102

PERMIT

Date of first receipt at office of Commissioner of Reclamation

J. A. M. Sept. 8, 1924

Returned to applicant for correction

Sept. 8, 1924

Corrected application received

Sept. 12, 1924

Fees, \$ 1.00 Paid

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$1.00

For each additional Sec. Ft. or fraction thereof10

GIVE APPLICATION NUMBER AND

RETURN FOR Duplicate

all required

SEP 23 1924

(Form No. 1)

P. O.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

Application No. 22856

Permit No. 16102

District No. 17-H

RECEIVED

JAN 30 1995

Department of Water Resources
Eastern District Office

1 Name of Applicant: Edward J. Phillips.

Postoffice address Downey County Bannock State Idaho

I. If applicant is a corporation, give:

(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 on hand: \$

(b) Treasury stock: \$ (c) Bonds to be issued: \$

(d) Other resources:

2 Quantity of water claimed: one 218 cubic feet per second.

3 Source of water supply: Spring

which is a tributary of: its self

4 Location of point of diversion: 218 feet distant from the corner

of Section 6 T. 12 R. 37 E. B. M., and is in the NW 4 SE 4

of Section 6 T. 12 R. 37 E. B. M., County of Bannock

5 Water is to be used for: Irrigation

6 If for mining, milling, power or manufacturing purposes, give: NO

(a) Point of use of water: feet distant from corner of Section

T. R. B. M., in the of Section T. R. B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section T. R. B. M., in the

of Section T. R. B. M.

7 Estimated cost of works: \$ none 2500

8 Kinds of works: Ditch
(Reservoir, dam, ditch, flume, pipe, etc.)9 Height of dam: 0.00 feet; length of dam at top: 512 feet; length of dam at bottom:
(If height of dam will exceed 10 feet, send to Department of Reclamation for Regulations)

feet; material used in dam

10 Size of headgate: Width: none feet; height: feet.

11 Ditch: Width at bottom: 4.00 feet; Width at water line: feet; Depth of water: 0.75 feet;

Dimensions of flume: Diameter of pipe: inches;

Length of conduit: 5.28 miles. Average grade per mile: 28 feet.

SEP 12 1924

Geo N. Carter

15. (a) Is reservoir to be used?..... (If so, fill in (b) and (c) below.)

(b) Name of reservoir and number of Storage Permit:.....

(c) Date of filing of Application for Storage Permit and Name of Applicant:.....

Remarks:

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.

By Edward J Phillips Agent.

16.

Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I,, of, County of, State of, do hereby certify that I am the owner or lessee of the land on which the spring mentioned in the application of is located, to-wit:..... and that I do hereby grant unto the said..... permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO,

County of Bannock

ss.

On this 6 day of SEPT, 1924, before me, a Notary Public for the State of Idaho, residing at Downey Idaho, personally appeared Edward J Phillips known to me to be the person whose name is subscribed to the foregoing certificate, and acknowledged to me that he executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

My commission expires.....

Will Evans
Notary Public.

JUN 04 2001

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: A29-11005

Date Received: 4/ 3/1990

Receipt No: M006458

Received By: _____

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

1. Name: ORVILLE O SALVESEN 208-897-5970
Address: PO BOX 334
DOWNEY ID 83234
OR
Name: HERMAN D SALVESEN 208-897-5310
Address: RT 1 BOX 13
DOWNEY ID 83234

A2911005



2. Date of Priority: SEP 8, 1924

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	37E	6	SE	NE	SE		BANNOCK

5. Description of diverting works:
IMP.SPRG.W/EXC.& BURMED POND,HDGATE,DITCH TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
IRRIGATION	03/15	11/15	0.200		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER FOR UP TO 30 HD/MIXED.

RECEIVED
OCT 01 1996
Department of Water Resources
Eastern Region

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12S	37E	6	NE NE	SW SW	IRR STOCK	10.0

Section Acres 10.0

Total Acres 10.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
N/A

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Owille Salvesen Date: Sept 30 1996
Herman D. Salvesen Date: Sept 30 1996

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 30 day
of September 19 96

Barbara A. Byler
Notary Public

Seal

Residing at Downey Id
My Commission Expires 12-22-99