

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: A29-04229
Date Received: 3/12/1990
Receipt No: E012308
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF LAVA HOT SPRINGS 208-776-5820
Address: P.O. BOX 187
LAVA HOT SPRINGS, ID 83246

2. Date of Priority: AUG 06, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	38E	26	NW	NE			BANNOCK

5. Description of diverting works:

WELL PUMP MAINLINE TO CITY OF LAVA HOT SPRINGS MUNICIPAL SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	0.110		

7. Total Quantity Appropriated is:

0.110 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

M/CITY OF LAVA HOT SPRINGS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	38E	21				MUNI	
		22				MUNI	
		28				MUNI	

A29-04229

Page 1

Date: 03/12/90

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NOV 13 1992

A2904229



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:
29-04230/07346

14. Remarks:
P/U WITHIN CITY OF LAVA HOT SPRINGS

15. Basis of Claim: STATUTORY CLAIM

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 Organizations:

I do solemnly swear or affirm that I am City Clerk of
City of Lava Hot Springs that I have signed the foregoing
organization document in the space below as City Clerk of
City of Lava Hot Springs and that the statements contained in the
organization foregoing document are true and correct.

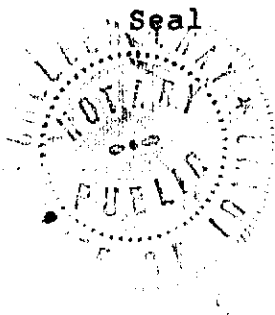
Canda J. Simick
Signature of Authorized Agent
Clerk/City of Lava Hot Springs
Title and Organization
3/12/90
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 12 day

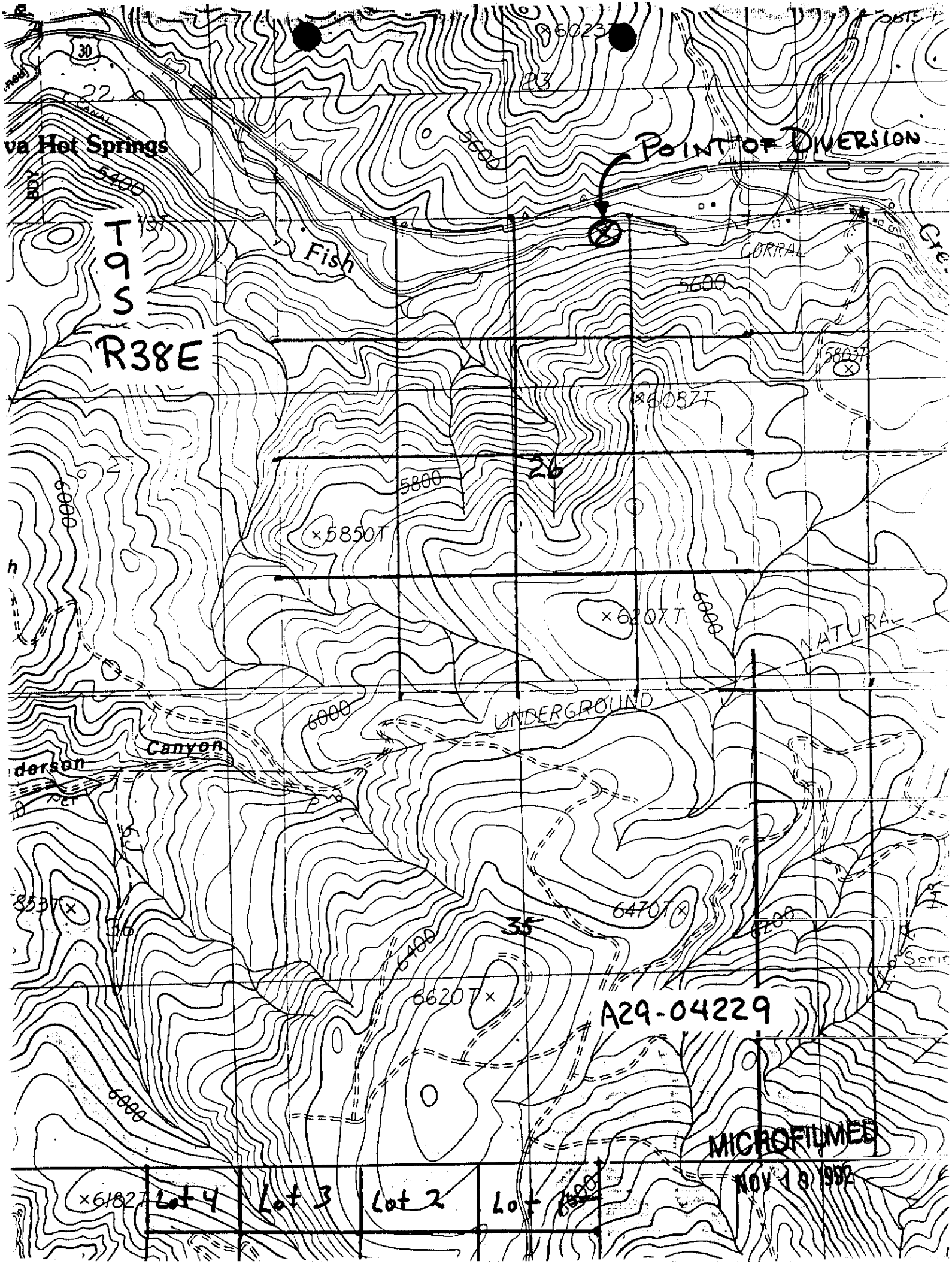
of March 19 90

William Wray
Notary Public



Residing at Idaho Falls

My Commission Expires 5/29/1991



va Hot Springs

T9S
R38E

Fish

Point of Diversion

CORRAL

CANYON

UNDERGROUND

NATURAL

A29-04229

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NOV 18 1992

x6182T Lot 4 Lot 3 Lot 2 Lot 1

**T9S
R38E**

Sec. 16.

640
(2030)

Sec. 15.

84.20
(602.20)

N. 89° 58' E.

5006

EAST

35.40

S. 0° 2' W.

S. 0° 2' W.

S. 0° 2' W.

Sec. 21.

Sec. 22.

BOUNDARY

PORTNEUF

3 RIVER

FORT

45.10

45.70

17.20

38.70

43.30

76.10

49.20

285.70

43.80

48.90

37.50

11.60

TELEGRAPH

44.50

44.50

7260

W C 2.504
2400

S. 86° 45' E. 7.200

N. 20° W. 478

751

2

7.
1)

16

SEC. 16

3

2

2

1

3

8

4

5

6

1

7

8

6

4

1

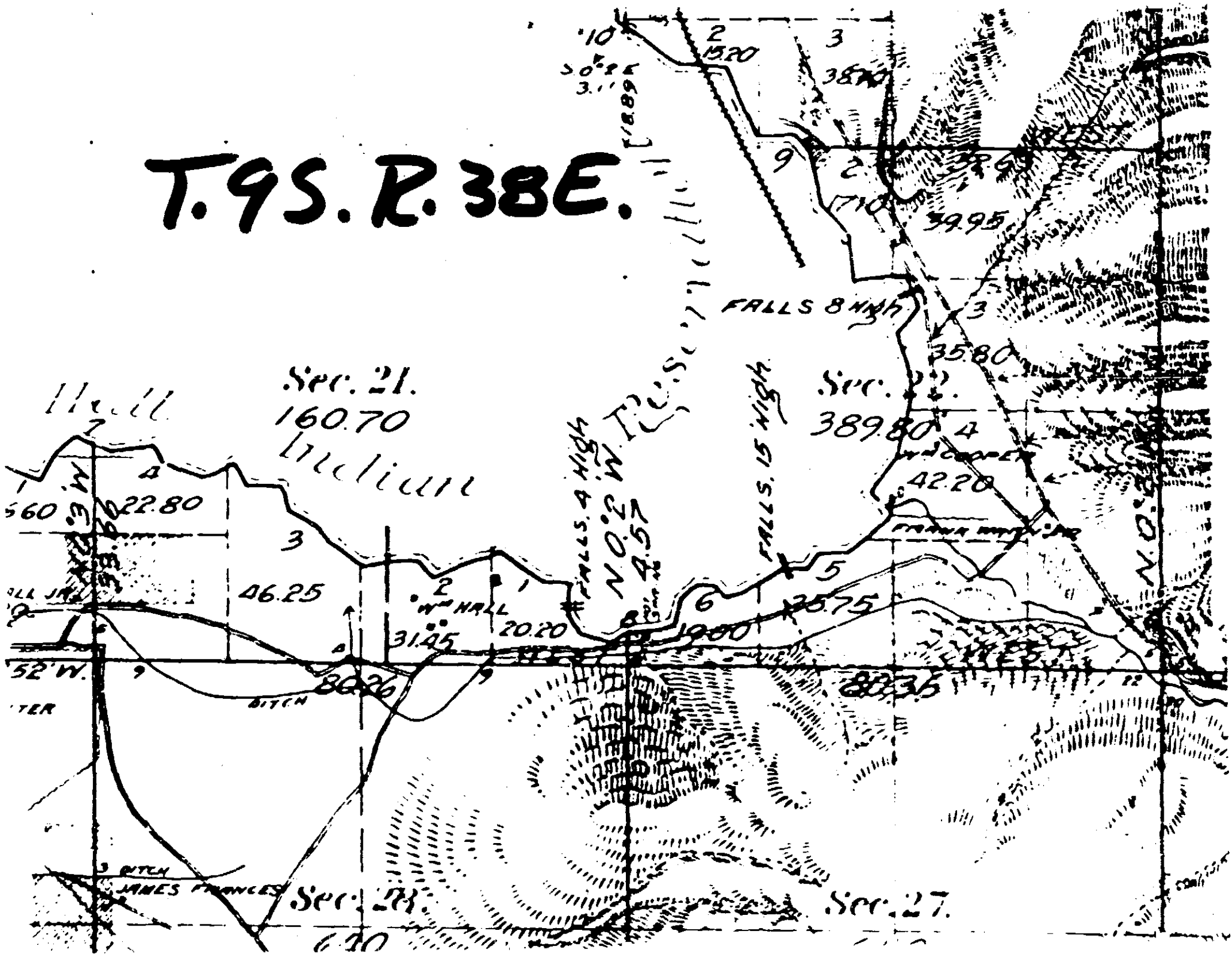
5

6

8

9

T. 95. R. 38E.





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

May 8, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CITY OF LAVA HOT SPRINGS
OFFICE OF THE MAYOR
PO BOX 187
LAVA HOT SPRINGS ID 83246

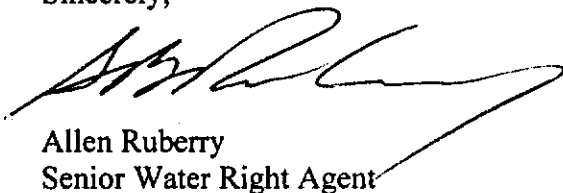
RE: NOTICE OF CLAIM NUMBER A29-04230 AND A29-04229

Dear Sir:

This letter is the second and final request for flow measurement data. Please see the attached letter dated March 1, 2001.

If we do not receive this information within the next 30 days your claim will be disallowed.

Sincerely,



Allen Ruberry
Senior Water Right Agent

Enclosure: 1



115 WEST ELM
P.O. BOX 187
LAVA HOT SPRINGS, ID
83246
(208) 776-5820
FAX (208) 776-5130

RAYMOND E. BAILEY
MAYOR

CANDA L. DIMICK
CLERK-TREASURER

COUNCILMEMBERS

WILLIAM ROBERT ANDERSON
IRENE BERGENDORF
MARSHALL BURGIN
MARILYN CARR

March 30, 2001

Allen B. Ruberry
State of Idaho
Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RE: Snake River Basin Adjudication (SRBA), Claims to Water Rights
A29-04229 and 29-04230

Dear Mr. Ruberry:

The process for gathering the data you requested has been very difficult. I have not been able to locate any metered records on the above claims for the time period you requested, 1980 to 1987.

The City of Lava Hot Springs hereby requests a time extension for an additional thirty days to provide you with current meter readings for the referenced claims.

The city has statements from Utah Power for pumping charges for the well, Claim # A29-04229, but it is not feasible to develop a flow chart from them because the depth of the well is unknown. The city has ordered a meter for the well and will be installing it as soon as it is received. The city will furnish you with a flow record on this source within the next thirty days.

The master meter for the springs, Claim # A29-04230, has been broken for a number of years. The city had purchased a new meter prior to the receipt of your notification. The meter has since been installed and readings are being kept on a daily basis. The city would like to read the meter for a consecutive thirty day time period before submitting them to you. If this is not permissible please advise.

City authorities are concerned that the current flows will not be maximum capacity at this time due to drought conditions. Will this concern be taken into consideration or how may we address this matter?

Sincerely,

Canda L. Dimick
City Clerk

1 March 2001

City of Lava Hot Springs
Office of the Mayor
PO Box 187
Lava Hot Springs ID 83246

RE: Snake River Basin Adjudication (SRBA), Claims to Water Rights
A29-04229 and 29-04230

Dear Sir or Madame:

I have started review of the SRBA water right claims in the Portneuf River area. The above referenced claims are for part of the municipal water system of the City of Lava Hot Springs.

Both claims, referenced above, are based on beneficial use dating to 1951 and 1921. This type of claim requires flow measurements to confirm quantity claimed for beneficial use. In this case, pumping or flow records, which date from 1980 to 1987, will satisfy this requirement. Therefore, by this letter, I am requesting copies of the flow records for both of these sources. I have enclosed copies of the two claims referenced for your perusal.

Please provide the documentation requested showing the basis for the SRBA claim referenced above within the next 30 days. Without the requested data the claims will be recommended as disallowed.

I look forward to your timely response, should you have questions regarding this matter please feel free to contact this office.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc; file

Enclosures; Claims 29-04229, 29-04230 (copies)

29-04229

- ① Source: Groundwater w/ Priority Dating to 1951,
Precedes the Mandatory Permit Statute, 42-229 IC
- ② Priority: evidence supports Priority Date claimers.
- ③ Quantity: Request Pump ^{outflow} Records from City. Sent
3/01/01

POOR ORIGINAL

A29-04229

Form 4024 Rev. 2M 5-47

Electric Service Agreement

Lava Hot Springs, an incorporated Village of Idaho,
herein called Customer agrees to use, and UTAH POWER & LIGHT COMPANY, herein called Company
agrees to supply electric service to the amount of 4 kilowatts, in the form of
single phase alternating current, at approximately 60 cycles per second and 120/240 volts
for Customer's water pumping operation at or near Lava Hot Springs
in Bannock County, State of Idaho, under the provisions of the Company's
Schedule No. 6, and for a term of 5 years from date of commencement of service here-
under. Point of delivery shall be as provided in Paragraph No. 4 of Company's
Electric Service Regulations.

Customer agrees to conform to and abide by the Schedule hereinabove designated including the
provisions of Company's Electric Service Regulations, making all payments thereby required. Said
Schedule and Electric Service Regulations are hereto attached and made a part hereof.

All payments shall be made at Company's office in Lava Hot Springs,

Dated July 26, 1951

Recommended

J. H. Stephens
J. H. Stephens

VILLAGE OF LAVA HOT SPRINGS

By:

J. E. Stephens
Chairman of Board

Customer.

UTAH POWER & LIGHT COMPANY

By:

J. E. Stephens
Vice-President.

Attest:

Ruth Ann
Clerk of Board

MICROFILM
(1)

NOV 13 1950

Service Commenced....., 19.....

POOR ORIGINAL

The board then considered proposed 10 5
year contract with Utah Power & Light Company under date
of July 26, 1951, covering electrical service
to Lava Village Well Pump. Mr. Ellis Dillmore
moved, and Mr. Ray Judd
seconded the motion, that said contract be adopted and
that the chairman be authorized and directed to attest
the same (and affix the corporate seal thereto), on behalf
of the Lava Hot Springs Village Board. The motion was
unanimously carried.

I, Beth Ann Lagnant, do hereby
certify that I am the duly qualified and acting clerk of
The Village Board of Lava Hot Springs, Idaho: that the above and
foregoing is a true and correct copy of a motion passed and adopted
at a regular meeting of the board duly held at Lava Hot Springs
on the 26th day of July, 19 51.

Beth Ann Lagnant
CLERK

(Seal)

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