

08/11/2003

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

RIGHT NUMBER: 23-2084B
NAME AND ADDRESS: HEISE HOT SPRINGS INC
5116 E HEISE RD
RIRIE ID 83443
SOURCE: HAWLEY WARM SPRING TRIBUTARY: SNAKE RIVER
QUANTITY: 0.100 CFS
The quantity of water under this right shall not exceed 2,500 gallons per day.
PRIORITY DATE: 10/06/1910
POINT OF DIVERSION:

T04N R40E S25 NENWNW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.060 CFS
IRRIGATION	04/01 10/31	0.040 CFS

PLACE OF USE: IRRIGATION Within JEFFERSON County

T04N R40E S25 Lot 5 SESE 1.2

DOMESTIC same as IRRIGATION

1.2 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 is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: License

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 23-10021, 23-10024, 23-10025, 23-10026, 23-10027.

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: A23-02084B
Date Received: 8/31/1988
Receipt No: E002243
Received By: KCW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HEISE HOT SPRINGS INC. 208-538-7312
Address: P.O. BOX 417
RIRIE, ID 83443

2. Date of Priority: OCT 06, 1910

3. Source: HAWLEY WARM SPRING Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	40E	25	NE	NW	NW		JEFFERSON

5. Description of diverting works:
COLLECTION BOX PIPELINE TO LODGE AND IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		
DOMESTIC	01/01	12/31	0.060		

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

8. Total consumptive use is 3.1 Acre Feet Per Annum.

9. Non-irrigation uses:
D/LODGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	40E	25	SE	SE	5	IRR	1.2
Section Acres							1.2

A2302084B

10. Place of Use: Continued

Total Acres 1.2

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

AC. IRR. = 1.25.

THE WATER DELIVERY SYSTEM IS A COMMON SYSTEM THAT DELIVERS OTHER
COMMERCIAL, DOMESTIC, AND IRRIGATION RIGHTS FILED UNDER THE FOLLOW-
ING RIGHTS A23-10015/10016/10017/10018/10019/10020/10023/10024/
10025/10026/10027.

15. Basis of Claim: LICENSE
Water Right Number: 3471

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 President of _____ Title

Heise Hot Springs INC. that I have signed the foregoing Organization

document in the space below as Pres. of Title

Heise Hot Springs INC. and that the statements contained in the Organization

foregoing document are true and correct.

Michael M. Quinn
Signature of Authorized Agent

Pres. Heise Hot Springs INC.
Title and Organization

9-13-88
Date

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of September 19 88

Betty J. Thompson
Notary Public

Residing at Idaho Falls
My Commission Expires 6-94



08/11/2003

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:

Water right number: 23-2084B

HEISE HOT SPRINGS INC
5116 E HEISE RD
RIRIE ID 83443

Telephone Number: (208)538-7312

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

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

Request 0.200 C-F-S.

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

Water Right # 3471

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

DATE: 3-28-04

SIGNATURE: 

Please print your name: MIKE QUINN

IDWR Regional Office,

4/19/04 ^① Recommended @ 0.03 cfs/ac - Anomalous
under Dept. Policy - records 42-220, 42-202 IL

^② No Change to Recommendation



Contacts Data Entry Form

Water Right No. 23-204BB

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____

Current Owner Horse Hot Spring Inc.

Name connector: and _____, or _____, and/or _____

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

LICENSE APPEARS TO HAVE ORIGINATED AS A BASIN 22
RIGHT. ALSO APPEARS TO HAVE BEEN LICENSED IN TWO
PARTS, BOTH UNDER 22-2030. THEN SOMEHOW RENUMBERED
TO 23-02084B (COMES FROM THE 1910 PRIORITY). THE OTHER
PART (194? PRIORITY) MAY BE CLAIMED UNDER A DIFFERENT
NUMBER, ...? REFER TO MICROFILM.

THIS PART OF THE LICENSE WAS LICENSED 23 July 1928.
APPARENTLY NOT A PART OF TOXBURG IRRIG VS TETON IRRIG
OF 1910.

SUNNY DELL CANAL CO. HOLDS A RIGHT FROM THIS SAME
SOURCE UNDER

FE INDICATED: DOO/POD, OVERLAP, CONVEYANCE.

Reviewer: _____

Date: _____

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

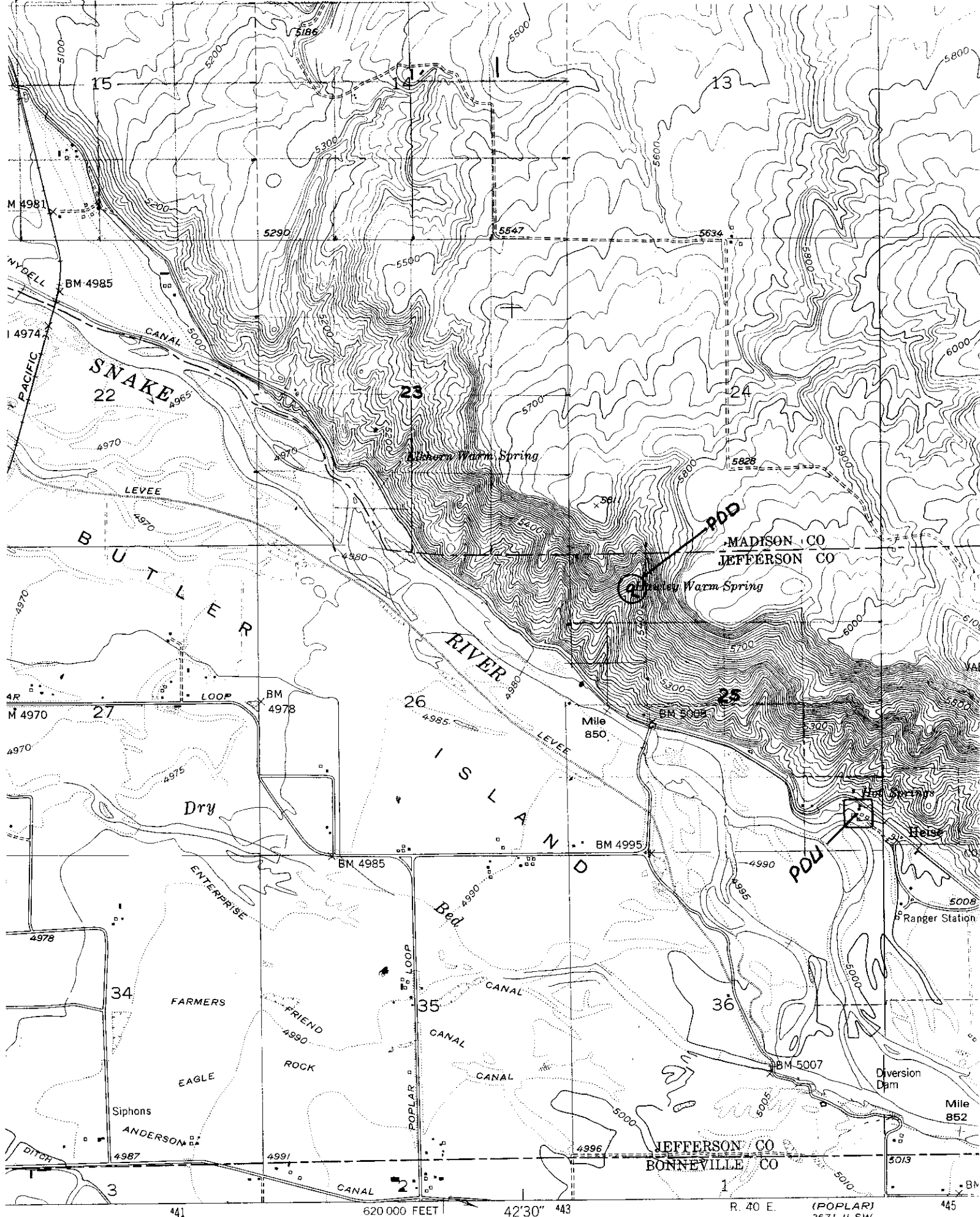
Claimed Priority Date: Oct 6 1910 Claimed Basis: LicRecommended Priority Date: Oct 6 1910 Recommended Basis: Lic☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

MATCHES LICENSE.

Reviewer: _____

Date: _____



42°30' 43
 POPLAR 1.5 MI.
 SWAN VALLEY 26 MI.

SCALE 1:24 000

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T 4N, R 40E, Sec. 25, NW, NW, County: MADISON Co.

Source: _____ Tributary: _____

Claimed Point of Diversion: T 4N, R 40E, Sec. 25, NE, NW, NW, County: JEFFERSONSource: Hawley Warm Sp Tributary: Snake River

Recommended Point of Diversion: T _____, R _____, Sec. _____, _____, _____, County: _____

Source: _____ Tributary: _____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>4N</u>	<u>40E</u>	<u>25</u>		<u>NENWNW</u>	<u>JEFFERSON</u>	<u>Hawley Warm Sp</u>
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						

TRIB TO
Snake River,
SO FK.Other rights from this POD? GPS POD Tag # A0012408 8/07/03

Document how the POD and Source were verified and/or Pump and Motor data:

Originally Lic in MADISON Co. . . . TRORR TO ROAD
Map X-45; CLEARLY SHOWS POD & POU IN JEFFERSON Co.

Remark

Multiple Writs.
© POD

WATER IS CONVEYED IN A SMALL PIPELINE FROM POD
TO POU.

Transfers Changing POD _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: _____

☒ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
4N	40E	25	SESE			5	1.2	Tring

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
			Same				1.25	Tring Domestic

Total Acres _____

Document how the POU was verified:

RECOMMEND AS CLAIMED. LICENSED FOR 1.25 AC.
 Domestic use is DEFINITION B -> Limited to 2500 gpd.

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig	4/1	11/1	0.20	
Domest	1/1	12/31	0.06	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig	4/1	10/31	0.04	
Domestic	1/1	12/31	0.06	

Overall Diversion Rate 0.10 Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Claims 0.20 ON 1.25 AC = 0.16 cfs/AC. STATUTE
Allows 0.02 cfs/AC § 42-202, 220 IC. IDWR will allow
1 1/2" OR 0.03 cfs/AC ON Small AC. ∴ 0.03 x 1.25 = 0.0375 cfs
Allow Domestic AS ADDITIVE. Recommend 0.10 cfs (rounded)
Domestic 1/30 IS THE OLD LOGG. Domestic B → 2500 gpd.

Reviewer: _____

Date: _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED
MAY 18 1998

PHILIP E. BATT
GOVERNOR

KARE J. DREHER
DIRECTOR

May 13, 1998

HEISE HOT SPRINGS INC
5116 E HEISE RD
RIRIE ID 83443

Re: Snake River Basin Adjudication (SRBA)
Water Rights #23-10015, 23-10016, 23-10017,
23-10018, 23-10019 & 23-10020
Change of Address

RECEIVED
MAY 18 1998
Department of Water Resources

*Records modified, NCAP prepared.
-so 05/19/98-*

Dear Water Right Holder:

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, **list any other water right claims you have**, and return the letter by June 1, 1998. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Sally Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosures

The address is correct as shown above or as otherwise changed.

Michael [Signature] *Pos Heise Hot Springs INC - 208-538-7312*

Water Right Holder's Signature

Telephone Number

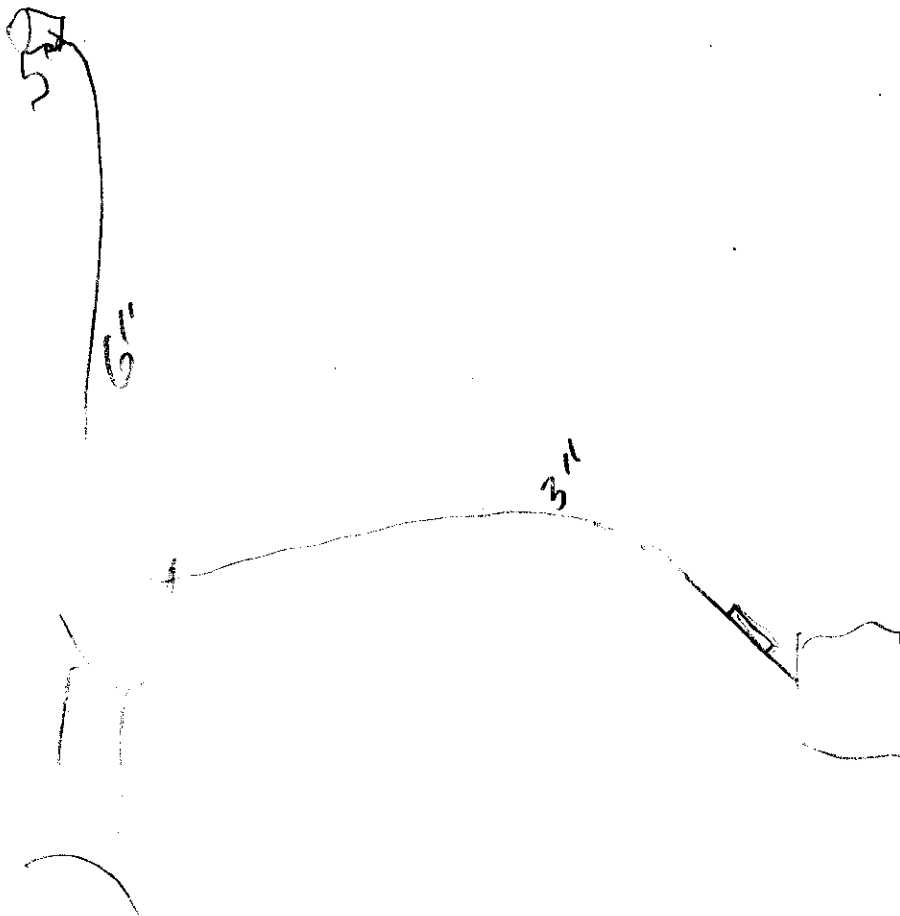
*Also Modified A23-02084B, A23-07016,
A23-10021, A23-10023, A23-10024, A23-10025
A23-10026, A23-10027 & A23-00107*

Log for claim 23-02084B

Spatial Dynamics BTD

6/5/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
04n40e	25	SESE	1.2	1.8	
Totals:			1.2	1.8	





State of Idaho

Department of Water Resources

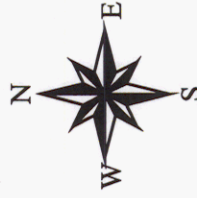
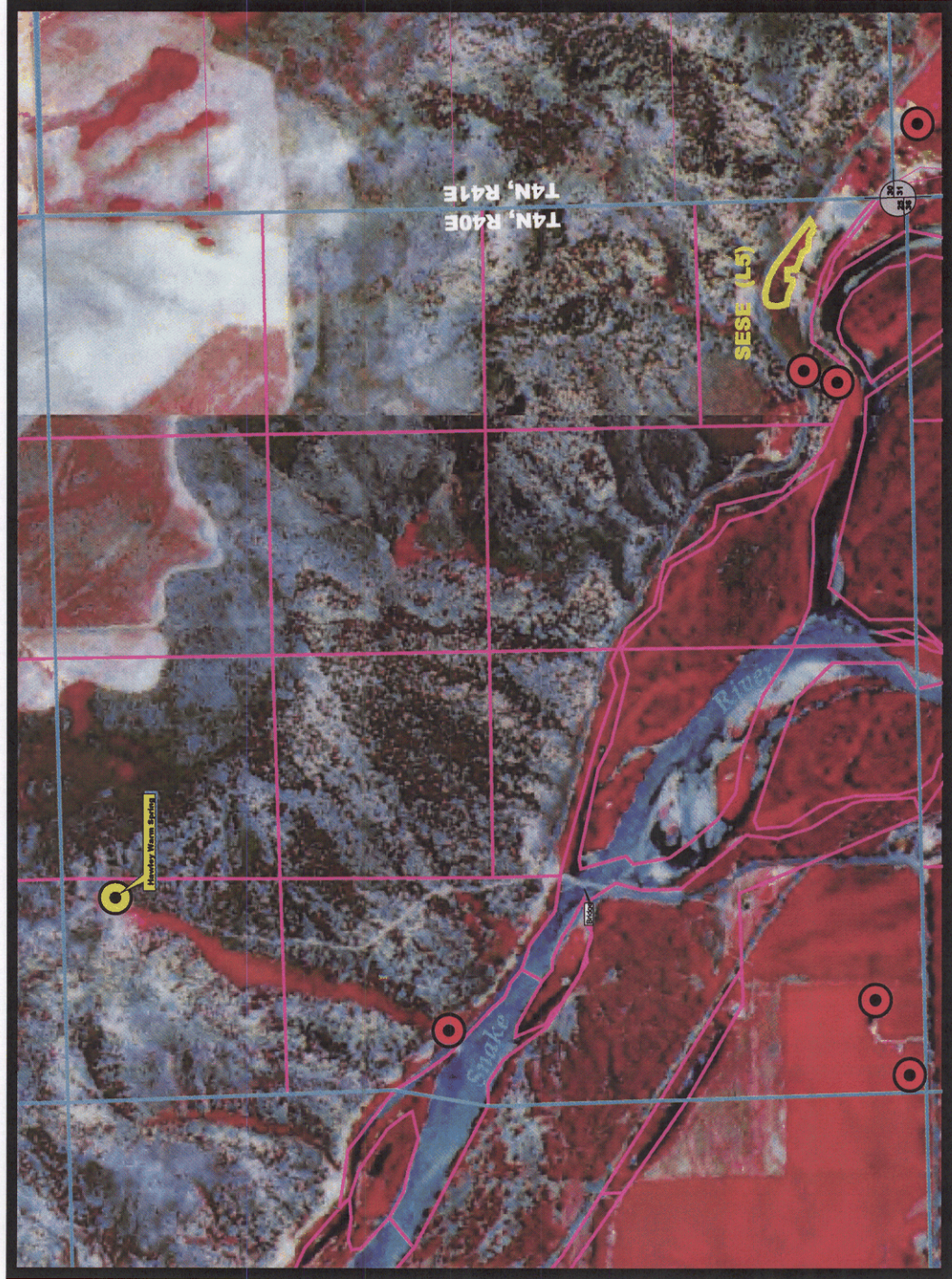
Eastern Region



Water Right(s):
23-02084B

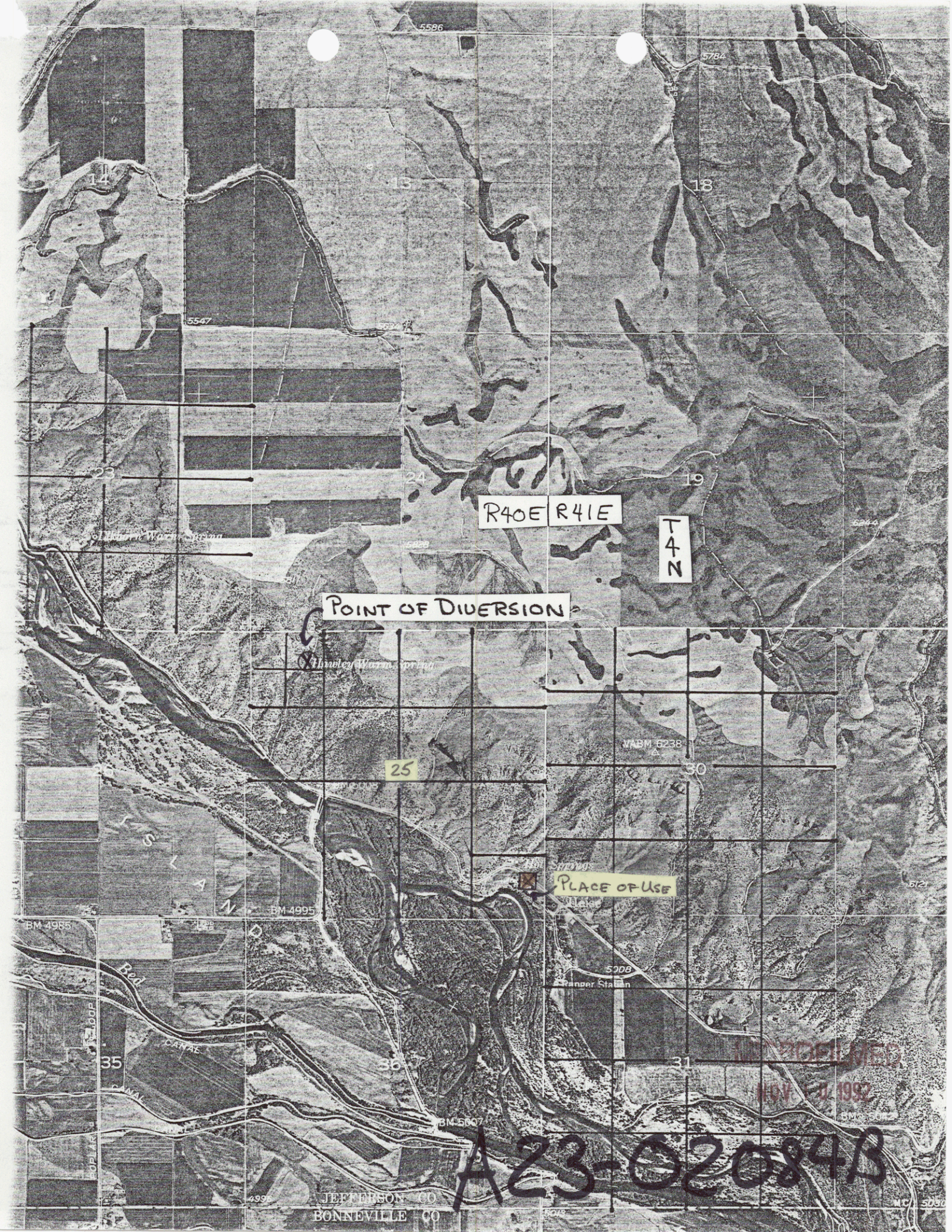
Place of Use: (parts of)
T4N, R40E Sec. 25 SESE (L5)

Point(s) of Diversion: T4N, R40E
Sec. 25 NENWNW



LEGEND

- Point of Diversion
- SESE
- Place of Use
- Section
- Quarter-Quarter



R40E R41E

T4N

POINT OF DIVERSION

Hinsley Warm Spring

VABM 6238

25

30

PLACE OF USE

BM 4995

BM 4985

5008

Ranger Station

BM 5007

4996

JEFFERSON CO
BONNEVILLE CO

NOV 10 1992

A23-02084B

State of Idaho 22-2030

License and Certificate of Water Right

Water License No. 3471

Amount 0.2 sec. ft.

Water District No.

Priority 10-6-1910

THIS IS TO CERTIFY that Eloy Nelson of Boise, Idaho made application for a permit to appropriate the public waters of the State of Idaho, dated February 29, 1908; that Permit No. 3471 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.4 second feet, was issued thereunder on October 6, 1910, showing that said works were completed on the 7th day of March, 1910; and that on the 31st day of March, 1916,

R. C. Heise of Boise, State of Idaho made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of an unnamed ravine, a tributary of Snake River, for the purpose of irrigation and domestic use, under Use Permit No. 3471 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 3524, on the 23rd day of July, 1928; The right hereby confirmed dates from October 6, 1910;

The Point of Diversion is located in the NW 1/4 NW 1/4 Sec. 25, Tp. 4 N., R. 40 E., 3 M. Madison County.

That the amount of water to which such right is entitled and hereby confirmed, for the purpose aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.2 cubic feet per second.

Description and location of use: Domestic use and watering garden and lawns.

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	40 E.	25	Lot 5		1 1/2

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 23rd day of July, 1928.

Geo. N. Carter
Commissioner of Reclamation

(SEAL)

22 2030

23-204BB

REPORT OF ENGINEER

Permit No. 347

This proof is for 320 A.C.

In Water District No.

Name of applicant: A. C. Reiss

Source of water supply: Dammed ravine

Location of point of diversion: Is in the T. 4 N. R. 40 E. of Section 25.

County of Madison

4. Describe works as they exist, giving dimensions and capacities of same: Rock dam built to water into ditch long and well, approximately 1/2 mile long. Ditch carries water along side hill to extensive lateral pipes and irrigators, 6" diameter, 1000 ft. long. After a good short down hill, a small lateral pipe, the last 100 ft. of pipe is laid across under three railroad pipes at lower end of hill to house & garden. Work is done here buried in ground.

5. Water is used for: Irrigation and domestic

6. State whether or not water has been turned into works of diversion: Yes

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 for other than irrigation): Lot 5 Sec. 25, T. 4 N., R. 40 E., S. 1.

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

8. What large stream would the water here appropriated fit for use? Snake River

Remarks: Also see two small concrete cisterns on the river on hill which have filled from pipe, 8" x 8" x 10' in size. About 8" of water in stream at diversion, 9" or 10" going thru another ditch from same diversion to another small, about 20' going to Reiss. Water used for house, garden & garden. Property about 1/2 mile.

Investigation was made on the 10 day of July

1925

(Signed)

R. H. Sullivan

Examiner

14N R 40E

10000



371