IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-10024

NAME AND ADDRESS: HEISE HOT SPRINGS INC
5116 E HEISE RD
RIRIE ID 83443

SOURCE: HAWLEY WARM SPRING TRIBUTARY: SNAKE RIVER

QUANTITY: 0.300 CFS

PRIORITY DATE: 04/19/1945

POINT OF DIVERSION:

T04N R40E S25 NENWNW Within JEFFERSON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.300 CFS

PLACE OF USE: IRRIGATION Within JEFFERSON County

T04N R40E S25 Lot 5 SESE	3.6	T04N R40E S36	NENE	1.8	
T04N R41E S30 Lot 7 SWSW	2.4	T04N R41E S31 Lot 1 NWNW	7.1		

14.9 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: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

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: A23-10024
Date Received: 9/09/1988
Receipt No: E0022243
Received By: KAW

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: APR 19, 1945

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 MAINLINE TO IRRIGATION SYSTEM & DOMESTIC SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.300		

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

8. Total consumptive use is 37.5 Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	40E	25	SE SE	5	IRR	4.0
					Section Acres	4.0

MICROFILMED
NOV 06 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
04N	40E	36	NE	NE	14	IRR	2.0
				Section Acres			2.0
	41E	30	SW	SW	7	IRR	2.0
				Section Acres			2.0
		31	NW	NW	1	IRR	7.0
				Section Acres			7.0
				Total Acres			15.0

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:
A23-10023

14. Remarks:
THIS RIGHT IS A PORTION OF LICENSE 25-2103 WHICH WAS INCORRECTLY NUMBERED. THE RIGHT SHOULD HAVE BEEN IN BASIN 23 SINCE IT WAS ON THE NORTH BANK OF THE SNAKE RIVER & WITHIN JEFFERSON COUNTY. THE WATER DELIVERY SYSTEM NOT ONLY DELIVERS WATER FOR THIS IRR. RIGHT BUT IS A COMMON SYSTEM THAT ALSO DELIVERS THE FOLLOWING RIGHTS: A23-10015/10016/10017/10018/10019/10020/10021/10023/ 10025/10026/10027/02084B.

15. Basis of Claim: LICENSE
Water Right Number: 252103

MICROFILMED
NOV 06 1992

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 Quane
Signature of Authorized Agent

Pres. Heise Hot Springs INC
Title and Organization

9-13-88
Date

State of Idaho)
) SS.
County of Bonneville)

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

Betty J Thompson
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 6-94

MICROFILMED
NOV 0 6 1992

06/02/2004

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-10024

NAME AND ADDRESS: HEISE HOT SPRINGS INC
5116 E HEISE RD
RIRIE ID 83443

SOURCE: HAWLEY WARM SPRING TRIBUTARY: SNAKE RIVER

QUANTITY: 0.300 CFS

PRIORITY DATE: 04/19/1945

POINT OF DIVERSION:

T04N R40E S25 NENWNW Within JEFFERSON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.300 CFS

PLACE OF USE: IRRIGATION Within JEFFERSON County

T04N R40E S25 Lot 5 SESE	3.6	T04N R40E S36	NENE	1.8
T04N R41E S30 Lot 7 SWSW	2.4	T04N R41E S31 Lot 1 NWNW		7.1

14.9 ACRES TOTAL

PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS

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: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

5/24/04

To: Candice McH

From: Ac

23-10024?

03/04/2004

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

RIGHT NUMBER: 23-10024

NAME AND ADDRESS: HEISE HOT SPRINGS INC
5116 E HEISE RD
RIRIE ID 83443

SOURCE: HANLEY WARM SPRING TRIBUTARY: SNAKE RIVER

QUANTITY: 0.300 CFS

PRIORITY DATE: 04/19/1945

POINT OF DIVERSION: T04N R40E S25 NENWNW Within JEFFERSON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.300 CFS

PLACE OF USE: IRRIGATION Within JEFFERSON County

T04N R40E S25 Lot 5 SESE	3.6	T04N R40E S36	NENE	1.8	
T04N R41E S30 Lot 7 SWSW	2.4	T04N R41E S31 Lot 1	NWNW	7.1	

14.9 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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Legal Discription Should State tract 39
use Doesn't Describe Any thing on
Federal Land

171

Mike Quinn Pres
Heise Hot Springs Inc.

This Dont Work

File in 23-10024

BLAIR GROVER, ESQ.
GROVER & BUTIKOFER, P.A.
215 Farnsworth Way
P.O. Box 36
Rigby, Idaho 83442-0036
Telephone: (208) 745-6653
Telefax: (208) 745-6655
ISB #1494

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 No.: 39576 Subcase Nos. _____ STIPULATION FOR RESOLUTION OF CLAIMS

WITNESSETH:

This agreement is made and entered into this 28th day of April, 2004 by and between **KYLE BYBEE (BYBEE), individually and for and in behalf of WALTER L. BYBEE and ZELLA S. BYBEE,** with reference to Claim Nos. 23-11230 and 22-13266, and the **SUNNYDELL IRRIGATION DISTRICT (SUNNYDELL)** by and through its authorized representatives with reference to Claim No. 22-13269, and **HEISE HOT SPRINGS, INC., through MICHAEL QUINN, president, (QUINN)** with reference to the following claims:

Claim No. 23-2084B	
Claim No. 23-10015V1	Claim No. 23-10015V2
Claim No. 23-10016V2	Claim No. 23-10016V1
Claim No. 23-10017V2	Claim No. 23-10017V1
Claim No. 23-10018V2	Claim No. 23-10018V1
Claim No. 23-10019V2	Claim No. 23-10019V1
Claim No. 23-10021	Claim No. 23-10023
Claim No. 23-10024	Claim No. 23-10025
Claim No. 23.10026	Claim No. 23-10027

1. The claims and water rights subject to this agreement are Elk Horn Springs and Hawley Springs. Watercress grows in the creek flowing from Elk Horn Springs and it later became popularly known as Cress Creek, but Elk Horn Springs and Cress Creek are one and the same. Said spring and creek flow into the Sunnydell Canal approximately one (1) mile below the Heise Bridge in Jefferson County, Idaho. Hawley Springs flows into the Snake River just above the Sunnydell diversion.

2. The parties recently had the flow of Elk Horn Springs (Cress Creek) and Hawley Springs measured by the Idaho Department of Water Resources (IDWR). The measurements showed a flow in Hawley Springs of 1.49 cfs and Elk Horn Springs (Cress Creek) of .262 cfs for a total flow of 2.11 cfs.[1] The flows could be affected by the existing drought and it is possible when the drought ends, there may be some increase in the flows. In any case, the claims of the parties as set forth herein, are substantially in excess of the current flow and in excess of any reasonably anticipated increase in the flows. Since at least 1959, Quinn has been diverting approximately .5 cfs for domestic water uses at the Heise Hot Springs Resort including domestic supply for seven (7) residents and/or commercial establishments; Bybee has been diverting approximately 1 cfs into the Sunnydell Canal as confirmed by Henry Eagle, watermaster; and, the Sunnydell is diverting the remainder of the flows. The parties acknowledge that actual pattern of use.

3. All of the parties recognize they could pursue their individual claims and recognize that among other things, the following issues exist:

A. Showing appropriate chain of title transfers from the Rexburg decree through various Transferees to the Claimants Bybee and Sunnydell.

B. Claims of adverse possession and/or adverse use by Quinn.

C. Claims of total and/or partial forfeiture by one or more parties.

D. Priority of domestic use over irrigation uses and issues valuing a water right or portion thereof.

---

[1]The measurement was below the Quinn diversion, but at the time of the measurement (off season) Quinn was diverting .14 cfs or less. The calculations herein add .14 cfs to the measurement of 2.11 (totaling 2.25) to account for the Quinn use at the time of the measurement.

The parties also recognize and acknowledge the uncertainty and expense of contested hearings and/or litigation in the Snake River Basin Adjudication (SRBA). That becomes more significant where the water rights at issue are relatively small as reflected herein. In addition, the parties are friends and neighbors and would prefer to avoid the conflict and ill-will that often arises in litigation. Therefore, to avoid the uncertainty, expense and delay of litigating the various claims and issues identified herein, and perhaps others, the parties hereto agree to resolve their disputed claims to Elk Horn Springs (Cress Creek) and Hawley Springs as set forth hereafter.

I

DIVISION OF FLOW AT 2.25 CFS

The parties agree that when the flows are 2.25 cfs, as measured by the IDWR on or about the 1st day of April, 2004 (with the Quinn .14 added), said flow shall be divided:

A. .81 cfs to Bybee.

B. .90 cfs to Sunnydell.

C. .54 cfs to Quinn.

That division reflects 36% of the combined flows to Bybee, 40% to Sunnydell and 24% to Quinn.

II

DIVISION WHEN FLOWS EXCEED 2.25 CFS

When the drought ends, if the combined flows exceed 2.25 cfs, the parties agree to divide the excess flow as follows:

A. 36% to Bybee.

B. 40% to Sunnydell.

C. 24% to Quinn.

Provided, however, if one of the parties is unable to make an immediate beneficial use of the increase flow, said party agrees the other parties may temporarily use the increase in the flow until such time as said party is able to make a beneficial use. Said temporary use shall be without cost to said parties and shall not result in any permanent right. It is a permissive use as reflected and set forth herein.

III

DIVISION WHEN FLOWS ARE LESS THAN 2.25 CFS

In the event the flows of Elk Horn Springs (Cress Creek) and Hawley Springs are less than 2.25 cfs, the parties will share the combined flows as follows:

A. 36% to Bybee.

B. 40% to Sunnydell.

C. 24% to Quinn.

Provided, however, the parties may make temporary arrangements among themselves, for consideration agreed upon, to make a different temporary division of the flows.

IV

EQUAL PRIORITY

The parties agree that the division of flows as set forth herein shall have an equal priority of May 1, 1884 as set forth in the Rexburg decree. Quinn is entitled to that priority because Sunnydell and Bybee are in effect relinquishing a portion of their claimed rights arising under the Rexburg decree to Quinn.

V

MODIFICATION OF SRBA CLAIMS

The parties hereto agree the SRBA claims filed by the respective parties to the waters of Hawley Springs and Elk Horn Springs (Cress Creek) should be amended and modified to reflect the terms of this agreement, and the SRBA should follow this agreement in recommending the decree from Elk Horn Springs (Cress Creek) and Hawley Springs..

VI

TRANSFER OF PALISADES WATER SHARES

As and for additional consideration for execution of this agreement, Quinn agrees to transfer 33 shares of the stock he owns in Palisades Water Users, Inc., to the Sunnydell, and 33 shares to Bybee.

III

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VI

TRANSFER OF PALISADES WATER SHARES

As and for additional consideration for execution of this agreement, Quinn agrees to transfer 33 shares of the stock he owns in Palisades Water Users, Inc., to the Sunnydell, and 33 shares to Bybee.

VII

CONVEYANCE OF BYBEE WATER BY SUNNYDELL

The Sunnydell agrees to continue to convey Bybee's share of water herein through its canal to his pump as it has in the past under agreeable terms and conditions.

VIII

SRBA FILING

The parties understand and agree that this document shall be filed with the SRBA. If it is necessary for certain terms or language to be modified and/or amended so that it can be more effectively and/or efficiently handled in the SRBA, the parties agree to such amendment or change provided the division of the cfs and/or the percentages reflected herein are not changed.

IX

INDEPENDENT EVALUATION

The parties agree they have made their own independent evaluation and determination of the merits of entering into this agreement and of the respective rights and claims they have. None are relying on promises, representations or inducements made by the other. In fact, all and/or their representatives, live near the springs and are now familiar with and have been familiar with the same for more than 50 years and are familiar with the actual diversion and uses for that same period of time.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year in the acknowledgments hereinafter set forth.

BYBEE:

KYLE BYBEE, individually and for and in behalf of WALTER L. BYBEE and ZELLA S. BYBEE

QUINN:

MICHAEL QUINN President
HEISE HOT SPRINGS, INC.

SUNNYDELL:

SUNNYDELL IRRIGATION DISTRICT

By: _____
GARY HILL, President/Director

KEITH MUNNS, Director

LEON MORTENSON, Director

STATE OF IDAHO)
)ss
County of Jefferson)

On this 22nd day of April, 2004, before me, the undersigned, a Notary Public in and for said state, personally appeared **KYLE BYBEE, individually and for and in behalf of WALTER L. BYBEE and ZELLA S. BYBEE,** whose name(s) is (are) subscribed to the foregoing, and acknowledged to me that he (she) (they) executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this acknowledgment first above written.

BLAIR GROVER NOTARY PUBLIC STATE OF IDAHO (seal)

Notary Public for Idaho
Residing at: Rigby, Idaho
Commission Expires: 10/24/2009

STATE OF IDAHO)
)ss
County of Jefferson)

On this 28th day of April, 2004, before me, the undersigned, a Notary Public in and for said state, personally appeared **GARY HILL, as President/Director, KEITH MUNNS, and LEON MORTENSON as Directors of the SUNNYDELL IRRIGATION DISTRICT,** known to me to be the person(s) whose name(s) is (are) subscribed to the foregoing, and acknowledged to me that he (she) (they) executed the same on behalf of **SUNNYDELL IRRIGATION DISTRICT.**

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this acknowledgment first above written.

BLAIR GROVER NOTARY PUBLIC STATE OF IDAHO (seal)

Notary Public for Idaho
Residing at: Rigby, Idaho
Commission Expires: 10/24/2009

STATE OF IDAHO)
)ss
County of Jefferson)

On this 22nd day of April, 2004, before me, the undersigned, a Notary Public in and for said state, personally appeared **MICHAEL QUINN, as President of HEISE HOT SPRINGS, INC.,** whose name(s) is (are) subscribed to the foregoing, and acknowledged to me that he (she) (they) executed the same as **President of HEISE HOT SPRINGS, INC.**

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this acknowledgment first above written.

BLAIR GROVER NOTARY PUBLIC STATE OF IDAHO (seal)

Notary Public for Idaho
Residing at: Rigby, Idaho
Commission Expires: 10/24/2009

BLAIR GROVER, ESQ.
GROVER & BUTIKOFER, P.A.
215 Farnsworth Way
P.O. Box 36
Rigby, Idaho 83442-0036
Telephone: (208) 745-6653
Telefax: (208) 745-6655
ISB #1494

This Dont Work
File in
23-10024

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 No.: 39576
	)	Subcase Nos. 82-10010
vs.	)	STIPULATION FOR RESOLUTION OF CLAIMS

WITNESSETH:

This agreement is made and entered into this 28th day of April, 2004 by and between **KYLE BYBEE (BYBEE), individually and for and in behalf of WALTER L. BYBEE and ZELLA S. BYBEE,** with reference to Claim Nos. 23-11230 and 22-13266, and the **SUNNYDELL IRRIGATION DISTRICT (SUNNYDELL)** by and through its authorized representatives with reference to Claim No. 22-13269, and **MICHAEL QUINN (QUINN)** with reference to the following claims:

Claim No. 23-2084B	
Claim No. 23-10015V1	Claim No. 23-10015V2
Claim No. 23-10016V2	Claim No. 23-10016V1
Claim No. 23-10017V2	Claim No. 23-10017V1
Claim No. 23-10018V2	Claim No. 23-10018V1
Claim No. 23-10019V2	Claim No. 23-10019V1
Claim No. 23-10021	Claim No. 23-10023
Claim No. 23-10024	Claim No. 23-10025
Claim No. 23.10026	Claim No. 23-10027

1. The claims and water rights subject to this agreement are Elk Horn Springs and Hawley Springs. Watercress grows in the creek flowing from Elk Horn Springs and it later became popularly known as Cress Creek, but Elk Horn Springs and Cress Creek are one and the same. Said spring and creek flow into the Sunnydell Canal approximately one (1) mile below the Heise Bridge in Jefferson County, Idaho. Hawley Springs flows into the Snake River just above the Sunnydell diversion.

2. The parties recently had the flow of Elk Horn Springs (Cress Creek) and Hawley Springs measured by the Idaho Department of Water Resources (IDWR). The measurements showed a flow in Hawley Springs of 1.49 cfs and Elk Horn Springs (Cress Creek) of .262 cfs for a total flow of 2.11 cfs. The flows could be affected by the existing drought and it is possible when the drought ends, there may be some increase in the flows. In any case, the claims of the parties as set forth herein, are substantially in excess of the current flow and in excess of any reasonably anticipated increase in the flows. Since at least 1959, Quinn has been diverting approximately .5 cfs for domestic water uses at the Heise Hot Springs Resort including domestic supply for seven (7) residents and/or commercial establishments; Bybee has been diverting approximately 1 cfs into the Sunnydell Canal as confirmed by Henry Eagle, watermaster; and, the Sunnydell is diverting the remainder of the flows. The parties acknowledge that actual pattern of use.

3. All of the parties recognize they could pursue their individual claims and recognize that among other things, the following issues exist:

A. Showing appropriate chain of title transfers from the Rexburg decree through various Transferees to the Claimants Bybee and Sunnydell.

B. Claims of adverse possession and/or adverse use by Quinn.

C. Claims of total and/or partial forfeiture by one or more parties.

D. Priority of domestic use over irrigation uses and issues valuing a water right or portion thereof.

E.

The parties also recognize and acknowledge the uncertainty and expense of contested hearings and/or litigation in the Snake River Basin Adjudication (SRBA). That becomes more significant where the water rights at issue are relatively small as reflected herein. In addition, the parties are friends and neighbors and would prefer to avoid the conflict and ill-will that often arises in litigation. Therefore, to avoid the uncertainty, expense and delay of litigating the various claims and issues identified herein, and perhaps others, the parties hereto agree to resolve their disputed claims to Elk Horn Springs (Cress Creek) and Hawley Springs as set forth hereafter.

I

DIVISION OF FLOW AT 2.11 CFS

The parties agree that when the flows are 2.11 cfs, as measured by the IDWR on or about the 1st day of April, 2004, said flow shall be divided:

A. .76 cfs to Bybee.

B. .85 cfs to Sunnydell.

C. .5 cfs to Quinn.

That division reflects 36% of the combined flows to Bybee, 40% to Sunnydell and 24% to Quinn.

II

DIVISION WHEN FLOWS EXCEED 2.11 CFS

When the drought ends, if the combined flows exceed 2.11 cfs, the parties agree to divide the excess flow as follows:

A. 36% to Bybee.

B. 40% to Sunnydell.

C. 24% to Quinn.

Provided, however, if one of the parties is unable to make an immediate beneficial use of the increase flow, said party agrees the other parties may temporarily use the increase in the flow until such time as said party is able to make a beneficial use. Said temporary use shall be without cost to said parties and shall not result in any permanent right. It is a permissive use as reflected and set forth herein.

III
DIVISION WHEN FLOWS ARE LESS THAN 2.11 CFS

In the event the flows of Elk Horn Springs (Cress Creek) and Hawley Springs are less than 2.11 cfs, the parties will share the combined flows as follows:

A. 36% to Bybee.

B. 40% to Sunnydell.

C. 24% to Quinn.

Provided, however, the parties may make temporary arrangements among themselves, for consideration agreed upon, to make a different temporary division of the flows.

IV
EQUAL PRIORITY

The parties agree that the division of flows as set forth herein shall have an equal priority of May 1, 1884 as set forth in the Rexburg decree. Quinn is entitled to that priority because Sunnydell and Bybee are in effect relinquishing a portion of their claimed rights arising under the Rexburg decree to Quinn.

V
MODIFICATION OF SRBA CLAIMS

The parties hereto agree the SRBA claims filed by the respective parties to the waters of Hawley Springs and Elk Horn Springs (Cress Creek) should be amended and modified to reflect the terms of this agreement, and the SRBA should follow this agreement in recommending the decree from Elk Horn Springs (Cress Creek) and Hawley Springs..

VI
TRANSFER OF PALISADES WATER SHARES

As and for additional consideration for execution of this agreement, Quinn agrees to transfer 33 shares of the stock he owns in Palisades Water Users, Inc., to the Sunnydell, and 33 shares to Bybee.

VII

CONVEYANCE OF BYBEE WATER BY SUNNYDELL

The Sunnydell agrees to continue to convey Bybee's share of water herein through its canal to his pump as it has in the past under agreeable terms and conditions.

VIII

SRBA FILING

The parties understand and agree that this document shall be filed with the SRBA. If it is necessary for certain terms or language to be modified and/or amended so that it can be more effectively and/or efficiently handled in the SRBA, the parties agree to such amendment or change provided the division of the cfs and/or the percentages reflected herein are not changed.

IX

INDEPENDENT EVALUATION

The parties agree they have made their own independent evaluation and determination of the merits of entering into this agreement and of the respective rights and claims they have. None are relying on promises, representations or inducements made by the other. In fact, all and/or their representatives, live near the springs and are now familiar with and have been familiar with the same for more than 50 years and are familiar with the actual diversion and uses for that same period of time.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year in the acknowledgments hereinafter set forth.

BYBEE:

KYLE BYBEE, individually and for and in behalf of WALTER L. BYBEE and ZELLA S. BYBEE

QUINN:

MICHAEL QUINN

SUNNYDELL:

SUNNYDELL IRRIGATION DISTRICT

By: **GARY HILL, President/Director**

KEITH MUNNS, Director

LEON MORTENSON, Director

STATE OF IDAHO)
)ss
County of Jefferson)

On this 27th day of April, 2004, before me, the undersigned, a Notary Public in and for said state, personally appeared **KYLE BYBEE, individually and for and in behalf of WALTER L. BYBEE and ZELLA S. BYBEE,** whose name(s) is (are) subscribed to the foregoing, and acknowledged to me that he (she) (they) executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this acknowledgment first above written.

BLAIR GROVER NOTARY PUBLIC STATE OF IDAHO

(seal)

Notary Public for Idaho
Residing at: Rigby, Idaho
Commission Expires: 10/24/2009

STATE OF IDAHO)
)ss
County of Jefferson)

On this 28th day of April, 2004, before me, the undersigned, a Notary Public in and for said state, personally appeared **GARY HILL, as President/Director, KEITH MUNNS, and LEON MORTENSON as Directors of the SUNNYDELL IRRIGATION DISTRICT,** known to me to be the person(s) whose name(s) is (are) subscribed to the foregoing, and acknowledged to me that he (she) (they) executed the same on behalf of **SUNNYDELL IRRIGATION DISTRICT.**

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this acknowledgment first above written.

BLAIR GROVER NOTARY PUBLIC STATE OF IDAHO

(seal)

Notary Public for Idaho
Residing at: Rigby, Idaho
Commission Expires: 10/24/2009

STATE OF IDAHO)
)ss
County of Jefferson)

On this 27th day of April, 2004, before me, the undersigned, a Notary Public in and for said state, personally appeared **MICHAEL QUINN,** whose name(s) is (are) subscribed to the foregoing, and acknowledged to me that he (she) (they) executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this acknowledgment first above written.

BLAIR GROVER NOTARY PUBLIC STATE OF IDAHO

(seal)

Notary Public for Idaho
Residing at: Rigby, Idaho
Commission Expires: 10/24/2009

11/06/2003

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: 23-10024

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:

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: 2-28-04 **SIGNATURE:** [signature]

Please print your name: MIKE QUINN

IDWR Regional Office,

Ruberry, Allen

From: McHugh, Candice
Sent: Wednesday, June 02, 2004 2:05 PM
To: Ruberry, Allen
Subject: 23-10024

Since the Basin 23 Director's Report has been delayed, can you add the remark that says use does not include use on federal public land?

Candice

Confidentiality Notice: This e-mail may contain confidential and privileged information exempt from disclosure under applicable law. This message is intended only for the use of the individual or individuals identified above. If you have received this message by mistake, please notify the sender immediately by replying to this message. Please delete the message from your system and do not review, disclose, copy, or distribute any information contained or attached to the message. Thank You

6/02/04 Done

IDWR Field Exam Form 04/03/2002

Contacts Data Entry Form

Water Right No. 23-10024

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	WEISS HOT SPRINGS 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:

CLAIM IS BASED ON LICENSE 25-2103 WHICH WAS INCORRECTLY NUMBERED - APPEARS TO BE TRUE. HOWEVER, 25-2103 (SEE COPY OF LICENSE AND ENG. REPT ATTACHED) IS FOR DIVERSION FROM AN UNNAMED SLOUGH ON THE NO. BANK OF SNAKE RIVER. CLAIM ATTEMPTS TO MOVE RIGHT W/O TX TO HAWLEY WARM SPR

cf 3
cf 5

* ACCORDING TO WDOI "WATER RIGHTS AND DIVERSIONS" 25-2103 IS DELIVERED AT THE Newby Pumps @ 2.1 cfs. * LEAVING 0.3 cfs CLAIMED BY 23-10024. SEE ATTACHED LICENSE AND EXCERPT.

* THERE IS NO KNOWN CLAIM (SRBA) FOR 25-2103.

Q: WHEN DID THIS MOVING OF 0.3 cfs TO HAWLEY WARM SP OCCUR?

* FB: POD, POU, DELIVERY, INJURY ANALYSIS, SYSTEM, OVERLAP.

Reviewer: ____ Date: ____

* CLAIMED AS 01-10027 @ 2.1 cfs. (REF MADE TO 25-2103.)

IDWR Field Exam Form

Water Right Split History Analysis

Reviewer: _____

Date: _____

HEISE HOT SPRINGS INC.
23-10024 *2

HAWLEY WARM SPRING TRIB TO SNAKE RIVER — C Ø 2
0.03 cfs FOR IRRIG. 4/19/1945 — C Ø 3
POU: IN SESE SEC. 25 T4N R40E — C Ø 5
NENE SEC 36
SWSW SEC. 30 T4N R40E
NWNW SEC. 31

0.03 / 15 AC. ⇒ 0.002 cfs/AC
CLAIMS USE W/ 23-10023 ⇒ WHICH IS DISALLOWED.
SPLIT BY ADJUDICATION.

25-2103 LICENSE

LICENSE 10 DEC. 1952
PRIORITY 4/19/1945, @
2.4 cfs, 120 AC (0.02/AC)
UNNAMED SLOUGH – TRIB.
TO SNAKE RIVER
LICENSED TO SEC. 31 (PTS)
T. 4N. R41E.

CLARA NEWBY
01-10027 *1,3

SNAKE RIVER, SO FK TRIB TO SNAKE RIVER — C Ø 2
2.1 cfs, 4/19/1945, IRRIG.
POU: SEC 31 (PARTS OF) T.4N.R41E.
POD: CLAIMS THREE POD's

NOTES: *

1. DELIVERED BY WD01 @ 2.1 cfs FROM SNAKE RIVER, SO. FK.
2. NO FORMAL TX MOVING ANY PORTION OF 25-2103.
3. DELIVERED BY WD01 AS 2.1 cfs OF 25-2103.

IDWR Field Exam Form

04/03/2002

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 4/19/1945 Claimed Basis: License

Recommended Priority Date: 4/19/1945 Recommended Basis "

_____ 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:

Claimed Priority matches License.
No SRBA claim on original license. why? It
is registered in WD01 Records of Accounting.
See Excerpt Attached.
It is claimed as 01-10027@ 2.1 cfs.

Reviewer: _____ Date: _____

Water Right Suffix	CFS	Priority	Canal or Pump	Comments
25-00250		1901-10-01		
	2.800		Bear Trap Canal	
Sum	**2.800**			
25-00251		1884-06-01		
A	3.000		Bear Trap Canal	
B	5.000		W. Labelle & Long Island	Long Island Irrigation
Sum	**8.000**			
25-00252		1884-06-01		
A	0.600		W. Labelle & Long Island	Long Island Irrigation
B	2.600		W. Labelle & Long Island	Long Island Irrigation
Sum	**3.200**			
25-00253		1884-06-01		
	5.000		W. Labelle & Long Island	Long Island Irrigation
Sum	**5.000**			
25-00254		1884-06-01		
	2.400		W. Labelle & Long Island	Long Island Irrigation
Sum	**2.400**			
25-00255		1884-06-01		
	1.200		W. Labelle & Long Island	Long Island Irrigation
Sum	**1.200**			
25-00256		1890-06-01		
	6.000		Fulmer Pump	
Sum	**6.000**			
25-00257		1890-06-01		
	4.800		Boyce D Pump	
Sum	**4.800**			
25-00261		1900-05-18		
	6.000		Bear Trap Canal	
Sum	**6.000**			
25-02103		1945-04-19		Includes pumps 13037860 and 13037880.
	2.100		Newby Pumps	
Sum	**2.100**			
25-07567		1992-11-09		
	9.500		Foster B (Willow) Pump	
Sum	**9.500**			
25-07592		1991-04-23		
	7.900		Foster B (Willow) Pump	
Sum	**7.900**			

OL-10027

EXCERPT FROM WATERDIST 01
WATER RIGHT ACCOUNTING PROGRAM
WATER RIGHTS AND DIVERSIONS
OCTOBER 2002, PG. 87

IDWR Field Exam Form

04/03/2002

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec. ____, ____, ____, ____. County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 4N, R 40E Sec. 25, NE, NW, NW. County: JEFFERSON

Source: _____ Tributary: _____

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

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? CBS TAG # AOØ12408

Remark
Multiple WR's @ POD.
CØ2
CØ3

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

Clamoo POD is FOR Hawley Warm Spring Location.

Tributary? Look at Priority Dates on Hawley Warm Sp.

Transfers Changing POD _____

Reviewer: _____ Date: _____


MIKE QUINN
GPS TAG
NICK OLSON
HAWLEY WARM SPG.
8/07/03 ABR

IDWR Field Exam Form

04/03/2002

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

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

OVERLAP OF OTHER RIGHTS

POU IS POOL AREA, PICNIC AREA, PLAY AREA

COMPLETE GCDB - SUBMITTED FOR RECOMMENDATION AS QQ'S ONLY.

Transfers Changing POU _____

Reviewer: _____

Date: _____

IDWR Field Exam Form

04/03/2002

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

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIG.	4/1	10/31		

Overall Diversion Rate _____ Overall Diversion Volume _____

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

SOU NOT SPECIFIED BY LICENSE. USED DEPT STD 4/1 TO 10/31 FOR AREA

Reviewer: _____

Date: _____

07/31/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 25-2103

WATER RIGHT NUMBER: 25-2103

Owner Type	Name and Address
Current Owner	ROBERT M QUINN
	RIRIE, ID 83443

No SRBA Claim For this Lic.

Priority Date: 04/19/1945
Basis: License
Status: Active

Source: UNNAMED SLOUGH

Tributary: SNAKE RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	/	/	2.400 CFS	
		Total Diversion:	2.400 CFS	

Location of Point(s) of Diversion

UNNAMED SLOUGH NW1/4SE1/4 Sec. 31, Twp 04N, Rge 41E, B.M.
JEFFERSON County

Place of Use

IRRIGATION Within JEFFERSON County

T04N R41E S31	SWNE	20.0	T04N R41E S31	NENW	8.0
T04N R41E S31	NWNW	35.0	T04N R41E S31	SWNW	18.0
T04N R41E S31	SENW	39.0			

Total Acres: 120

Conditions of Approval:

Remarks:

Comments:

Dates and Other Information:

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

KARL J. DREHER
DIRECTOR

RECEIVED
MAY 18 1998
Department of Water Resources

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

Records modified ACAP prepared.
-ss 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
Technical Records Specialist
Adjudication Bureau

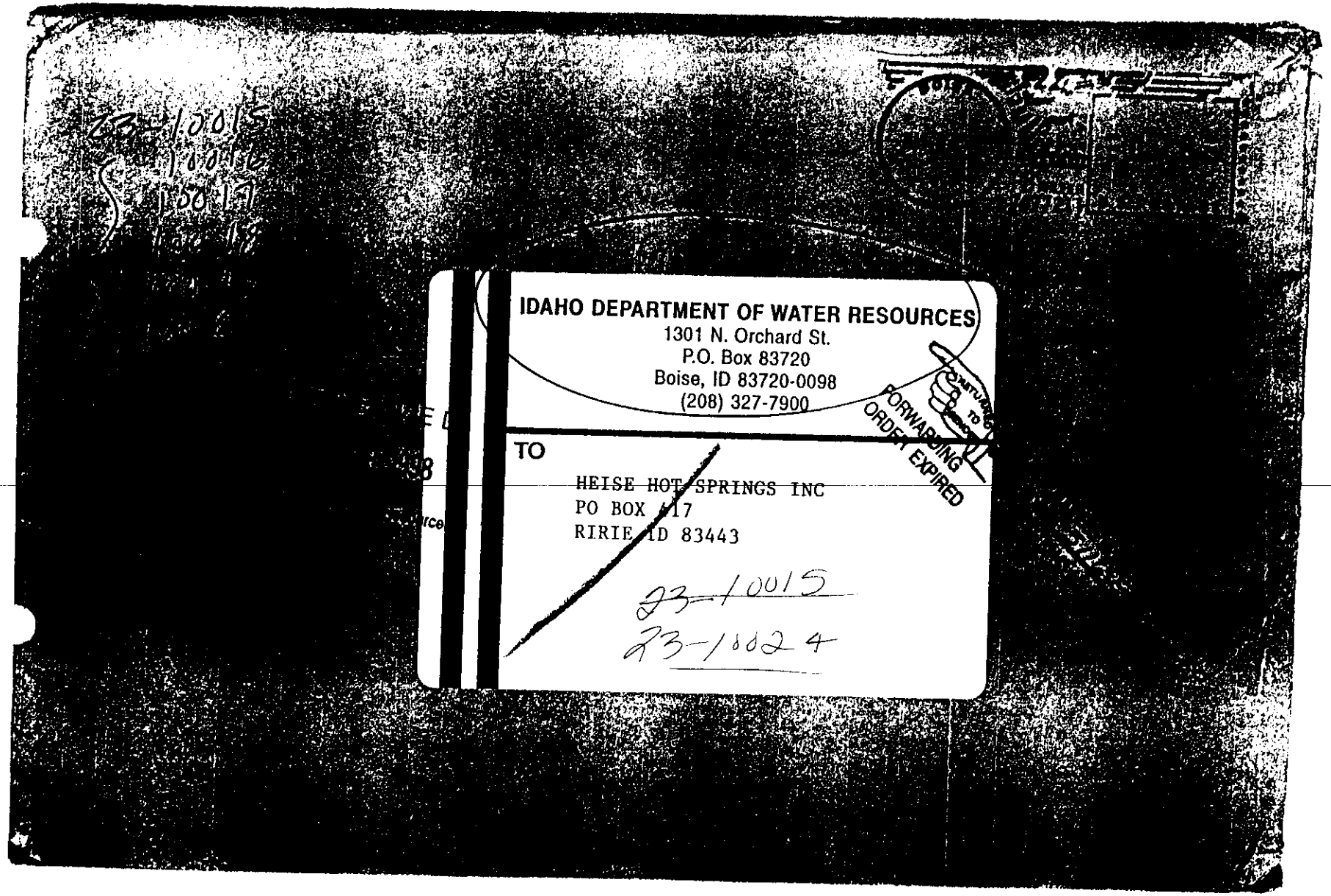
SS:region
Enclosures

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

Michael [illegible] Pres Heise Hot Springs Inc.
Water Right Holder's Signature

208-538-7312
Telephone Number

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


23-10015
23-10015
23-10824
IDAHO DEPARTMENT OF WATER RESOURCES
1301 N. Orchard St.
P.O. Box 83720
Boise, ID 83720-0098
(208) 327-7900
FORWARDING ORDER EXPIRED
TO
HEISE HOT SPRINGS INC
PO BOX 417
RIRIE ID 83443
23-10015
23-10824

State of Idaho
License and Certificate of Water Right

Water License No. 19622

Water District No.

Amount 2.4 second feet

Priority April 19, 1945

THIS IS TO CERTIFY that ROBERT M. QUINN of Ririe, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 19, 19 45; that Permit No. 19622 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.6 second feet, was issued thereunder on May 15, 19 50, showing that said works were completed on the 10th day of April, 19 50; and that on the 1st day of December, 19 50,

ROBERT M. QUINN of Ririe, State of Idaho, made proof to the satisfaction of the State Reclamation engineer of Idaho, of the right to use the waters of an un-named slough, a tributary of Snake River, for the purpose of irrigation, under Use Permit No. 19622 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 5029, on the 10th day of December, 19 52;

The right hereby confirmed dates from April 19, 19 45;

The Point of Diversion is located in the NE ¼ SE ¼, Sec. 31, Tp. 4 N., R. 41 E., B. M. Jefferson County

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 2.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	40 E.	25	NE¼SE¼	12.4	--
			NW¼SE¼	41.55	--
			SE¼SE¼	29.28	-
			SW¼SE¼	37.67	--
4 N.	41 E.	30	SW¼NE¼	40	30
		31	NE¼NW¼	40	8
			NW¼NW¼	33.30	35
			SW¼NW¼	36.30	18
			SE¼NW¼	40	39
Number of acres actually irrigated - - - - - -					130

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 10th day of December, 19 52.

Mark A. Gulp
State Reclamation Engineer

(SEAL)

25 2103

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19622

This proof is for Beneficial use In Water District No.

1. Name of applicant Robert M. Quinn, Firle, Idaho

2. Source of water supply: An unnamed slough

3. Location of point of diversion: Is in the NW¼ SE¼ of Section 31

T. 4 N. R. 41 E. County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same: Mix Flow turning rotor # PE 2503. G.E. motor # 6 325 907 WB, 5 HP., 220V., 13.8 amp., 60 cycle, 1735 R.P.M., 3 phase. Cutler Hammer switch. Square D control and switches. G.E. meter # 12 965 823, 220V., 25 amp., 3 wire, 2 and 3 phase, 60 cycle, demand .04 x 10. 10" water column. 10" dia. discharge pipe toward the North into concrete box 10' long, 2' wide and 30" deep then into ditch 4' wide, 18" deep. Water line is 10" above bottom of ditch. Pump has one stage and 10' lift. Dug channel approx. 10' into North bank of slough. 4' dia. concrete pipe casing 2' deep with hole in side near bottom toward channel. Water is 2' deep in casing. Motor is set on 2"x 12" planks set across the top of the casing.

5. Water is used for: Irrigation.

6. 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):

NE¼ SW¼, NW¼ SE¼, SE¼ SE¼ Section 25, Twp. 4 N., Range 40 E., B.M.
SW¼ SW¼ Section 30; SE¼ NE¼ Section 31; Twp. 4 N., Range 41 E., B.M.

See Map

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

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

Remarks: Water can be diverted from the Snake River into the slough and during high water the slough is part of the river channel. During the time of the action the slough was being fed by deep water and springs in bottom of slough. Pump will drain slough after about 10 hours of operation.

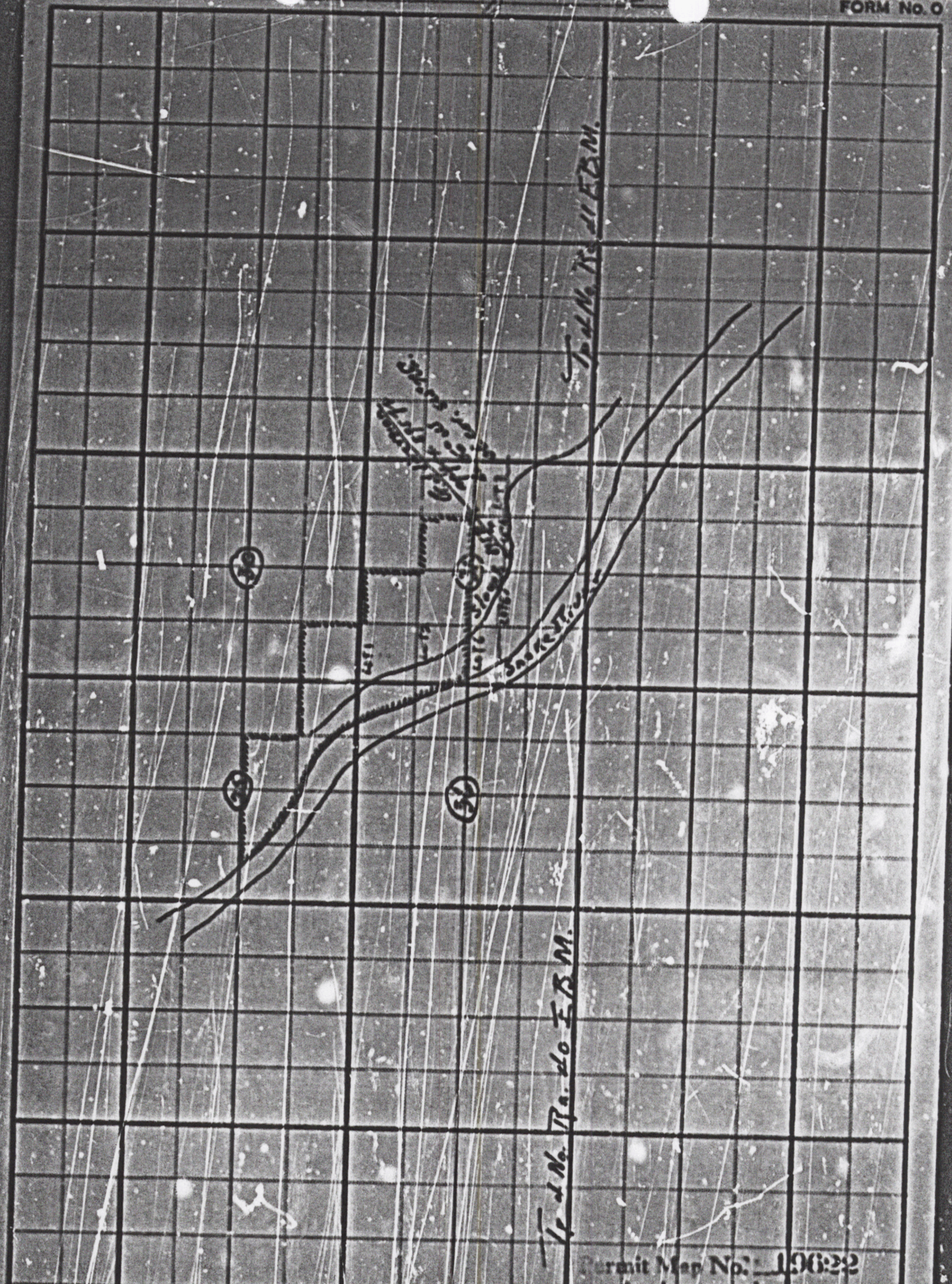
Crops: potatoes, hay, grain, and pasture.

This examination was made on the 25th day of August, 19 52.

(Signed) Alfred A. Larson
Examiner.


N
T. 40 N.
R. 41 E.
Spok.
River
25
30
37
20
Area Irrigated - 120 Acres
allow 120 inches.
Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.
1922

NAME OF APPLICANT Robert M. Green   FORM No. O



SCALE: 4 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

Log for claim 23-10024 **Spatial Dynamics BTD** **6/13/01**

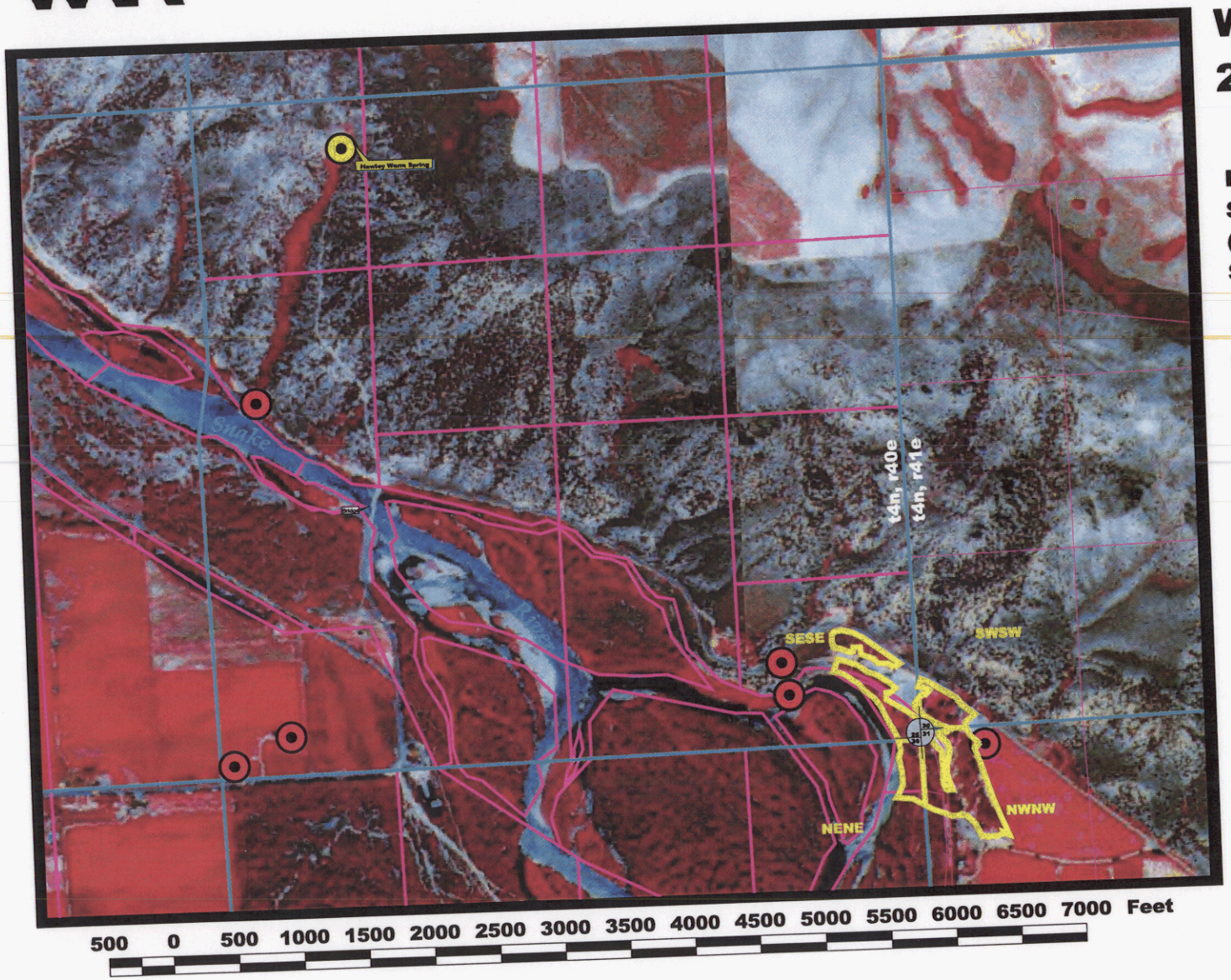
TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
04n40e	25	SESE	4	7.4	
04n40e	36	NENE	2	2.6	
04n41e	30	SWSW	2	0.8	
04n41e	31	NWNW	7	4.4	
Totals:			15	15.2	

SPATIAL DYNAMICS

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
23-10024

Place of Use: (parts of) T4N, R40E
Sec. 25 SESE, Sec. 36 NENE,
(parts of) T4N, R41E
Sec. 30 SWSW, Sec. 31 NWNW

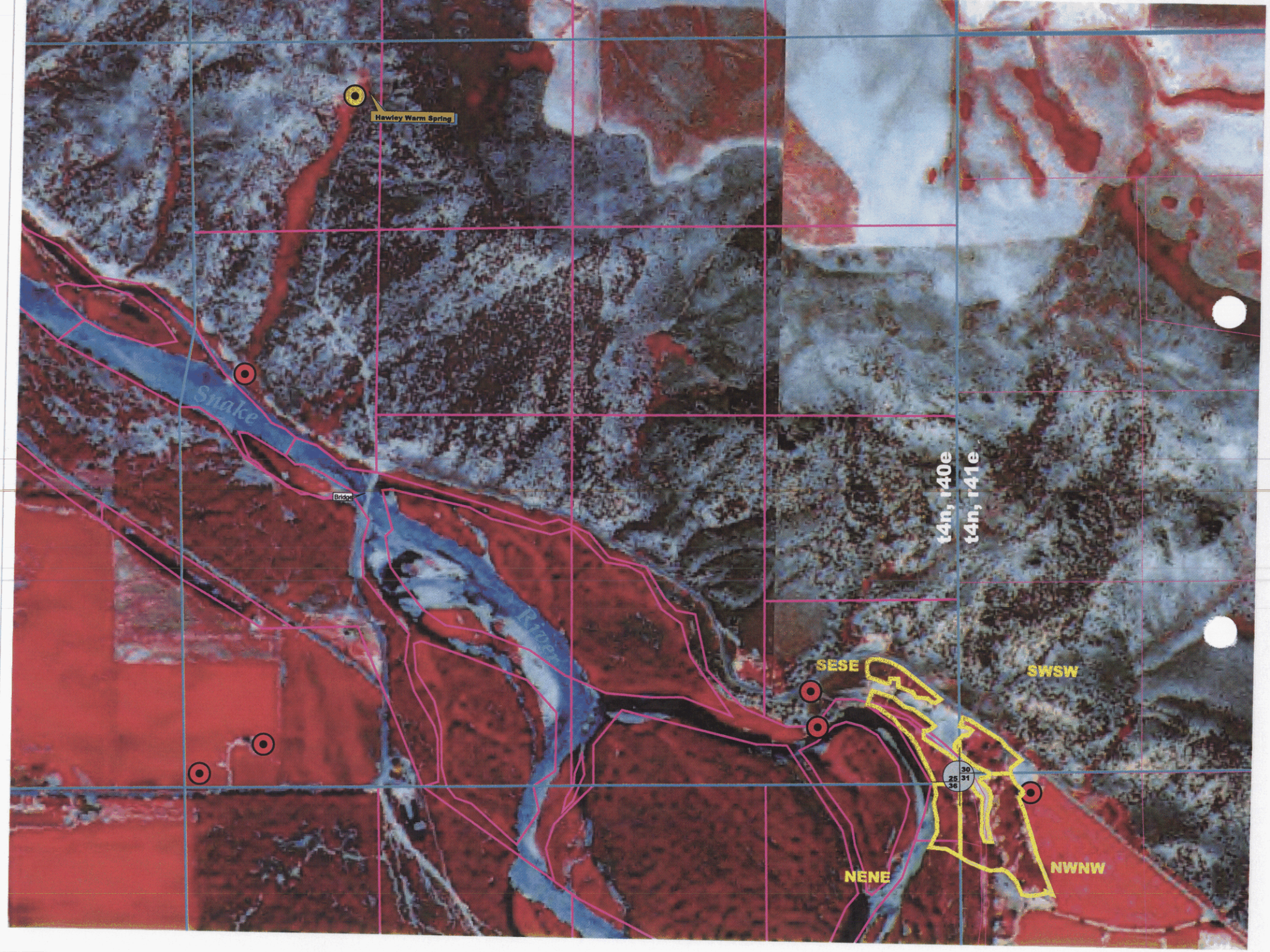
Point(s) of Diversion: T1N, R40E
Sec. 25 NENWNW

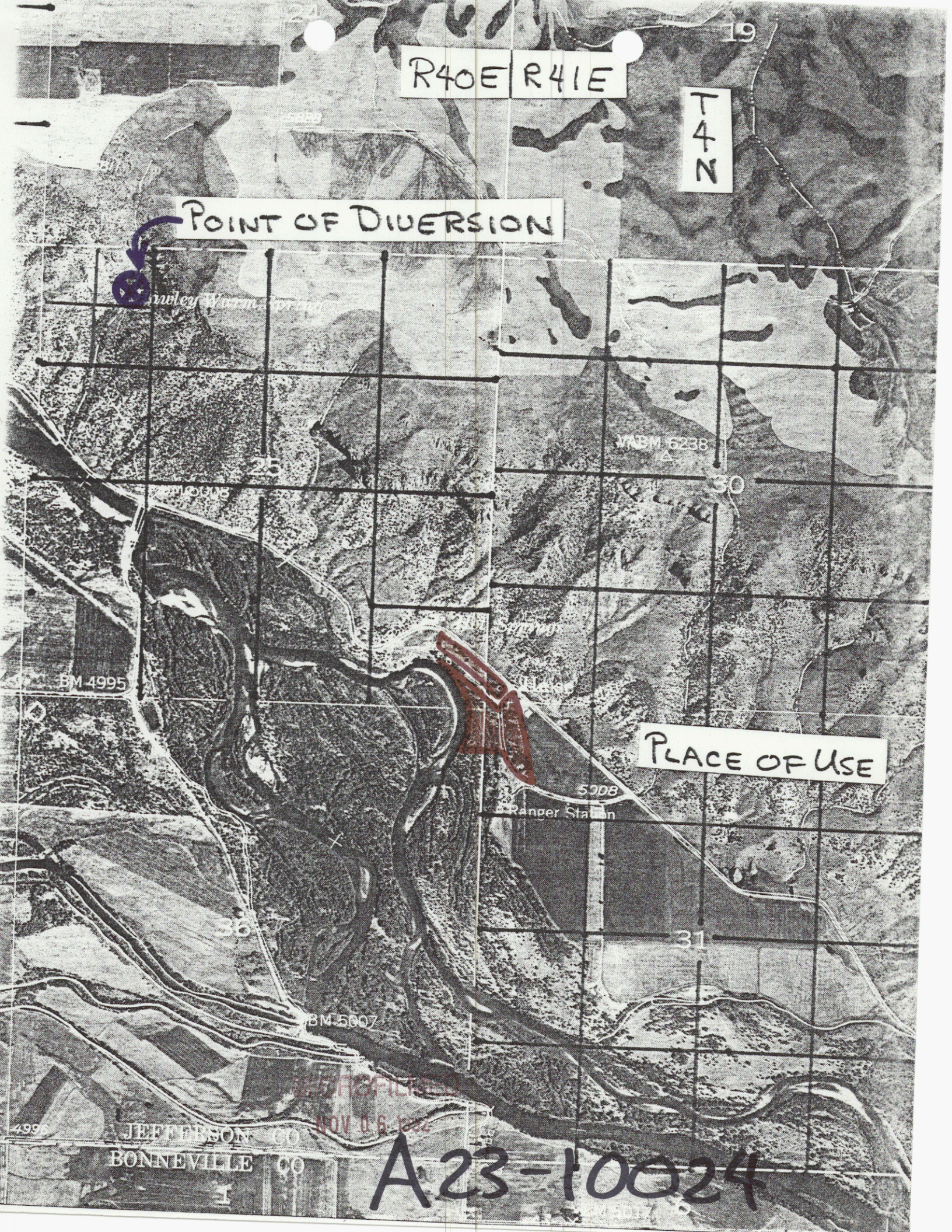
N
W E
S

LEGEND

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

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


Hawley Warm Spring
Snake
Bridge
t4n, r40e
t4n, r41e
SESE
SWSW
NENE
NWNW
30
31
25
36


R40E
R41E
T4N
POINT OF DIVERSION
PLACE OF USE
BM 4995
BM 5007
BM 6238
5008
Ranger Station
JEFFERSON CO
BONNEVILLE CO
24
19
25
30
31
36
1
RECEIVED
NOV 06 2023
A23-10024