

IDAHO DEPT OF WATER RESOURCES

T07S, R06E, S27

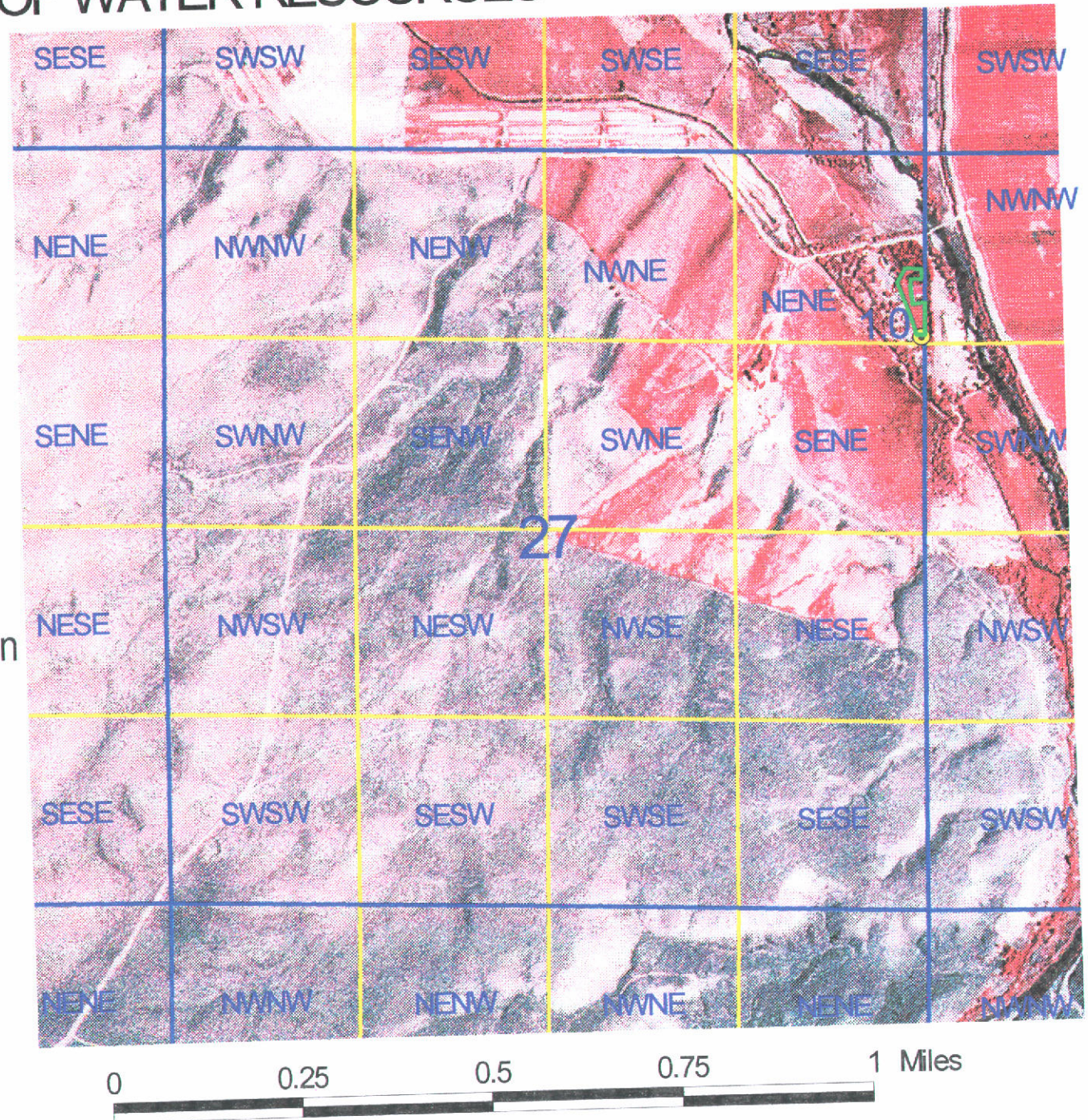
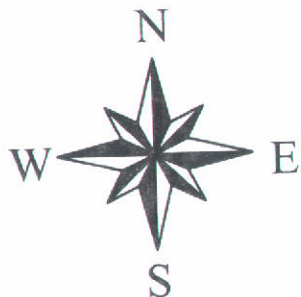
CLAIM(S): 51-02109

Owner(s): DENTON

Prepared by: KAY WALKER

Date: July 27, 1998

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's



TO ARNEAU

TO BUREAU

R-6E.

school house

1941 Survey marker

Plunge

PD

approx. 100 yds Fr. Cor.

5 4

27

Area = 5 aches

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

2097!

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: **A51-02109**
Date Received: 1/ 9/1989
Receipt No: C004985
Received By: _____

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

1. Name: JOHN WM DENTON 208-845-2064
Address: HC 85 BOX 115
BRUNEAU ID 83604
OR
Name: CHARMAINE DENTON 208-845-2064
Address: HC 85 BOX 115
BRUNEAU ID 83604

2. Date of Priority: MAR 3, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	06E	27	SE	NE	NE		OWYHEE

5. Description of diverting works:
8" ARTESIAN FLOWING WELL WITH 4" PIPE TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		
HEATING	01/01	12/31	1.000		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 3.5 Acre Feet Per Annum.

9. Non-irrigation uses:
HEATING/POOL, BATHHOUSE, HOUSE, DETACHED BEDROOM, GREENHOUSE, D/1

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
07S	06E	27	NE	NE		IRR	1.0
			NE	NE		HEAT	
			NE	NE		DOMEST	

Section Acres 1.0

Total Acres 1.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

IRR. SHARES IN HOT SPRINGS DITCH.

14. Remarks:

THE ORIGINAL RIGHT WAS FOR A COMMERCIAL RESORT FOR IRRIGATION AND COMMERCIAL USES (HOT WATER) SINCE THE CLAIMANT PURCHASED THE PROPERTY, THE USE HAS BEEN BASICALLY THE SAME, ALTHOUGH SOMEWHAT REDUCED. IT IS NO LONGER A COMMERCIAL RESORT, BUT USED SOLELY FOR PRIVATE USE.

OWNERSHIP CHANGED BY KW 4/24/1995.

15. Basis of Claim: LICENSE

Water Right Number: 20971

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): _____ Date: _____
 _____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

APR 20 1995

WATER RESOURCES
WESTERN REGIONDATE OF CLOSING: 10-1-94

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A 51-02109
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Margaret Stiles
- ☐ New Owner/Claimant (Purchaser): Lewiston Idaho
John Wm - Charmaine Denton
- ☐ New Mailing Address: HC 85 Box 115
BRUNEAU, Idaho 83604
- ☐ New Telephone Number: (208) 845-5064
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: warranty deed - Bill of Sale
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) John W Denton Date 10-1-94
Charmaine Denton Date 10-1-94
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 4-24-95 By: KW

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

RECEIVED

APR 5 0 1992

INSTRUCTIONS

WATER RESOURCES
DIVISION

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

RECEIVED

APR 20 1995

WATER RESOURCES
WESTERN REGION

WARRANTY DEED

THIS INDENTURE, made this 22nd day of November, 1993, between MARGARET L. STILES, a widow, of HC 85, Box 115, Bruneau, Idaho 83604, the party of the first part, and JOHN WILLIAM DENTON and CHARMAINE DENTON, of 8755 West 3500 South, Magna, Utah 84044, the parties of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of TEN DOLLARS, lawful money of the United States of America, and other good and valuable consideration to her in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged has granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate, situated in the, County of Owyhee, State of Idaho, to-wit:

A tract of land situated in the Northeast Quarter of the Northeast Quarter of Section Twenty-seven, Township Seven South, Range Six East, Boise Meridian, Owyhee County, Idaho, described as follows: Commencing at a found brass cap monumenting the East Quarter corner of said Section Twenty-seven; thence along the easterly line of said Section Twenty-seven North 00°00'-04" distance of 1321.09 feet to a set steel pin w/cap monumenting the Southeast Corner of the Northeast Quarter of the Northeast Quarter of said Section Twenty-seven, said steel pin being the Point of Beginning. Thence leaving said easterly line and along the southerly line of said Northeast Quarter, North 89°02'20" West a distance of 315.32 feet to the centerline of the Hot Spring Canal; thence leaving said southerly line and along said centerline, North 39°42'34" West a distance of 789.46 feet to a set steel pin w/cap on the (Un-Recorded) southerly right-of-way of a county road; thence leaving said center-line and along said southerly right-of-way, North 80°50'03" East a distance of 551.14 feet to a set steel in w/cap; thence continuing along said southerly right-of-way and northeasterly along the arc of a circular curve to the left a distance of 191.88 feet, said curve having a central angle of 17°10'44", a radius of 640.00 feet, tangents of 96.66 feet, a chord bearing North 72°14'44" East, a chord distance of 191.16 feet to a set steel pin w/cap; thence continuing along said right-of-way, North 63°39'24" East a distance of 104.30 feet to a set steel pin w/cap on the easterly line of said

214367

FILED-RECORDED

'94 DEC 15 AM 11 48

BARBARA JAYO
OWYHEE COUNTY RECORDER
BY C. A. Herburn

REQUEST OF DEPUTY
Margaret L. Staker
FEE 6.00

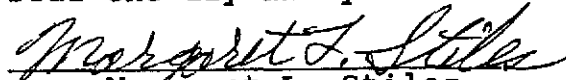
Section 27; thence leaving said southerly right-of-way and along said easterly line South 00°00'04" East a distance of 805.00 feet to the Point of Beginning;

TOGETHER with all water rights and ditch rights appurtenant to said property, including certificate No. 49 representing 2 shares of the capital stock of Hot Springs Ditch Company, an Idaho Corporation.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the party of the first part.

TO HAVE AND TO HOLD, all and singular the above-mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever and the said party of the first part, and her heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, heirs and assigns, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

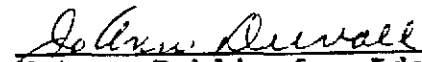
IN WITNESS WHEREOF, the said party of the first part has hereunto set her hand and seal the day and year first above written.


Margaret L. Stiles

STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

On this 2nd day of November, 1993, before me, the undersigned, a Notary Public in and for said state, personally appeared MARGARET L. STILES, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

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


Notary Public for Idaho,
Residing at Mountain Home, ID.

RECEIVED

APR 20 1995

WATER RESOURCES
WESTERN REGION

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

RECEIVED

NOV 12 1993

~~WATER RESOURCES~~
~~WESTERN REGION~~

Ident. Number: **A51-02109**
Date Received: 1/ 9/1989
Receipt No: C004985
Received By: _____

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

1. Name: WALTER D. STILES
Address: HC. 85 BOX 115
BRUNEAU ID 83604
OR
Name: MARGARET L. STILES
Address: HC. 85 BOX 115
BRUNEAU ID 83604

2. Date of Priority: MAR 3, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	06E	27	SE	NE	NE		OWYHEE

5. Description of diverting works:
8" ARTESIAN FLOWING WELL WITH 4" PIPE TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		
HEATING	01/01	12/31	1.000		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 3.5 Acre Feet Per Annum.

9. Non-irrigation uses:
HEATING/POOL, BATHHOUSE, HOUSE, DETACHED BEDROOM, GREENHOUSE, D/1

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	06E	27	NE	NE		IRR	1.0
			NE	NE		HEAT	
			NE	NE		DOMEST	

Section Acres 1.0

Total Acres 1.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

IRR. SHARES IN HOT SPRINGS DITCH.

14. Remarks:

THE ORIGINAL RIGHT WAS FOR A COMMERCIAL RESORT FOR IRRIGATION AND COMMERCIAL USES (HOT WATER) SINCE THE CLAIMANT PURCHASED THE PROPERTY, THE USE HAS BEEN BASICALLY THE SAME, ALTHOUGH SOMEWHAT REDUCED. IT IS NO LONGER A COMMERCIAL RESORT, BUT USED SOLELY FOR PRIVATE USE.

15. Basis of Claim: LICENSE

Water Right Number: 20971

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: /

For Individuals:

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

Signature of Claimant(s): Margaret L. Stills Date: 11-10-93
Date:

State of Idaho)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of November 1993

Barbara J. Hickey
Notary Public

Seal

Residing at Mtn. Home Id. 83647
My Commission Expires 7-22-97

RECEIVED

NOV 12 1993

WATER RESOURCES
WESTERN REGION

Re: Claim No: A51-02109

Item No: 9

1. Pool size: approx- 20'x48'
2. Bathhouse: " 9'x11'
3. Small greenhouse: 9'x11'
4. Lge greenhouse: 11'x19'
5. House: 14'5"x44'
6. Detached bedroom: 12'x13'

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: A51-02109

Date Received: 1/06/89

Receipt No: 0004985

Received By: [Signature] 1/09/89

RECEIVED

JAN 06 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: WALTER D. STILES
Address: HC. 85 BOX 115
BRUNEAU, ID 83604

OR

Name: MARGARET L. STILES
Address: HC. 85 BOX 115
BRUNEAU, ID 83604

2. Date of Priority: MAR 03, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	06E	27	SE	NE	NE		OWYHEE

5. Description of diverting works:
8" ARTESIAN FLOWING WELL WITH 4" PIPE TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		
HEATING	01/01	12/31	1.000		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 3.5 Acre Feet Per Annum.

9. Non-irrigation uses:
HEATING/POOL, BATHHOUSE, HOUSE, DETACHED BEDROOM, GREENHOUSE, D/1

A51-02109

Page 1

Date: 12/28/88

400 10 1002

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
07S	06E	27	NE	NE		IRR	1.0
			NE	NE		HEAT	
			NE	NE		DOMEST	

Section Acres 1.0

Total Acres 1.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
IRR. SHARES IN HOT SPRINGS DITCH.

14. Remarks:
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15. Basis of Claim: LICENSE
Water Right Number: 20971

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

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): Margaret L. Stiles Date: 1-4-89
Margaret L. Stiles Date: 1-4-89

State of Idaho)
County of Carefree) SS.

Subscribed and sworn (or affirmed) before me this 4 day

of Jan 19 89

Paul C. Smith
Notary Public

Seal

Residing at Bum
My Commission Expires 3/26/91

AJ0749NP
No. R51-02109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/29/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN W DENTON	03/03/1949	IRRIGATION	03-01 11-15	0.03 CFS	4.00 AFA
C	CHARMAINE DENTON		HEATING	01-01 12-31	1.00 CFS	450.00 AFA
	HC 85 BOX 115		DOMESTIC	01-01 12-31	0.04 CFS	
	BRUNEAU ID 83604					
	(208) 845-2064					
				TOTAL DIVERSION:	1.00 CFS	454.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R06E S27 SENENE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07S	06E	27	:	01																:	1.0
																				TOTAL ACRES	1.0

Place of use Legal Description for: HEATING

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
07S	06E	27	:	H																:	

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
07S	06E	27	:	D																:	

POU County: OWYHEE

Non-Irrigation Uses: 1 HOME

Other Rights: SHARES IN HOT SPRINGS DITCH.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
51-10272 A51-02109 A51-10272

Other Water Rights Listing Overlapping Place(s) of Use:

A51-00009 A51-00010 A51-00011 A51-02109 A51-04058 A51-07092 A51-10255 A51-10256 A51-10257 A51-10262
R51-04058 R51-07092 R51-12762

Conditions of Approval:

W11 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- HOT SPRINGS DITCH CO.

AJ0749NP
No. R51-02109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/29/98
PAGE: 2

=====

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
- NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: USE HEATING USE IS FOR A POOL, BATHHOUSE, 2 GREENHOUSES, 1 HOME
AND A DETACHED BEDROOM.

EXP WATER IS LOW TEMPERATURE GEOTHERMAL WATER.

Dates: Exam Made Date: Verified Date: 07/29/1998 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 06/16/1998 User-ID: KWALKER Subject: COPIED FROM REMARKS
THE ORIGINAL RIGHT WAS FOR A COMMERCIAL RESORT FOR IRRIGATION AND
COMMERCIAL USES (HOT WATER) SINCE THE CLAIMANT PURCHASED THE
PROPERTY, THE USE HAS BEEN BASICALLY THE SAME, ALTHOUGH SOMEWHAT
REDUCED. IT IS NO LONGER A COMMERCIAL RESORT, BUT USED SOLELY
FOR PRIVATE USE.
OWNERSHIP CHANGED BY KW 4/24/1995.

Audit: 07/29/98 KWALKER

WESTERN REGION

CLAIM NUMBERS 51-02109

AGENT SB DATE 8/14/98

TOTAL ACRES FROM RECOMMENDATION 1

GEOGRAPHIC INFO SYSTEM ACRES _____

READY FOR DECREE ____ (YES) SENT FOR DECREE ____ (YES)

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM																			
GIS																			
RECOM																			
GIS																			

POLYGON CREATED ON 80__

POLYGON # () () () () _____ UPDATED BY

ATTRIBUTES OF B51-POU.SHP (336) () () () ()

ATTRIBUTES OF B51-POD.SHP (282) () () () ()

B51-DBPOU.DBF SB UPDATED BY

B51-DBPOD.DBF SB UPDATED BY

Edited to B51

Memorandum

To: FILE A51-02109
From: Kay Walker *KW*
Date: 07/29/98
Re: Telephone Conversations with Mr. Denton

In response to my letter of July 23, 1998, Mr. Denton has called me several times with information regarding his system.

Mr. Denton says his well flows 24 hours a day. There is a 1" pipe from well to pool which flows continuously with the hot water flowing into the pool to refresh the water. The heating use occurs September 15 to April 30 to the buildings claimed. There are 3/4" lines to each building. There is no pump in this well.

Mr. Denton also says that he has sold one acre to his son and his son added a trailer home to this acre. I advised Mr. Denton that another claim needs to be filed to cover the use for his son's home with a date of priority as of the date his home was connected to the well. Mr. Denton said another claim would be filed.

SUPPLEMENTAL DIVERSION AMOUNT REVIEW SHEET

CLAIM NUMBER A51-02109

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

A. DIVERSION RATE 1.0 X NUMBER OF DAYS IN PERIOD OF USE 327 X 1.9835 = 450.0 AF/A

B. RECOMMENDED GALLONS PER DAY _____ X NUMBER OF DAYS IN PERIOD OF USE _____ = _____ GAL./A

(_____) GALLONS/ANNUM = _____ AF/A

325,850 GALLONS/ACRE FOOT

See Appendix IV, "Idaho Water Law Handbook" for recommended gallons per day.

TOTAL DIVERSION VOLUME EQUALS THE SMALLER OF A OR B. _____ AF/A

IS THERE A CONSUMPTIVE USE ASSOCIATED WITH THIS WATER RIGHT? Y() N()

IF YES, USE THE SPACE BELOW TO CALCULATE THE CONSUMPTIVE USE.

well flows 24 hrs/day - 327 days/year for
heating of bldgs. Pool ~~to~~ diversion = 365 days
9/15 to 4/30 a year.

(258) (120)

107 days + 120 days

227 days a year



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 23, 1998

Re: Notice of Claim to a Water Right No. A51-02109

John or Charmaine Denton
HC 85, Box 115
Bruneau, ID 83604

Dear Mr. and Mrs. Denton:

As I stated on the telephone this morning, we are in the process of reviewing the above referenced claim for final recommendation in the Snake River Basin Adjudication. In order to complete my recommendations, I find that I need more information in regard to your use of the hot water well on your property. In order to determine the annual diversion volume required for your uses, I need to have an estimate of how many hours a day and days per year that the flow from the well is needed. Please provide this information at your earliest convenience. We are planning to complete our recommendations on July 31 and I cannot finalize the recommendation of your right until I have the above information.

If you have any questions in regard to this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

Kay Walker
Sr. Agent
Snake River Basin Adjudication

kw

From: DWR03::DTUTHILL
To: DWR80::JSHURTE
CC:
Subj: RE: DIVERSION VOLUME FOR HEATING
17-JUN-1998 10:45:34.22

Hi, Jan. As a starter let's contact the claimant and ask for an estimate of hours per day and days per year that the flows are needed.

Dave

6/19/98 - called Benton's 8:10

per Mrs. Benton -

flows every day -
no irrigation use - use
ditch water only.

will call me back with an
estimate of hours ^{will} flows per
day - only flows when using
the water.

7/17/98 - called Benton's 1:07
no answer

7/21/98 - 10:00 am - no answer

7/22/98 - 8:05 am - no answer

7/23 - 8:00 Mr. Benton - does sprinkle
park during night - all water goes
back to river ^{no consumption} 1" line flows all
the time - no idea of how many hours
then pool & then out into river
per day/days per year. kw

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

T07S, R06E, S27

CLAIM(S): 51-02109

Owner(s): DENTON

Prepared by: KAY WALKER

Date: July 27, 1998



Place of Use

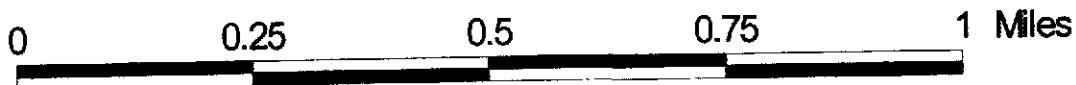
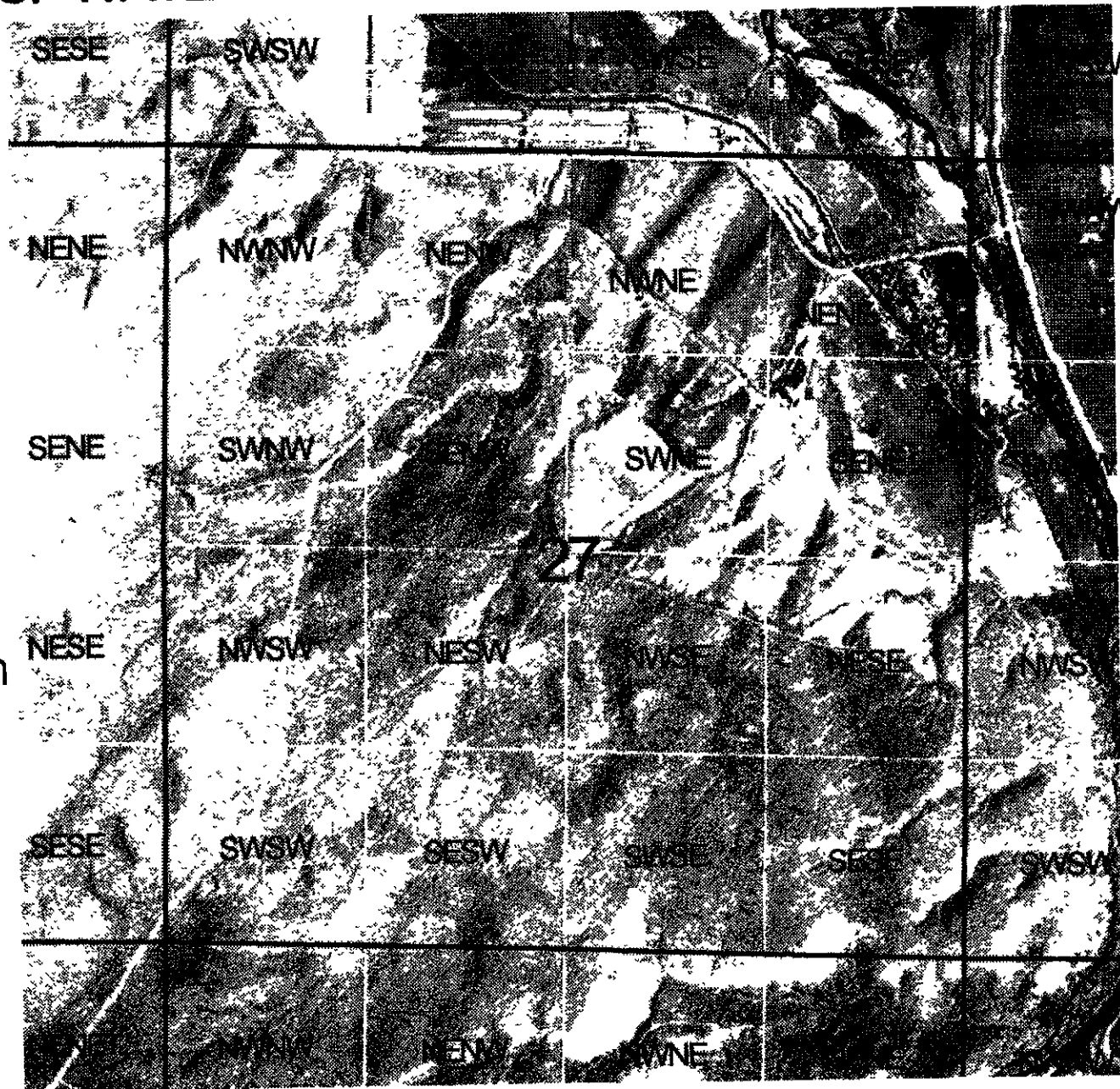
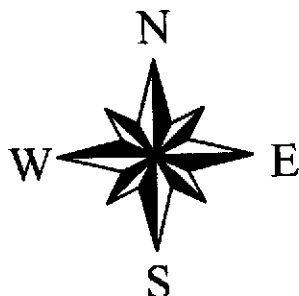


Point(s) of Diversion



Section Lines

1/4 1/4's



ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A51-02109

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>						
PT. OF DIV.	<u>N</u>						DATA ENTRY COMPLETED BY _____ DATE _____
SOURCE	<u>N</u>						
PL. OF USE	<u>N</u>						FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF	<u>N</u>						
CONSUMPTIVE USE							
NATURE OF USE	<u>Y</u>						
PERIOD OF USE	<u>N</u>						
BASIS OF CLAIM	<u>N</u>						
REMARKS	<u>N</u>						

N/A
*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

COMMENTS: Claim less than what was originally licensed - reduced
number of irrig. acres (also have Hot Springs Ditch H2O shown) -
changed from "irrig" use to "private" use -
See dimensions of buildings being heated attached to claim
submitted 11-12-92. PW 4-24-95.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:24:29
04/24/95

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A51-02109

LAST: BERTSCHY FIRST: GEORGE
ADDRESS:
CITY: XXXXXX STATE: ID ZIP: 000000
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: BERTSCHY FIRST: EVA
ADDRESS:
CITY: BRUNEAU STATE: ID ZIP: 83604
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: STILES FIRST: WALTER D
ADDRESS: HC 85 BOX 115
CITY: BRUNEAU STATE: ID ZIP: 83604
PHONE NUMBER: 208-000-0000

OWNER CODE: C

LAST: STILES FIRST: MARGARET L
ADDRESS: HC 85 BOX 115
CITY: BRUNEAU STATE: ID ZIP: 83604
PHONE NUMBER: 208-000-0000

OWNER CODE: C

*ownership change
rec'd 4/20/95 - see
below claim.*

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(✓)

CLAIM REMARKS: THE ORIGINAL RIGHT WAS FOR A COMMERCIAL RESORT FOR IRRIGATION AND
COMMERCIAL USES (HOT WATER) SINCE THE CLAIMANT PURCHASED THE
PROPERTY, THE USE HAS BEEN BASICALLY THE SAME, ALTHOUGH SOMEWHAT
REDUCED. IT IS NO LONGER A COMMERCIAL RESORT, BUT USED SOLELY
FOR PRIVATE USE.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 6/15/98

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

In office exam -

A. AJ CLAIM: # A51-02109 PRIORITY DATE: 03-03-1949 STAGE: L

B. WR RECORD: # 51-02109 PRIORITY DATE: 03-03-1949 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☐) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☐) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☐) Y(☐) N(☐)

LICENSE ISSUED

N/A(☐) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES: Recommend as licensed.

=====

RECOMMENDED PRIORITY DATE:

03-03-1949

REVIEWED BY KW

DATE 6/16/98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A51-02109	07S	06E	27	SE	NE	NE			OWYHEE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A51-04058 R51-10272
A51-10272

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
51-02109	07S	06E	27		NE	NE			OWYHEE		

OTHER WR RECORDS WITH SAME WR POD
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A51-04058 R51-10272
A51-10272

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y(✓) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N(✓)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(✓) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N(✓)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 3/30/54) Y(✓) N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N(✓)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

TWP. 07S	RGE. 06E	SEC. 27	1/4 SE	1/4 NE	1/4 NE	LOT	POD FLAG	COUNTY OWYHEE	DIVERSION NAME	DIVERSION NBR
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: fw

DATE: 6/16/98

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (✓), OR SEE ATTACHMENT (✓)

copy of field exam & license attached

A. ROOT WATER RIGHT NUMBERS: A51-02109

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	06E	27	NE	NE		STILES, WALTER D	A51-02109 / 1.0	51-02109 / 5.0	36.0		
			NE	NE		JEWETT CAMPBELL, JEAN C	A51-04058 / 11.0	51-04058 / 11.0			/
			NE	NE		HOT SPRINGS DITCH CO	A51-00009 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-00010 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-00011 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10255 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10262 / 13.0	- /			
			NE	NE		SELF DECLARATION REVOC TRUST,	A51-07092 / 9.0	51-07092 / 9.0			
			NE	NE		SELF DECLARATION REVOC TRUST,	A51-10272 /	- /			
			NE	NE		SELF DECLARATION REVOC TRUST,	R51-07092 / 9.0	- /			
			NE	NE		SELF DECLARATION REVOC TRUST,	R51-10272 /	- /			
			NE	NE		JEWETT CAMPBELL, JEAN C	R51-04058 / 11.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10256 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10257 / 13.0	- /			
07S	06E	27	NE	NE		STILES, WALTER D	A51-02109 /	51-02109 / 5.0	36.0		
			NE	NE		JEWETT CAMPBELL, JEAN C	A51-04058 / 11.0	51-04058 / 11.0			
			NE	NE		HOT SPRINGS DITCH CO	A51-00009 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-00010 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-00011 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10255 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10262 / 13.0	- /			
			NE	NE		SELF DECLARATION REVOC TRUST,	A51-07092 / 9.0	51-07092 / 9.0			
			NE	NE		SELF DECLARATION REVOC TRUST,	A51-10272 /	- /			
			NE	NE		SELF DECLARATION REVOC TRUST,	R51-07092 / 9.0	- /			
			NE	NE		SELF DECLARATION REVOC TRUST,	R51-10272 /	- /			
			NE	NE		JEWETT CAMPBELL, JEAN C	R51-04058 / 11.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10256 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10257 / 13.0	- /			
07S	06E	27	NE	NE		STILES, WALTER D	A51-02109 /	51-02109 / 5.0	36.0		
			NE	NE		JEWETT CAMPBELL, JEAN C	A51-04058 / 11.0	51-04058 / 11.0			
			NE	NE		HOT SPRINGS DITCH CO	A51-00009 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-00010 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-00011 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10255 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10262 / 13.0	- /			
			NE	NE		SELF DECLARATION REVOC TRUST,	A51-07092 / 9.0	51-07092 / 9.0			
			NE	NE		SELF DECLARATION REVOC TRUST,	A51-10272 /	- /			
			NE	NE		SELF DECLARATION REVOC TRUST,	R51-07092 / 9.0	- /			
			NE	NE		SELF DECLARATION REVOC TRUST,	R51-10272 /	- /			
			NE	NE		JEWETT CAMPBELL, JEAN C	R51-04058 / 11.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10256 / 13.0	- /			
			NE	NE		HOT SPRINGS DITCH CO	A51-10257 / 13.0	- /			

ADDITIONAL POU FOUND

Total Acres

A51-02101 1.0

~~15.0~~

~~108.00~~

1

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(☒)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A51-02109	GROUNDWATER	STILES, WALTER D	1.000	1.000		
~~A51-00009~~	BRUNEAU RIVER	HOT SPRINGS DITCH CO	7.000	0.010		
~~A51-00010~~	BRUNEAU RIVER	HOT SPRINGS DITCH CO	3.000	0.004		
~~A51-00011~~	BRUNEAU RIVER	HOT SPRINGS DITCH CO	4.000	0.005		
~~R51-04058~~	GROUNDWATER	JEWETT CAMPBELL, JEAN C	1.220	0.020	244.00	4.00
~~A51-04058~~	GROUNDWATER	JEWETT CAMPBELL, JEAN C	1.980	0.015		
~~R51-07092~~	GROUNDWATER	SELF DECLARATION REVOC TRUST,	1.480	0.020	296.00	4.00
~~A51-07092~~	GROUNDWATER	SELF DECLARATION REVOC TRUST,	1.480	0.020	220.00	2.97
~~A51-10255~~	BRUNEAU RIVER	HOT SPRINGS DITCH CO	5.920	0.008		
~~A51-10256~~	BRUNEAU RIVER	HOT SPRINGS DITCH CO	4.410	0.006		
~~A51-10257~~	BRUNEAU RIVER	HOT SPRINGS DITCH CO	4.880	0.006		
~~A51-10262~~	BRUNEAU RIVER	HOT SPRINGS DITCH CO	14.000	0.020		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A51-02109	HEATING	STILES, WALTER D	FROM 01-01 TO 12-31	1.000 CFS	
A51-02109	DOMESTIC	STILES, WALTER D	FROM 01-01 TO 12-31	0.040 CFS	
~~A51-10272~~	DOMESTIC	SELF DECLARATION REVOC TRUST,	FROM 01-01 TO 12-31	0.020 CFS	
~~R51-10272~~	DOMESTIC	SELF DECLARATION REVOC TRUST,	FROM 01-01 TO 12-31	0.020 CFS	

no O.L.
no new
rights per
WR95-

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: IRR. SHARES IN HOT SPRINGS DITCH.

use W11-EXP remark

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

☒ NAPP, IDWR NO. _____;

() ASCS PHOTO; () OTHER _____

NOTES:

See attached GIS shape file made
on ~~issue~~ of NAPP photo
copy

Use has changed from commercial
use to private - see copy of correspondence
from IDWR dated 13-14-1988.

RECOMMENDATIONS:

TOTAL ACRES: 1 N/A()

REVIEWED BY:

Kyle Walker

DATE:

12/16/98

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A51-02109 IRRIGATION	FROM 03-15 TO 11-15	0.030 CFS	
A51-02109 HEATING	FROM 01-01 TO 12-31	1.000 CFS	
A51-02109 DOMESTIC	FROM 01-01 TO 12-31	0.040 CFS	
TOTAL DIVERSION RATE/VOLUME		1.000 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
51-02109 IRRIGATION	FROM TO	0.120 CFS	
51-02109 COMMERCIAL	FROM TO	0.880 CFS	
TOTAL DIVERSION RATE/VOLUME		1.000 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

no irrig.
season on
license.
diversion
volume not
claimed
or licensed.

NOTES: Per phone conversation 6/9/98 with Mrs. Denton they do not irrigate any land with well water. All irrigation is from Hot Springs Ditch. Irrig. use being removed from recommendation. fw 7/7/98.

Per phone conversation w/ Mr. Denton 7/23/98: They have a 1" line from well that flows all the time. They sprinkle their park area at night time with well water. He stated they actually do not use very much water. All the water ends up back in the river &/or ditch. Water diverted to swimming pool goes through the pool and then out into river. He had no idea hours per day/days per year well actually flows. He said he did not feel he should give out any information regarding his use because his license covered the existing uses, and (over)

he had no idea who was calling. He could not be sure who I actually worked for and has had problems with too many gov't agencies trying to find out about his well. I am going to send out a letter to try & obtain reg'd information. He stated he would be more willing ~~to~~ to respond if he knew who was trying to get this information. (u)

AJ CLAIM TOTAL DIVERSION RATE: 1.000 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.000 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 1 x 0.02 CFS/ACRE = 0.02 CFS - allow 0.03 cfs/ac for small system
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(☒)

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 1 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 4.0 AF/A

3. IRRIGATION CONSUMPTIVE USE N/A

CLAIMED CONSUMPTIVE USE = 3.5 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW (☒) OR SEE ATTACHMENT ()

Heating = $1.0 \text{ cfs} \times 1.9835 \times 365 \text{ days} = 723.97 \text{ AF} \approx 724.0 \text{ AF}$
per Heating Flow Calculation
 $0.04 \text{ cfs} \times 1.9835 \times 365 = 28.959 = 29. \text{ AFA}$

RECEIVED

NOV 12 1993

WATER RESOURCES
WESTERN REGION

Re: Claim No: A51-o2109

Item No: 9

1. Pool size: approx- 20'x48' 960'
2. Bathhouse: " 9'x11' 99'
3. Small greenhouse: 9'x11' 99'
4. Lge greenhouse: 11'x19' 209'
5. House: 14'5"x44' 638'
6. Detached bedroom: 12'x13' 156'

2161'

(attachment to
claim - copied
for volume
determination)

assume pool $\approx 6'$ deep $\times 960' = \frac{5760'}{43560} = .13 \text{ AF}$
 $\sim 5'$ deep $\times 960' = \frac{4800' \text{ ft}^3}{43560} =$

$$\begin{array}{r} 4800' \\ 99' \\ 99' \\ 209' \\ 638' \\ 156' \\ \hline 6001' \end{array}$$

Design
Heat
Load

$(.67)(70^\circ - 4^\circ)(6000) = \text{BTU/HR} = 265320$

Temp Drop

$(.16)(114^\circ - 70^\circ) = 26.4$
 0.3

$\frac{265320}{(500)(26.4)} = \frac{265320}{13200} = 20.19 \text{ gpm}$

NOTES:

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
IRRIGATION	~~03-15~~ 4-1	~~11-15~~ 10-31	DATABASE 0.030	EXAMINER 0.03	DATABASE 4.0	EXAMINER 3.5	N/A	
HEATING	01-01	12-31	1.000			3.5		
DOMESTIC	01-01	12-31	0.040	0.04	N/A	3.5		
_____	_____	_____	_____	_____	_____	_____		
_____	_____	_____	_____	_____	_____	_____		
_____	_____	_____	_____	_____	_____	_____		
_____	_____	_____	_____	_____	_____	_____		
TOTAL FOR THIS RIGHT							N/A	

use remark

NON-IRRIGATION USES CLAIMED: (HEATING/POOL, BATHHOUSE, HOUSE, DETACHED BEDROOM, GREENHOUSE) D/I

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: lcw

DATE: 6/16/98

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

N12, N10

EXPLANATORY CONDITIONS (CODE):

W11

EXPLANATORY REMARKS (CODE):

B05-114°

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 51-02109

N/A

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 1.000	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	-	-	-	-	51-02109	1.000

TOTAL CFS	1.000
-----------	-------

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
N	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE:

Ray Walker

DATE:

6/16/98

NAME OF FIELD EXAMINER:

Ray Walker

TITLE:

Sr. Agent

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
☒ OTHER _____	DATE <u>GIS shape file</u>	Y(☒) N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☒ LICENSING FIELD EXAM	DATE OF FIELD EXAM <u>3/30/1954</u>	<u>2</u>	
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>4/1954</u>	<u>1</u>	
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____		
() SYSTEM DESCRIPTION	DATE DRAWN _____		
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____		
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____		
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____		
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____		
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____		
() OTHER _____	DATE _____		
() OTHER _____	DATE _____		

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF TWIN FALLS**

In Re Snake River Basin Adjudication Case)
No. 39576)

Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
THE DISTRICT COURT A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT
THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

40234
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U S Postage Paid
Boise, Idaho
Permit No 1

STILES - 40234 - 40234 - 40234
STILES - 40234 - 40234 - 40234
FD BOX 152
LEWISTON ID 83501-0552
RETURN TO SENDER

WALTER D STILES
MARGARET L STILES
PO BOX 115
BRUNEAU ID 83604

RECEIVED

APR 20 1995

Department of Water Resources

RECEIVED

MAY 29 1996

WATER RESOURCES
WESTERN REGION

NOTICE OF FILING DIRECTOR'S REPORT

DIRECTOR'S REPORT

This Director's Report Part II is a report by the Director of the Idaho Department of Water Resources (IDWR). It contains abstracts of claims by the United States and Indian Tribes to "non-consumptive" water rights (such as instream flows) throughout the Snake River Basin. The abstracts summarize the claims without substantively changing the water right as claimed. The Supplemental Director's Report Part II includes abstracts of claims not included in the Director's Report Part II. The supplemental report also includes abstracts of amended claims, which contain changes to claims previously abstracted in the Director's Report Part II.

The Director's Report Part III contains the claims filed for these water rights, and includes both the claim documents and maps. The Supplemental Director's Report Part III includes claims not included in the Director's Report Part III, as well as amended claims which contain changes to claims included in the Director's Report Part III.

Complete copies of Part II of the reports are available for inspections at all offices of IDWR and at the other locations printed on this notice. Complete copies of Part III of the reports are available for inspection at the State Office of IDWR and the SRBA District Court. Copies of all or a portion of the reports are available from the IDWR State Office subject to payments of costs of mailing and/or copying.

OBJECTIONS TO DIRECTOR'S REPORT

You may file an objection to any portion of the Director's Reports with the SRBA District Court. You must use a court approved objection form that is available from IDWR, which contains instructions for filing the objection. All objections must be received by the court on or before October 16, 1995. You must mail a copy of your objection to IDWR and the United States as shown on the objection form. If you are objecting to an abstract of a claim filed by an Indian tribe, you must also mail a copy of the objection to the tribe at the address shown in the report.

RESPONSES TO OBJECTIONS

The United States and the Indian Tribes may but are not required to file a response to an objection to abstracts of their claims with the SRBA District Court.

PARTIAL DECREE OF UNCONTESTED PORTIONS OF DIRECTOR'S REPORT

Those portions of the Director's Report to which no objections are filed will be decreed by the district court after a hearing to be held at 1:30 p.m., May 21, 1996 at the SRBA Courthouse in Twin Falls.

NOTICE OF FURTHER PROCEEDINGS

You will be mailed a notice of further proceedings on an objection to your water right, your objection, or your response. You will not be mailed notice of other objections or proceedings on other objections.

Notice of other objections and responses to other objections will be included on a monthly docket sheet distributed by the SRBA District Court. A subscription to the docket sheet may be obtained from the court for a small annual fee (\$7.50 for the calendar year 1995).

IDWR has filed or will file Director's Reports for all other claims within the Snake River Basin, one for each of the reporting areas in the Snake River Basin. Notice of the filing of these reports, and of further proceedings on these reports, will also be included in the docket sheet.

You may be affected by orders and decrees entered by the court in proceedings on other objections and proceeding on other reports. It is very important that you subscribe to the docket sheet if you wish to stay informed of these other proceedings. For further information as to documents filed with the court and hearings scheduled before the court in the SRBA, you must inquire at the SRBA District Court.

FURTHER INFORMATION

The court has adopted procedures for the post-report phase of the SRBA, which are set forth in the order of the court entitled "SRBA Administrative Order No. 1." A copy of this order can be obtained from the State Office of IDWR or the SRBA District Court.

If you have questions about the SRBA, please call any office of IDWR listed in this notice. If you have questions concerning your rights and responsibilities as a claimant in the SRBA, please consult your attorney.

R. KEITH HIGGINSON

Director, Idaho Department of Water Resource



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 24, 1995

RE: Notice of Claim to Water Right No. A51-02109

John Wm. or Charmaine Denton
HC 85, Box 115
Bruneau, ID 83604

Dear Claimants:

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

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

Enclosed, pursuant to your request, is an application for permit form for your use in filing an additional water right to convert your place to a resort. I have also enclosed instructions for completion of the application form. If you have any questions in regard to this matter, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosures

We would like to request that you furnish us with whatever forms are necessary to include the use as a resort. It had previously been used in that way and we wish to add it to the other uses listed.

Thank you
Charmaine Benton

RECEIVED

APR 20 1995

WATER RESOURCES
WESTERN REGION



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 22, 1994

MARGARET L STILES
PO BOX 652
LEWISTON ID 83501

RECEIVED

AUG 23 1994

WATER RESOURCES
WESTERN REGION

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim No. A51-02109
Change of Address and/or Ownership

Dear Claimant,

IDWR has been notified by the Bruneau post office that you sold the property associated with Notice of Claim A51-02109 and therefore the owner and/or address presently in our claim records may not be current and correct. Future notices related to your SRBA claim can be sent only to the name and address on the claim or as otherwise changed by you. The new owners have not filed anything with us to date. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the ownership of the property to which this water right applies has changed, please complete the enclosed form 42-1409(7) and return it to this office. Please contact this office toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

Enclosure:

Form 42-1409(7)

#####

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

Claimant



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MAILING DATE: November 8, 1993

RESPONSE DATE: November 30, 1993

RE: NOTICE OF CLAIM NO: A51-02109

Walter D. &/or Margaret L. Stiles
HC 85, Box 115
Bruneau, ID 83604

Dear Claimants,

We are currently in the process of preparing the above referenced Notice of Claim for court decree in the Snake River Basin Adjudication. During this review certain questions arose concerning the claim listed above.

IDWR's initial investigation of the Notice of Claim listed above indicates that you might not have fully claimed the water right described in the license upon which the claim is based. In my review I found that you were licensed for 5 acres of irrigation but you only claimed 1 acre of irrigation. I also noticed that you receive water from the Hot Springs Ditch Company for irrigation of your property. If you do not use your well to irrigate all 5 acres then you should not change your claim. If you believe that you have not fully claimed all of the purposes of use for your water right then you may amend your claim to fully claim the right as it was licensed.

A computer-generated copy of your Notice of Claim is enclosed. If you wish to amend your claim, simply write in any changes in the appropriate spaces, initial the changes, sign the form and have your signature notarized, and return the claim to this office.

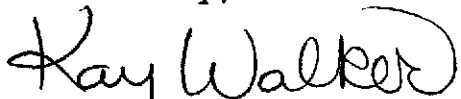
I also need to have some dimensions of the buildings that are heated with your well. Our formula for determining the amount of water required for heating is based on the floor space of the heated buildings in square feet. The buildings described on your claim are listed under item no. 9. I will need this information to calculate the amount needed for your annual volume.

Your response must be received by this office by the response date shown above. If you do not amend your Notice of Claim, then you may be deemed to have waived the right to claim any purpose of use that was not claimed in your original Notice of Claim.

See
attached
to
Claim
Rec'd
11/12/93
FW

If you have any questions in regard to this matter, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker". The signature is written in dark ink and is positioned above the typed name.

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosure

Water Right Number - 51-02109 ✓

Prefix Translation: WATER RIGHT

Old (D) Number - 20971 ✓

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

*** C - CURRENT OWNER ***
BERTSCHY

EVA

1 -
2 -
3 -City- BRUNEAU
Phone -

State- ID Zip- 83604

*** O - ORIGINAL OWNER ***
BERTSCHY

GEORGE

1 -
2 -
3 -City-
Phone -

State- Zip-

+ - - Priority Date ✓ - +
03/03/1949 ✓+ - - Region - - - +
14 WESTERN+ - - Stage - - - +
L - LICENSE ✓

+ - - Status - - - - +

+ - - Source - - - - +
GROUNDWATER ✓

+ - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

07S ✓ 06E ✓ 27 ✓ SE NE NE ✓ (73) OWYHEE ✓

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION ✓

~~10 - COMMERCIAL~~

Heat & Dom 1-1 12-31

~~0.120~~ 0.03~~0.880~~ 1.00 - Heat

0.04 - Dom

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.000 ✓+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

07S ✓ 06E ✓ 27 ✓

NE NE ✓

5.0 1

01 IRRIGATION

(73) OWYHEE ✓

Total Acres: 5.0

+ - - Diversion Means -

+ - - Non-Irrigation Use - ~~C/BATHING RESORT~~

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.Heating, hot & cold bathhouse, 11 units, 11 units
- Detached 4 bedrooms; Dorm 1 unit

Idaho Department Of Water Resources
Receipt Summary Query

Date: 11/03/93
Time: 12:51:59

Rec/No	From	Date	Fee	Ar/No	Status
E011863	STILES FARMS, INC.	01/26/1990	25.00		W/ /
E011864	STILES FARMS, INC.	01/26/1990	25.00		W/ /
C020614	STILES, ARLIE J./CLE	05/24/1991	35.00		/ /
C003665	STILES, CINDY	11/30/1988	1.50		/ /
E011772	STILES, DOYAL OR VED	01/18/1990	25.00		W/ /
M000890	STILES, ELMER	08/08/1988	25.00		W/ /
C004985	STILES, WALTER	01/09/1989	151.00		W/ /
N002919	STILKEY, DODI	05/16/1989	1.00		/ /
N005303	STILKEY, JAY	03/25/1992	30.00		/ /
C002604	STILLMAN, BILL C.	09/19/1988	10.00		/ /
N001504	STILLMAN, BILL	09/26/1988	240.00		W/ /
N001606	STILLMAN, ELSIE A.	09/27/1988	25.00		W/ /
C001200	STILLMAN, RUTH V.	06/08/1988	25.00		W/ /
C008190	STILLWAY, ROBERT OR	07/12/1989	25.00		W/ /
C010660	STILLWELL 117 RANCH,	08/30/1989	113.00		W/ /

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

claim \$50.00
irrig. \$ 1.00
heating \$100.00 \$100/cfs
151.00



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mall, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

December 14, 1988

RE: Water Right No. 51-2109

Walter D. Stiles
HC 85, Box 115
Bruneau, ID 83604

Dear Mr. Stiles:

I am writing in order to follow up on your visit to our office last week in which you were seeking to apply for a water right transfer.

Upon further review of your file and discussing this matter with both my supervisor and a colleague from the Adjudication Division here in Boise, I wish to now advise you that it is not necessary to file a water right transfer application for your water right license number 51-2109.

As I recall, your main concern in filing a transfer was to update your license so that the water right reflects the current water uses on your property. Those of us who reviewed your file here at the office agreed that this objective would be best served by submitting your adjudication claim with some minor changes. Instead of submitting the claim as it now appears, you should change item 6, as follows:

Purpose	From	to	cfs
IRRIGATION	3/15	11/15	0.03
HEATING	1/01	12/31	1.00
DOMESTIC	1/01	12/31	0.04

Note: Total amount of water diverted does not exceed 1.00 cfs.

Upon inspection of your license, you will notice that the license grants a total diversion of up to 1.00 cfs for health and recreation purposes, including 0.12 cfs for irrigation. Although the original use granted on the license may have changed from commercial to domestic, the water continues to be used mainly for heating purposes. The consumptive nature of the uses has essentially not changed. As a result, filing a transfer is really not necessary. The amounts above for irrigation and domestic are the respective maximum amounts allowable for irrigation of one acre and in-house domestic use. Your description of the domestic facilities led us to feel that it would be in your best interest to claim the maximum allowable rate for this use.

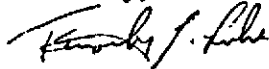
December 14, 1988
Walter D. Stiles
Page 2

Filing an adjudication claim in the above manner will essentially protect the present uses and amount of water you currently divert. You will also protect that amount of water which is allowed to be diverted as per your license. This amount is perhaps, as you said, more than adequate for all of your uses. There was some confusion about the diversion rates because I originally was going with the rates shown on the enclosed adjudication claim notice and not paying close attention to the language and rates shown on your license. There was an error in the adjudication claim as originally prepared. The enclosed claim which you brought to the office showed a total diversion rate of 0.780 cfs instead of the 1.00 cfs allowed on your license.

I should also inform you that if you go ahead and file your claim as shown above, you may be subject to a slightly higher filing fee. On the other hand, you will save some money by not going through with filing the transfer application which in our opinion is unnecessary.

If you should have further questions, please contact Carter Fritschle from the Adjudication Division here in our Boise Office. Mr. Fritschle is aware of this matter and can advise you on all questions regarding your adjudication claim. Please also feel free to call me if any of the material in this letter is unclear or causes confusion. I apologize for not resolving this matter more quickly the day you were in the office.

Sincerely,



TIM LUKE
Sr. Water Rights Agent

TL:sc

State of Idaho License and Certificate of Water Right

Water License No. 20971

Amount One second foot

Water District No.

Priority March 3, 1949

THIS IS TO CERTIFY that **GEORGE BERTSCHY**

of Bruneau, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 3, 1949; that Permit No. 20971 was issued under said application; that Certificate of Completion of works, with a carrying capacity of One second foot, was issued thereunder on October 9, 1953, showing that said works were completed on the 28th day of September, 1953; and that on the 12th day of November, 1953,

EVA BERTSCHY, Surviving widow of George Bertschy,

of Bruneau, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of an artesian hot well, ~~subterranean~~ (subterranean flow) for the purpose of irrigation and bathing resort, under Use Permit No. 20971 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 9 of Licenses at page 5241, on the 9th day of April, 1954;

The right hereby confirmed dates from March 3, 1949.

The Point of Diversion is located in the Southeast corner of

in the NE 1/4, NE 1/4, Sec. 27, T. 7 S., R. 6 E., B. M. Owyhee 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 One cubic foot per second, for health and recreation purposes, which includes 0.12 cubic foot per second for irrigation.

Description and location of use:

Twp	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	6 E.	27	NE 1/4 NE 1/4	10	5

The use of the water aforesaid hereby confirmed is restricted to the lands place listed, as provided by the laws of Idaho

Witness my hand and signature of the State Reclamation Engineer affixed at Boise, Idaho, this 9th day of April, 1954

MARK R. KILP
State Reclamation Engineer.

31 2109

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

Permit No. 20971

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Mrs. Eva Bertschy, Bruneau, Idaho
2. Source of water supply: Subterranean from an artesian well.
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27.
T. 7 S. R. 6 E. County of Owyhee
4. Describe works as they exist, giving dimensions and capacities of same: flowing artesian well fully controlled, 3 6' deep by 8". No pump and no well house, no protection. 2 $\frac{1}{2}$ " pipe with a control valve leads into a storage tank built 12' above the ground, size approximately 10' X 10' diameter, wood construction. One 2" line extends to the chicken house and corral. There are three 1" outlets in a well park. There is a 4" line to the swimming pool a distance of 105 yards. There is ~~three~~ 2" outlets at the gas pump. Four apartments with inch outlets in each. Temperature 113°, shut-in pressure 33 $\frac{1}{2}$ pounds per square inch. Amount irrigated is approximately five acres. More can be irrigated.
5. Water is used for: Bathing resort and irrigation
6. State whether or not water has been turned into works of diversion:
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):
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 27, Township 7 South, Range 6 East, P. M.

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

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

Remarks

Flows continually thru plunge = chief use (greatest volume)

This examination was made on the...

30

day of...

March

1924

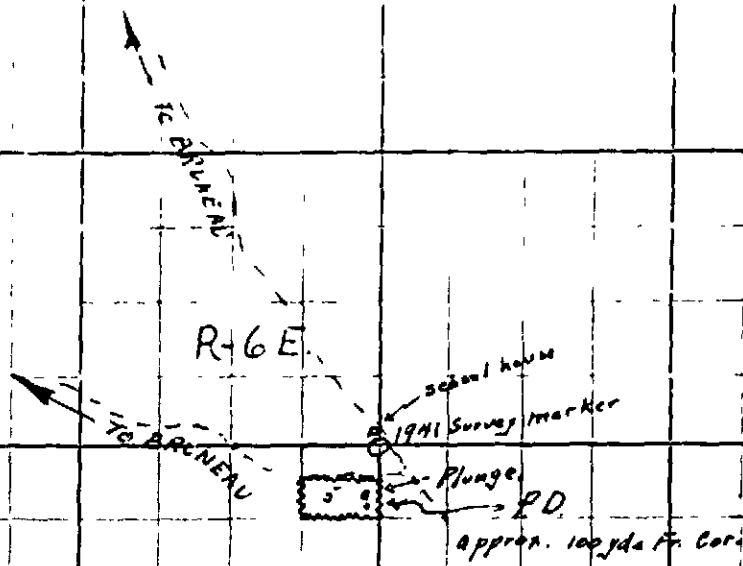
(Signed)

E. M. Humphrey

Examined

20971

T.
7
S.



$T = 114^\circ F$
 $Q = 1.65$

Area = 5 acres
irrig

Use = d.m. - irrig - for plunge