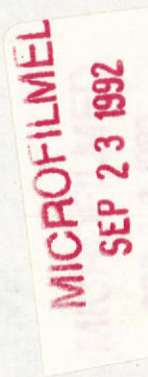


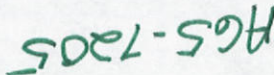
65-7205

ROYLANCE ENGINEERING 1975

Mountain View Title, Cos.



SEP 23 1992



PAYETTE RIVER HOT SPRINGS

* garden valley, idaho

SITUATED IN GOVERNMENT LOTS 1 & 2, SECTION 11, TOWNSHIP 8 NORTH, RANGE 3 EAST, BOISE MERIDIAN, BOISE COUNTY, IDAHO.

ROYLANCE ENGINEERING 1976



*

1916
Survey

1938
Survey (most recent info)

g. Lot 1

g. Lot 7

g. Lot 2

11 A 8 and

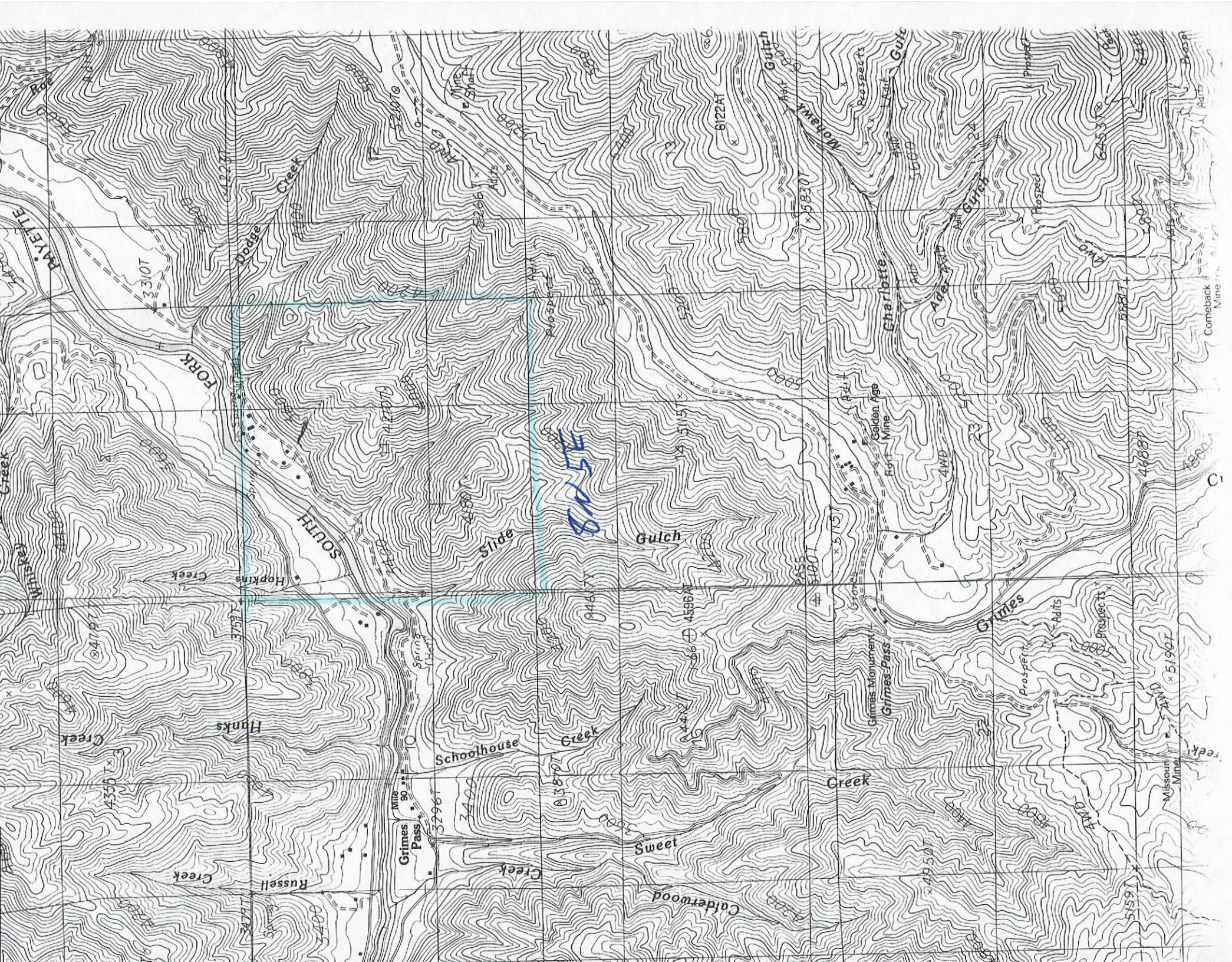
H.E.S. 404

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.

See attached, fl 6/30/89

Mountain View Title, Inc.





LICENSE OF WATER RIGHT

LAWRENCE HETTINGER

65-7205
Issued pursuant to Application for Permit dated
May 26, 1971

August 15, 1973

August 15, 1973

0.02 cfs

Warm Springs

tributary of _____ is hereby confirmed in the following amounts:

Amount	0.02 cfs for Domestic	from Jan. 1 to Dec. 31 (both dates inclusive)
100		
200		
300		
400		
500		
600		
700		
800		
900		
1000		
1100		
1200		
1300		
1400		
1500		
1600		
1700		
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8800		
8900		
9000		
9100		
9200		
9300		
9400		
9500		
9600		
9700		
9800		
9900		
10000		

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, said waters to be diverted within the _____

NW 1 NE 1 Sec. 11. Twp. 8 N. Rge. 5 E, B. M.

1.2 naturally be beneficially used and shall not exceed one foot per year for

Description and location of place of use:

Total number of acres irrigated _____

or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10 day of

September, 1973

Director

Do Not
Film

DATE OF EXAM Aug 16, 1973

ACREAGE

Found

Recommended

Irrigation Requirement Ac Ft/Ac

USE

Irrigation Q = c.f.s. V = AF/Ann. from to

Domestic Q = 0.02 c.f.s. V = 1.2 AF/Ann. from 1/1 to 12/51

Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes no ✓

Name source:

twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no ✓

Name source exchanged with:

twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection:

twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange:

twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured 0.02 cfs Method of measurement

Total Q recommended 0.02 cfs Meter No. Type Condition

Total V recommended 1.2 AF/Ann.

Recommended Amendments:

P.D.

Place of Use

Other

None ✓

MEASUREMENT CALCULATION:

SYSTEM DESCRIPTION:

3/4 HP Pump & Pressure System from Springs to House

REMARKS:

Examiner's Signature M. Clayton Barton Date Aug 16, 1973

Checked by Date

Approved by Date

DEFS 7205

MICROFILMED

SEP 23 1992

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lawrence Hettinger, 3509 Crescent Rim Drive,

Boise, Idaho

65-7205

has on May 26, 1971

submitted Application No. 65-7205

for a permit to appropriate 0.02

XXXXXX cubic feet per second

of water from Warm Springs

by means of XXXXXX gravity system

within the NW1/4, Sec. 11, T. 8N, R. 5E, B.M., Boise County

to be used from Jan. 1 to Dec. 31

for domestic, and irrigation and heating of green house

within the NW1/4, S c. 11, T. 8N, R. 5E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before July 19, 1971.

R. KEITH HIGGINSON

Director

Published in the Idaho World, Idaho City, Idaho

July 8, 1971

on July 1 and July 1

65-7205

MICROFILMED

SEP 23 1992

15-7205
Identification No.
Application No.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT
APPROVED

LICENSE ISSUED FOR 0.62 SEC. 11
LICENSE PAGE NO. 10 Appropriation of the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Lawrence Hettlinger
2. Post office address 3509 Crescent Rim Drive, Boise, Idaho 83714
3. Source of water supply Warm Springs which is a tributary of _____
4. Location of point of diversion is NW 1/4 of Section 11 Township 8 N
Range 5 E B.M. Boise County additional points of diversion if any _____

b. If water is not consumed, it will be discharged into _____ at a point in _____
of Section _____ Township _____ Range _____ B.M. _____

5. Water will be used for the following purposes:
Amount .02 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
Amount .02 for Hot House purpose from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
Total quantity to be appropriated: _____
a. _____ cubic feet per second and/or _____
b. _____ acre feet per annum

6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Gravity system to place of use.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet; material used in storage dam _____
Period of year during which storage will occur _____ to _____ (Mo., Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
b. Estimated construction cost is \$ _____

8. Description of proposed uses
a. If water is not for irrigation

(1) Give the place of use of water: NW 1/4 of Section 11 Township 8 N
Range 5 E B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____ or number of families to be supplied with domestic water one
(5) If water is to be used for other purposes describe: Hot house

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SEP 23 1992

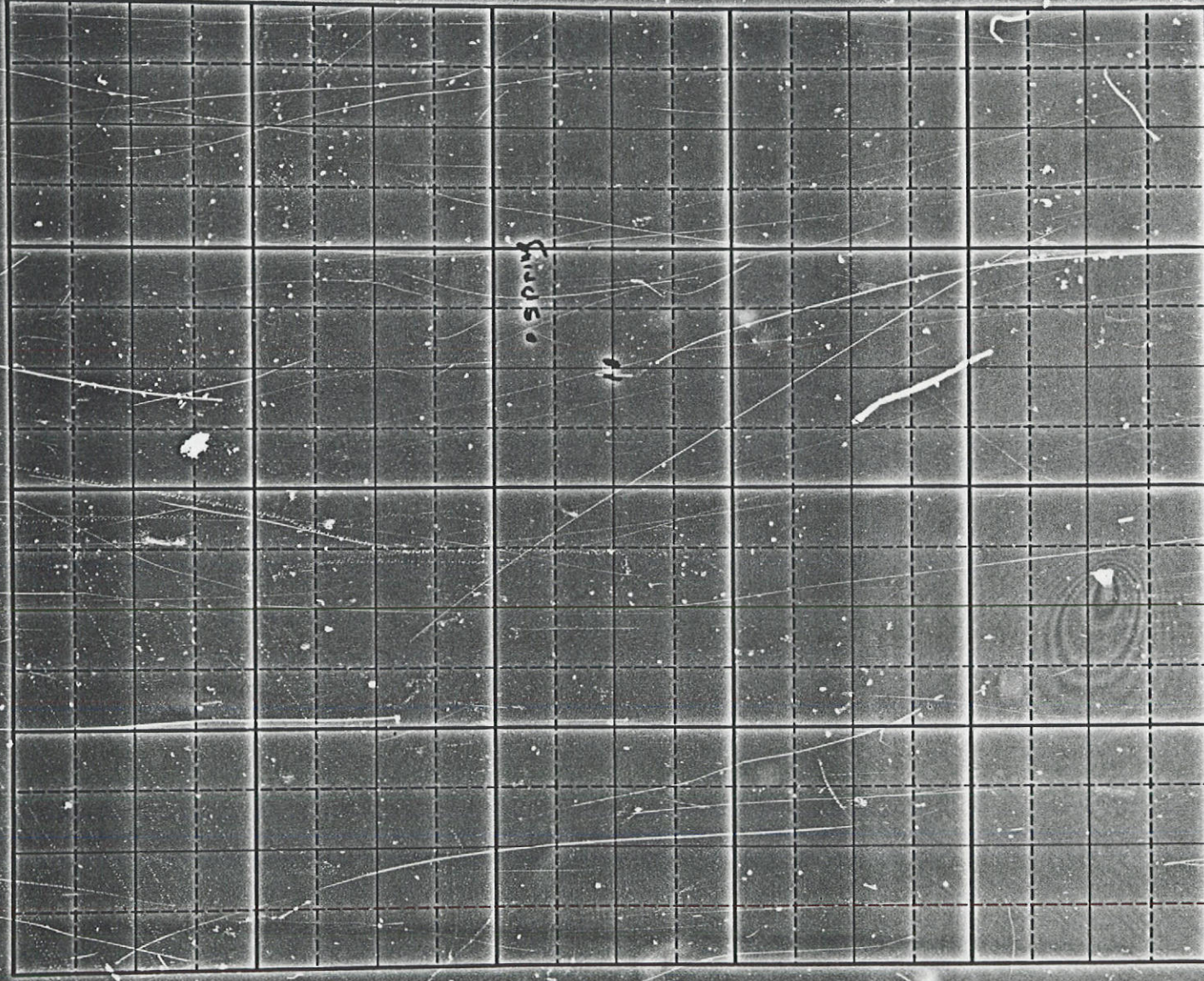
65 7205

b. Who owns the land to be irrigated or place of use?



SEP 23 1992

11. Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Michael J. Loring
(Applicant)

MICROFILMED
SEP 23 1992

Received by _____ Date 5/26/71 Time 5:30 PM
Preliminary check by DL For \$ 50.00
Received by DL Date 5/27/71 5:30 PM 65-7205
Publication prepared by DL Date 6-22-71
Published in Idaho World
Publication dates 7-1 & 7-8-71
Publication approved DL Date 7-1-71
Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DL OK

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-7205, and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 76

c. Other _____

2. Denial of said application is for the following reasons:

Witness my hand this 31st day of August, 19 71.

Director

MICROFILMED

SEP 23 1992

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: A65-07205
Date Received: 4/11/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WERNER HUCK 801-268-1004
Address: 4111 SOUTH 1420 WEST
SALT LAKE CITY UT 84123
2. Date of Priority: MAY 26, 1971
3. Source: WARM SPRINGS Trib. to: PAYETTE RIVER, SOUTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05E	11	NW	NW	NE		BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05E	11	NW	NE		DOMEST	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
65-07206

14. Remarks:

DESCRIPTION OF DIVERTING WORKS:::

FREE FLOWING HOT SPRING TO BATH HOUSE

P.O.U. LOCATED IN LOT 7 OF THE PAYETTE RIVER HOT SPRINGS SUBDIV.
2 POD IN THE NW, NE 1/4.

THIS CLAIM WAS PREVIOUSLY FILED BY WOLFF & OWENS; HOWEVER, THE
PAYETTE RIVER HOT SPRINGS CORP. HAS DISCUSSED THE FILINGS WITH
THE PREVIOUS FILER AND HAVE AGREED TO PUT THIS IN NAME OF
HOT SPRINGS ONLY.

9/27/89 BY STEVE LESTER: APPEARS FROM REVIEW OF APPLICATION
65-13017 THAT THIS SPRING IS AN UNNAMED ONE LOCALLY KNOWN AS HOT
SPRINGS OR WARM SPRINGS. ALSO APPEARS THAT SPRING IS IN LOT 8,
NENENW, S.11 OR POSSIBLY IN H.E.S. 404. SEE FILE 65-13017 FOR
DETAILS.

SEE NOS. A65-07205A & A65-07205B.

1/9/95-CLAIM IS RECOMBINED DUE TO VISIT FROM WERNER HUCK ON
1/6/95. POD AND POU ON LOT 7 WHICH IS OWNED BY HUCK AND HE IS
THE ONLY USER OF THIS RIGHT. L.R.W.

15. Basis of Claim: LICENSE

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 _____

Water Right Number - A65-07205A

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
PAYETTE RIVER HOT SPRINGS1 - C/O JOHN C CARR
2 - 2021 NW 10 ST
3 -
City- MERIDIAN
Phone - 208-888-5362

State- ID Zip- 83642

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
05/26/1971 14 WESTERN Z - SEE REMARKS+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
COMBINED CLAIM SEE REMARKS
WARM SPRINGS PAYETTE RIVER, SOUTH FORK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08N 05E 11 NW NW NE (15) BOISE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.020+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.020 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08N 05E 11 NW NE 43 DOMESTIC (15) BOISE

Total Acres:

+ - - Diversion Means - SEE REMARKS

+ - - Non-Irrigation Use - D/1 HOUSEHOLD

+ - - Other Rights for Same Use - 65-07206

+ - - - - Remarks - - - - - +
DESCRIPTION OF DIVERTING WORKS:::
FREE FLOWING HOT SPRING TO BATH HOUSE
P.O.U. LOCATED IN LOT 7 OF THE PAYETTE RIVER HOT SPRINGS SUBDIV.
2 POD IN THE NW,NE1/4.
THIS CLAIM WAS PREVIOUSLY FILED BY WOLFF & OWENS; HOWEVER, THE
PAYETTE RIVER HOT SPRINGS CORP. HAS DISCUSSED THE FILINGS WITH
THE PREVIOUS FILER AND HAVE AGREED TO PUT THIS IN NAME OF
HOT SPRINGS ONLY. (SEE ADDITIONAL INFO BELOW)MICROFILMED
OCT 21 1996

Water right number - A65-07205A

Prefix Translation: ADJUDICATION CLAIM

+ - - - - - Remarks - - - - - +

9/27/89 BY STEVE LESTER: APPEARS FROM REVIEW OF APPLICATION
65-13017 THAT THIS SPRING IS AN UNNAMED ONE LOCALLY KNOWN AS HOT
SPRINGS OR WARM SPRINGS. ALSO APPEARS THAT SPRING IS IN LOT 8,
NENENW, S.11 OR POSSIBLY IN H.E.S. 404. SEE FILE 65-13017 FOR
DETAILS.

THIS CLAIM IS A RESULT OF A DUPLICATE FILING, FEES PAID UNDER
RECEIPT NO. X999999. SEE ALSO A65-07205B. CJH 6/11/93.

THIS CLAIM HAS BEEN RECOMBINED TO THE ORIGINAL WATER RIGHT NO.

THE CLAIM WAS ORIGINALLY SPLIT BECAUSE OF A DUPLICATE FILING.
1/10/95-L.R.W.

SEE NO. 65-07025.

+ - - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

STATE OF IDAHO

+ - - - - Decree Defendant - - - +

A & C CORP., ET AL.

+ - Decree Date - +

00/00/0000

+ - - - - - Comments - - - - - +

No Comments Found

+ - - Audit Fields - - +

01/10/95 LWERNER

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 04/11/1989

Field Inspection Made - 00/00/0000
Field Inspection Flag -
Verified Date - 00/00/0000
Last Amended Date - 00/00/0000
Receipt Number - X777777
POU Ownership Flag - Y
Name Connector - OR

Civil Case Number - 39576
Old Case Number -
Old Judicial District -
Temporary Right - P
Water District - 65
Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

MICROFILMED
OCT 21 1996

POOR ORIGINAL

ADVANCED CLINICAL MICROBIOLOGY

34 South 500 East, Suite 102

Salt Lake City, Utah 84102

(801) 355-4126

Fax from (801) 355-9869

FAX to (208) 334-2348

FAX COVER SHEET

DATE 1/9/95 TIME 8:00 AM.

TO Linda Werner

IDWR Adjudication Bureau

FROM Werner Huck

Number of Pages 2 (not including cover)

COMMENTS: Dear Linda:

Thanks for your help on Friday 1/6/95.

FAX'd Werner and completed form for Property Owner Notice of Change of Water Right Ownership. I may ultimately be forced and obligated

Please answer - I let me know if you need any additional documents or things. My phone # is (801) 355-4126

Thanks
"THE BUG STOPS HERE"

MICROFILMED

OCT 21 1996

Upon your notification, I'll mail originals of form to you.

§ Upon default by Grantor in payment of any indebtedness secured hereby or in performance of any agreement in sums secured hereby shall immediately become due and payable at the option of the beneficiary. In the event of default, the Trustee shall execute or cause the Trustee to execute a written notice of such default and of his election to cause to be sold the herein described property to satisfy the obligations hereof, and shall cause such notice to be recorded in the office of the recorder of each county wherein said real property or some part thereof is situated

Notice of sale having been given as then required by law, and not less than the time then required by law having elapsed, Trustee, without demand on Grantor, shall sell said property at the time and place fixed by it in said notice of sale, either as a whole or in separate parcels and in such order as it may determine, at public auction to the highest bidder for cash in lawful money of the United States, payable at time of sale. Trustee shall deliver to the purchaser its deed conveying the property so sold, but without any covenant or warranty expressed or implied. The recitals in such deed of any matters or facts shall be conclusive proof of the truthfulness thereof. Any person, including Grantor, Trustee, or Beneficiary, may purchase at such sale.

After deducting all costs, fees and expenses of Trustee and of this Trust, including cost of evidence of title and reasonable counsel fees in connection with sale, Trustee shall apply the proceeds of sale to payment of all sums expended under the terms hereof, not then repaid, with accrued interest at the highest lawful rate permissible under Idaho law, all other sums then secured hereby, and the remainder, if any, to the person or persons legally entitled thereto.

7 This Deed applies to, inures to the benefit of, and binds all parties hereto, their heirs, legatees, devisees, administrators, executors, successors and assigns. The term Beneficiary shall mean the holder and owner of the note secured hereby, or, if the note has been pledged, the pledgee thereof. In this Deed, whenever the context so requires, the masculine gender includes the feminine and/or neuter, and the singular number includes the plural.

8 Trustee is not obligated to notify any party hereto of pending sale under any other Deed of Trust or of any action or proceeding in which Grantor, Beneficiary or Trustee shall be a party unless brought by Trustee.

9 In the event of dissolution or resignation of the Trustee, the Beneficiary may substitute a trustee or trustees to execute the trust hereby created, and when any such substitution has been filed for record in the office of the Recorder of the county in which the property herein described is situated, it shall be conclusive evidence of the appointment of such trustee or trustees, and such new trustee or trustees shall succeed to all of the powers and duties of the trustee or trustees named herein.

Request is hereby made that a copy of any Notice of Default and a copy of any Notice of Sale hereunder be mailed to the Grantor at his address hereinbefore set forth.

Werner Huck
WERNER HUCK

Arila J. Huck
ARILA J. HUCK

POOR ORIGINAL

STATE OF IDAHO County of ADA ss On this 22 nd day of JULY in the year of 1989 before me the undersigned a Notary Public in and for said State personally appeared WERNER HUCK AND ARILA J. HUCK known or identified to me to be the person(s) whose name(s) THEY ARE subscribed to the within instrument and acknowledged to me that executed the same Signature Name SHARON M. WILSON Residing at BOISE, IDAHO My commission expires 5/13/1994	STATE OF IDAHO, COUNTY OF I hereby Certify that this instrument was filed for record at the request of <i>Mtn View Title</i> at 25 th minutes past 4:57 o'clock m. T this 25 th day of July 1989 in my office, and duly recorded in Book <i>filmed</i> of Mortgages at page Arlene C Kolar Ex-Officio Recorder By <i>Diana L. Propper</i> Deputy Fees \$ 6.00 Mail to 133040
---	---

DEED OF TRUST WITH POWER OF SALE	GRANTOR BOISE TITLE & ESCROW, INC. TRUSTEE BENEFICIARY	Boise Title & Escrow, Inc. 1208N 112 22ND
-------------------------------------	--	--

REQUEST FOR RECONVEYANCE
(THE PROMISSORY NOTE OR NOTES, AND ANY EVIDENCES OF FURTHER AND/OR ADDITIONAL ADVANCES
MUST BE PRESENTED WITH THIS REQUEST)

, Idaho, 19

To BOISE TITLE & ESCROW, INC Trustee

You are hereby authorized and requested to execute a reconveyance hereunder and deliver same to

The undersigned hereby certifies that
the owner and holder of the debt mentioned in said deed of trust and that the same has never been
assigned or transferred

Address

Telephone No.

14
DEED OF TRUST, Made this 21st day of JULY, 19 89

WERNER HUCK AND ARLA J. HUCK, HUSBAND AND WIFE

, herein called GRANTOR,

address is 4111 SO. 1420 W., SALT LAKE CITY, UTAH 84123

BOISE TITLE & ESCROW, Inc., an Idaho corporation, herein called TRUSTEE, and
JOHN C. CARR AND PATRICIA M. CARR, HUSBAND AND WIFE

, herein called BENEFICIARY,

WITNESSETH: That Grantor does hereby irrevocably GRANT, BARGAIN, SELL AND CONVEY TO TRUSTEE IN TRUST, WITH POWER OF SALE, that property in the County of BOISE State of Idaho, described as follows and containing not more than twenty acres:

LOT 7 PAYETTE RIVER HOT SPRINGS SUBDIVISION, ACCORDING TO THE PLAT THEREOF, FILED MAY 20, 1976 AS INSTRUMENT NO. 84734, RECORDS OF BOISE COUNTY, IDAHO.

POOR ORIGINAL

TOGETHER WITH the rents, issues and profits thereof, SUBJECT, HOWEVER, to the right, power and authority hereinafter given to and conferred upon Beneficiary to collect and apply such rents, issues and profits, for the purpose of securing payment of the indebtedness evidenced by a promissory note, of even date herewith, executed by Grantor in the sum of

TWENTY EIGHT THOUSAND AND NO/100 ----- Dollars, (\$28,000.00),
final payment due JULY 21, 1998 and to secure payment of all such further sums as may hereafter be loaned or advanced by the Beneficiary herein to the Grantor herein or any or either of them, while record owner of present interest, for any purpose, and of any notes, drafts or other instruments representing such further loans, advances or expenditures together with interest on all such sums at the rate therein provided. Provided, however, that the making of such further loans, advances or expenditures shall be optional with the Beneficiary, and provided further that it is the express intention of the parties to this Deed of Trust that it shall stand as continuing security until paid for all such advances together with interest thereon.

A To protect the security of this Deed of Trust, Grantor Agrees:

1 To keep said property in good condition and repair, not to remove or demolish any building thereon, to complete or restore promptly and in good and workmanlike manner any building which may be constructed, damaged or destroyed thereon and to pay when due all claims for labor performed and materials furnished therefor, to comply with all laws affecting said property or requiring any alterations or improvements to be made thereon, not to commit or permit waste thereof, not to commit, suffer or permit any act upon said property in violation of law, to cultivate, irrigate, fertilize, fumigate, prune and do all other acts which from the character or use of said property may be reasonably necessary, the specific enumerations herein not excluding the general

2 To provide, maintain and deliver to Beneficiary fire insurance satisfactory to and with loss payable to Beneficiary. The amount collected under any fire or other insurance policy may be applied by Beneficiary upon any indebtedness secured hereby and in such order as Beneficiary may determine, or at option of Beneficiary the entire amount so collected or any part thereof may be released to Grantor. Such application or release shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.

3 To appear in and defend any action or proceeding purporting to affect the security hereof or the rights or powers of Beneficiary or Trustee, and to pay all costs and expenses, including cost of evidence of title and attorney's fees in a reasonable sum, in any such action or proceeding in which Beneficiary or Trustee may appear.

4 To pay at least ten days before delinquency all taxes and assessments affecting said property, when due, all encumbrances, charges and liens, with interest, on said property or any part thereof, which appear to be prior or superior hereto, all costs, fees and expenses of this Trust. In addition to the payments due in accordance with the terms of the note hereby secured the Grantor shall at the option, and on demand of the Beneficiary, pay each month 1/12 of the estimated annual taxes, assessments, insurance premiums, maintenance and other charges upon the property, nevertheless in trust for Grantor's use and benefit and for the payment by Beneficiary of any such items when due. Grantor's failure so to pay shall constitute a default under this trust.

5 To pay immediately and without demand all sums expended by Beneficiary or Trustee pursuant to the provisions hereof, with interest from date of expenditure at the highest lawful rate permissible under Idaho law.

6 Should Grantor fail to make any payment or to do any act as herein provided, then Beneficiary or Trustee, but without obligation so to do and without notice to or demand upon Grantor and without releasing Grantor from any obligation hereof, may make or do the same in such manner and to such extent as either may deem necessary to protect the security hereof, Beneficiary or Trustee being authorized to enter upon said property for such purposes, appear in and defend any action or proceeding purporting to affect the security hereof or the rights or powers of Beneficiary or Trustee, pay, purchase, contest or compromise any encumbrance, charge or lien which in the judgment of either appears to be prior or superior hereto, and, in exercising any such powers, or in enforcing this Deed of Trust by judicial foreclosure, pay necessary expenses, employ counsel and pay his reasonable fees.

B It is mutually agreed that:

1 Any award of damages in connection with any condemnation for public use of or injury to said property or any part thereof is hereby assigned and shall be paid to Beneficiary who may apply or release such monies received by him in the same manner and with the same effect as above provided for disposition of proceeds of fire or other insurance.

2 By accepting payment of any sum secured hereby after its due date, Beneficiary does not waive his right either to require prompt payment when due of all other sums so secured or to declare default for failure so to pay.

3 At any time or from time to time, without liability therefor and without notice, upon written request of Beneficiary and presentation of this Deed and said note for endorsement, and without affecting the personal liability of any person for payment of the indebtedness secured hereby, Trustee may reconvey all or any part of said property, consent to the making of any map or plat thereof, join in granting any easement thereon, or join in any extension agreement or any agreement subordinating the lien or charge hereof.

4 Upon written request of Beneficiary stating that all sums secured hereby have been paid, and upon surrender of this Deed and said note to Trustee for cancellation and retention and upon payment of its fees, Trustee shall reconvey, without warranty, the property then held hereunder. The recitals in any reconveyance executed under this Deed of Trust of any matters or facts shall be conclusive proof of the truthfulness thereof. The grantee in such reconveyance may be described as "the person or persons legally entitled thereto."

5 As additional security, Grantor hereby gives to and confers upon Beneficiary the right, power and authority, during the continuance of these Trusts, to collect the rents, issues and profits of said property, reserving unto Grantor the right, prior to any default by Grantor in payment of any indebtedness secured hereby or in performance of any agreement hereunder, to collect and retain such rents, issues and profits as they become due and payable. Upon any such default, Beneficiary may at any time without notice, either in person by agent, or by a receiver to be appointed by a court, and without regard to the adequacy of any security for the indebtedness hereby secured, enter upon and take possession of said property or any part thereof, in his own name sue for or otherwise collect such rents, issues and profits, including those past due and unpaid, and apply the same, less costs and expenses of operation and collection including reasonable attorney's fees, upon any indebtedness secured hereby, and in such order as Beneficiary may determine. The entering upon and taking possession of said property, the collection of such rents, issues and profits and the application thereof as aforesaid shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.



Boise Title & Escrow, Inc.

P46344

WARRANTY DEED**FOR VALUE RECEIVED**

JOHN C. CARR AND PATRICIA M. CARR, HUSBAND AND WIFE

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
WERNER HUCK AND ARLA J. HUCK, HUSBAND AND WIFEGRANTEE(S), whose current address is
the following described real property in
more particularly described as follows, to wit:4111 So 1420 W. State of Idaho 84123
BOISE County, State of Idaho.LOT 7 PAYETTE RIVER HOT SPRINGS SUBDIVISION, ACCORDING TO THE
PLAT THIRTEEN, FILED MAY 20, 1976 AS INSTRUMENT NO. 94734, RECORDS
OF BOISE COUNTY, IDAHO.

POOR ORIGINAL

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises, that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantor(s), and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated JULY 27, 1989

JOHN C. CARR

PATRICIA M. CARR

STATE OF IDAHO, County of ADA, as

On this 22nd day of JULY
in the year of 1989, before me, the undersigned, a Notary
Public in and for said State, personally appeared

JOHN C. CARR AND PATRICIA M. CARR

known and identified to me to be the person(s) whose name(s)
I subscribed to the within instrument, and
acknowledged to me that they executed the same.

Signature:

SHARON M. WILSON

Name:

(Type or Print)

Residing at: BOISE, IDAHO

My commission expires: 5/13/1994

STATE OF IDAHO, COUNTY OF Boise

I hereby Certify that this instrument was filed for record at
the request of Martha Viewat minutes past 14:57 o'clock m.T.
this 25th day of July
19 89, in my office, and duly recorded in Book
of Deeds at page filmed

Ex-Officio Recorder

By Diana L. Proper

Deputy:

Fee \$ 300

Mail to:

133039

**Boise Title & Escrow, Inc.**

Form 42 1429(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

FOUR ORIGINAL

DATE OF CLOSING: 7/25/89

LEGAL DESCRIPTION OF PROPERTY: Township 08N Range 05E

Section 11 1/4 of NW 1/4 of NW 1/4 Govt Lot 14, RM

Lot 7, Block, Subdivision/Townsite

If you have additional legal descriptions, please attach separate sheet.

Payette River Hot Springs
See Attached Warranty Deed

- [] 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: A65-7205A
- [] Name and Address of Former Owner/Claimant(s)(Seller): John C. Carr & Patricia M. Carr
2021 NW 10th St.
Meridian, Id. 83642
- [] New Owner/Claimant (Purchaser): Werner Huck
- [] New Mailing Address: 4111 South 1420 West
Salt Lake City, Utah 84123
- [] New Telephone Number: (801) 268-1004-H
355-4126-W.
- [] 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

(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): Werner Huck Date 1/19/95
- [] Signature of Former Owner/Claimant(s): _____ 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: _____ By: _____

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

MICROFILMED

OCT 21 1996

Water Right Number - A65-072058 Prefix Translation: ADJUDICATION CLAIM Old (D) Number -

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

*** C - CURRENT OWNER ***

WOLFF ZANE LEWIS 1 - C/O CHRISTOPHER J OWEN
2 - 2152 W WASHINGTON BLVD
3 -
City- LOS ANGELES State- CA Zip- 90018
Phone - 213-732-0103

OWEN CHRISTOPHER JOHN 1 - 2152 W WASHINGTON BLVD
2 -
3 -
City- LOS ANGELES State- CA Zip- 90018
Phone - 213-732-0103

OWEN ANTHONY EDWARD 1 - C/O CHRISTOPHER J OWEN
2 - 2152 W WASHINGTON BLVD
3 -
City- LOS ANGELES State- CA Zip- 90018
Phone - 213-732-0103

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/26/1971 14 WESTERN W - WITHDRAWN

+ - - - - Source - - - - + + - - - - Tributary - - - - - +
WARM SPRINGS PAYETTE RIVER, SOUTH FORK

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08N 05E 11 NW NW NE (15) BOISE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.020 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08N 05E 11 NW NE 43 DOMESTIC (15) BOISE

Total Acres:

+ - - Diversion Means - SEE REMARKS

+ - - Non-Irrigation Use - D/1 HOUSEHOLD

+ - - Other Rights for Same Use - 65-07206

MICROFILMED
OCT 21 1996

Water right number - A65-072058

Prefix Translation: ADJUDICATION CLAIM

+ - - - - - Remarks - - - - - +

DESCRIPTION OF DIVERTING WORKS::
FREE FLOWING HOT SPRING TO BATH HOUSE
P.O.U. LOCATED IN LOT A OF THE PAYETTE RIVER HOT SPRINGS SUBDIV.
2 POD IN THE NW,NE1/4.
THIS CLAIM WAS PREVIOUSLY FILED BY WOLFF & OWENS; HOWEVER, THE
PAYETTE RIVER HOT SPRINGS CORP. HAS DISCUSSED THE FILINGS WITH
THE PREVIOUS FILER AND HAVE AGREED TO PUT THIS IN NAME OF
HOT SPRINGS ONLY. (SEE ADDITIONAL INFO, BELOW)
9/27/89 BY STEVE LESTER: APPEARS FROM REVIEW OF APPLICATION
65-13017 THAT THIS SPRING IS AN UNNAMED ONE LOCALLY KNOWN AS HOT
SPRINGS OR WARM SPRINGS. ALSO APPEARS THAT SPRING IS IN LOT 8,
NENENW, S.11 OR POSSIBLY IN H.E.S. 404. SEE FILE 65-13017 FOR
DETAILS.
THIS CLAIM IS A RESULT OF A DUPLICATE FILING, FEES PAID UNDER
RECEIPT NO. X999999. SEE ALSO A65-07205A. CJH 6/11/93.
THIS CLAIM HAS BEEN WITHDRAWN AS A RESULT OF A DUPLICATE
FILING. USAGE IS NOW REPRESENTED UNDER A65-07205. 1/10/95, LRW

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
STATE OF IDAHO A & C CORP., ET AL. 00/00/0000

+ - - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - - +
01/10/95 LWERNER

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 01/10/1995	Old Judicial District	-
Claim Received Date	- 04/11/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	- 65
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 21 1996

Claim # 65 7205B Receipt # _____
Date _____, 19____

REQUEST FOR WITHDRAWAL OF CLAIM

Name of Claimant: CHRIS / TONY OWEN
(Please Print)
Mailing Address: 2152 W. WASHINGTON. BL LA CA 90018
Amount: \$ _____ Receipt No.: _____
County of Water Right: _____
Claim No(s).: _____

I wish to withdraw the Notice(s) of Claim to a Water Right which number(s) appear above and for which I previously paid a filing fee to the Idaho Department of Water Resources. I do ____/do not ☒ request a refund of the filing fee. If a refund is requested I have attached an explanation of the justification for granting a refund.

Chris Owen

(Signature of Claimant)

7-15-94

(Date)

(Signature of Claimant)

(Date)

(Signature of Claimant)

(Date)

Return to:

Idaho Department of Water Resources
Adjudication Section
Statehouse Mail
Boise, Idaho 83720

For IDWR Use

	<u>Initials</u>	<u>Date</u>
Approval Region	_____	_____
Approval State Office	_____	_____
Data Entry	_____	_____
Claim File	_____	_____

MICROFILMED
OCT 21 1996

QUIT CLAIM DEED

STATE OF IDAHO

COUNTY OF BOISE

FOR VALUE RECEIVED, CHRISTOPHER OWEN, DOES HEREBY
CONVEY, RELEASE, REMISE, AND FOREVER QUIT CLAIM
UNTO ROD HUCK WHOSE ADDRESS IS 4111 S. 1420W,
SALT LAKE CITY, UTAH 84123, THE FOLLOWING DESCRIBED
PREMISES TO-WIT:

LOT 7, PAYETTE RIVER HOT SPRINGS
SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT
THEREOF, AS FILED AND RECORDED AS INSTRUMENT
NO. 84843, RECORDS OF BOISE COUNTY, IDAHO,
TOGETHER WITH ANY AND ALL INTEREST IN ANY
GEOTHERMAL WATER RIGHTS THEREIN OR APART OF,

TOGETHER WITH THEIR APPURTENANCES.

DATED: 11/15/94

SIGNED: Christopher Owen
CHRISTOPHER OWEN

MICROFILMED
OCT 21 1996

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

RE-NUMBERED TO A65-07205A
Ident. Number: A65-07205
Date Received: 4/11/1989
Receipt No: X999999
Received By: LW

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: PAYETTE RIVER HOT SPRINGS 208-888-5362
Address: C/O JOHN C. CARR
2021 NW 10TH ST.
MERIDIAN, ID 83642
 2. Date of Priority: MAY 26, 1971
 3. Source: WARM SPRINGS Trib. to: PAYETTE RIVER, SOUTH FORK
 4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05E	11	NW	NW	NE		BOISE
 5. Description of diverting works:
SEE REMARKS
 6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
 7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.
 8. Total consumptive use is Acre Feet Per Annum.
 9. Non-irrigation uses:
D/1 HOUSEHOLD
 10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05E	11	NW	NE		DOMEST	
 11. Place of use in counties: BOISE
- A65-07205 Page 1 Date: 05/04/89

MICROFILMED
SEP 23 1992

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

13. Other Water Rights Used:
65-07206

14. Remarks:

DESCRIPTION OF DIVERTING WORKS:::
FREE FLOWING HOT SPRING TO BATH HOUSE
P.O.U. LOCATED IN LOT 7 OF THE PAYETTE RIVER HOT SPRINGS SUBDIV.
~~DOMESTIC DWELLING AT REAR OF GREENHOUSE.~~
2 POD IN THE NW, NE1/4.
THIS CLAIM WAS PREVIOUSLY FILED BY WOLFF & OWENS; HOWEVER, THE
PAYETTE RIVER HOT SPRINGS CORP. HAS DISCUSSED THE FILINGS WITH
THE PREVIOUS FILER AND HAVE AGREED TO PUT THIS IN NAME OF
HOT SPRINGS ONLY.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

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
Payette River Hot Springs H.O. Assoc. that I have signed the foregoing
Organization
document in the space below as President of
Title
Payette River Hot Springs H.O. Assoc. and that the statements contained in the
Organization
foregoing document are true and correct.
John C. Carr
Signature of Authorized Agent
President
Payette River Hot Springs H.O. Assoc.
Title and Organization
May 4 1989
Date

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 4 day
of May 19 89
Linda Werner
Notary Public

Seal

Residing at Linda A. Werner
Residing at Boise, Idaho
My Commission Expires 1994

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

RE-NUMBERED TO A65-07205B

Ident. Number: A65-07205

Date Received: 4/11/1989

Receipt No: X999999

Received By: ELR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ZANE LEWIS WOLFF 213-732-0103
Address: % CHRISTOPHER J. OWEN
2152 W. WASHINGTON BLVD.
LOS ANGELES, CA 90018

OR

Name: CHRISTOPHER JOHN OWEN 213-732-0103
Address: 2152 W. WASHINGTON BLVD.
LOS ANGELES, CA 90018

OR

Name: ANTHONY EDWARD OWEN 213-732-0103
Address: % CHRISTOPHER J. OWEN
2152 W. WASHINGTON BLVD.
LOS ANGELES, CA 90018

2. Date of Priority: MAY 26, 1971

3. Source: WARM SPRINGS Trib. to: PAYETTE RIVER, SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	05E	11	NW	NE			BOISE
			NE	NW			BOISE

5. Description of diverting works:
HOT SPRING 127-135 DEG.F) TO PUMP TO PIPELINE TO P.O.U..

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

A65-07205

Page 1

Date: 04/18/89

MICROFILMED
SEP 23 1992

9. Non-irrigation uses:
D/1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08N	05E	11	NW NE		DOMEST	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
65-07206

14. Remarks:

DESCRIPTION OF DIVERTING WORKS:::
FREE FLOWING HOT SPRING TO CONCRETE CATCH BASIN TO PUMP TO
PIPELINE TO GREENHOUSE WITH DISCHARGE INTO SWIMMING POOL WITH
OVERFLOWS TO RIVER.
P.O.U. LOCATED IN LOT A OF THE PAYETTE RIVER HOT SPRINGS SUBDIV.
P.O.D. IS ON U.S. FOREST SERVICE PROPERTY WITH A SPECIAL USE
PERMIT FOR DIVERSION.
DOMESTIC DWELLING AT REAR OF GREENHOUSE.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

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 _____

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: A65-07205

Date Received:

Receipt No: _____

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ZANE LEWIS WOLFF 213-732-0103
Address: % CHRISTOPHER J. OWEN
2152 W. WASHINGTON BLVD.
LOS ANGELES, ~~CA~~ *Calif* 90018

OR

Name: CHRISTOPHER JOHN OWEN 213-732-0103
Address: 2152 W. WASHINGTON BLVD.
LOS ANGELES, ~~ID~~ *Calif* 90018

OR

Name: ANTHONY EDWARD OWEN 213-732-0103
Address: % CHRISTOPHER J. OWEN
2152 W. WASHINGTON BLVD.
LOS ANGELES, ~~ID~~ *Calif* 90018

2. Date of Priority: MAY 26, 1971

3. Source: WARM SPRINGS Trib. to: PAYETTE RIVER, SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	05E	11	NW	NE	NE		BOISE
			NE	NW	NW		BOISE

5. Description of diverting works:

HOT SPRING 127-135 DEG.F) TO PUMP TO PIPELINE TO P.O.U..

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		

7. Total Quantity Appropriated is:

0.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

A65-07205

Page

1

Date: 03/20/89

MICROFILMED
SEP 23 1992

9. Non-irrigation uses:
D/1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08N	05E	11	NW NE		DOMEST	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
65-07206

14. Remarks:

DESCRIPTION OF DIVERTING WORKS:::
FREE FLOWING HOT SPRING TO CONCRETE CATCH BASIN TO PUMP TO
PIPELINE TO GREENHOUSE WITH DISCHARGE INTO SWIMMING POOL WITH
OVERFLOWS TO RIVER.
P.O.U. LOCATED IN LOT A OF THE PAYETTE RIVER HOT SPRINGS SUBDIV.
P.O.D. IS ON U.S. FOREST SERVICE PROPERTY WITH A SPECIAL USE
PERMIT FOR DIVERSION.
DOMESTIC DWELLING AT REAR OF GREENHOUSE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

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:

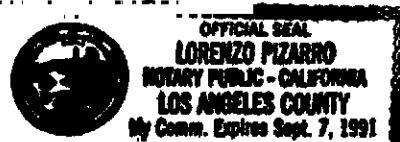
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Christina J. Owen Date: 4/3/89

Date: _____

State of ~~Idaho~~ Calif.)
County of Los Angeles) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of APRIL 19 89
Seal
Residing at 1802 S. Magnolia
Los Angeles, CA
My Commission Expires 9/7/91



65-7205

PAYETTE RIVER HOT SPRINGS garden valley, idaho

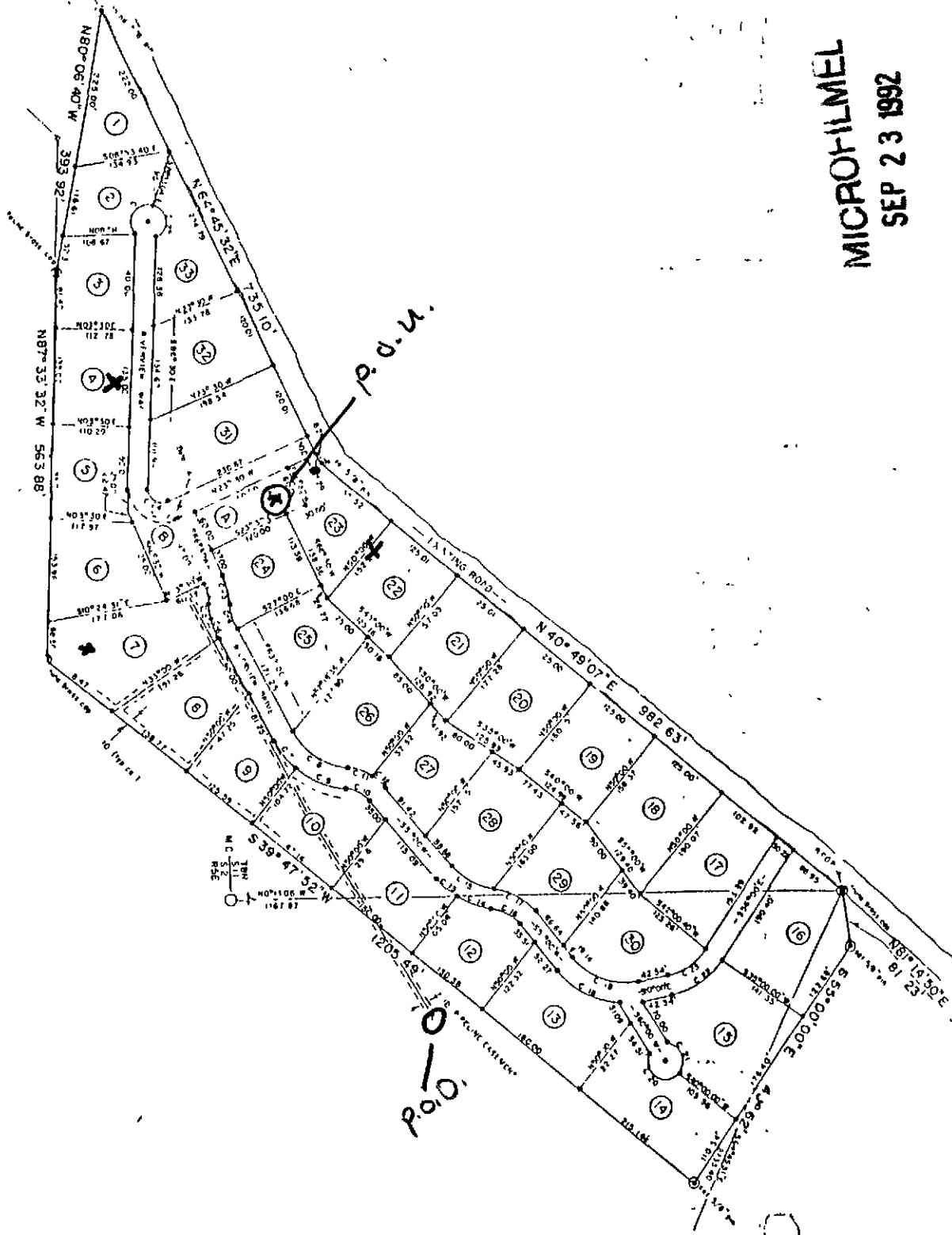
SITUATED IN GOVERNMENT LOTS 18 2, SECTION 11, TOWNSHIP 8 NORTH, RANGE 3 EAST, BOISE MERIDIAN,
BOISE COUNTY, IDAHO.

ROYLANCE ENGINEERING 1976



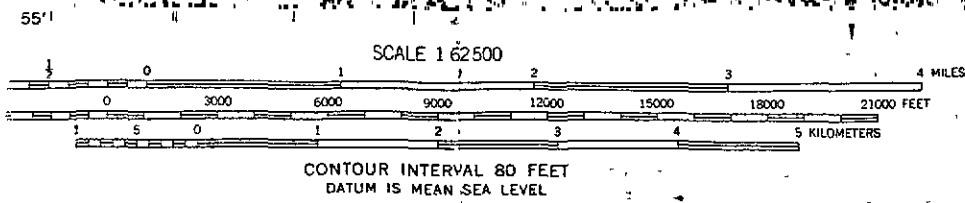
While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office the company assumes no liability for variation if any, with another or re survey

Mountain View Title, Inc.

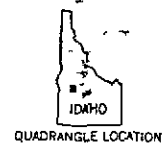


MICROFILMED
SEP 23 1992

F O R E S T



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U S GEOLOGICAL SURVEY, DENVER 25, COLORADO OR WASHINGTON 25, D C
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



ROAD CLASSIFICATION

Medium-duty ——— Light duty ———

Unimproved dirt ———

○ State Route

Part of this area also covered by 1:24,000 scale map of Grimes Pass and vicinity surveyed 1951

MICROFILMED IDA
SEP 23 1992

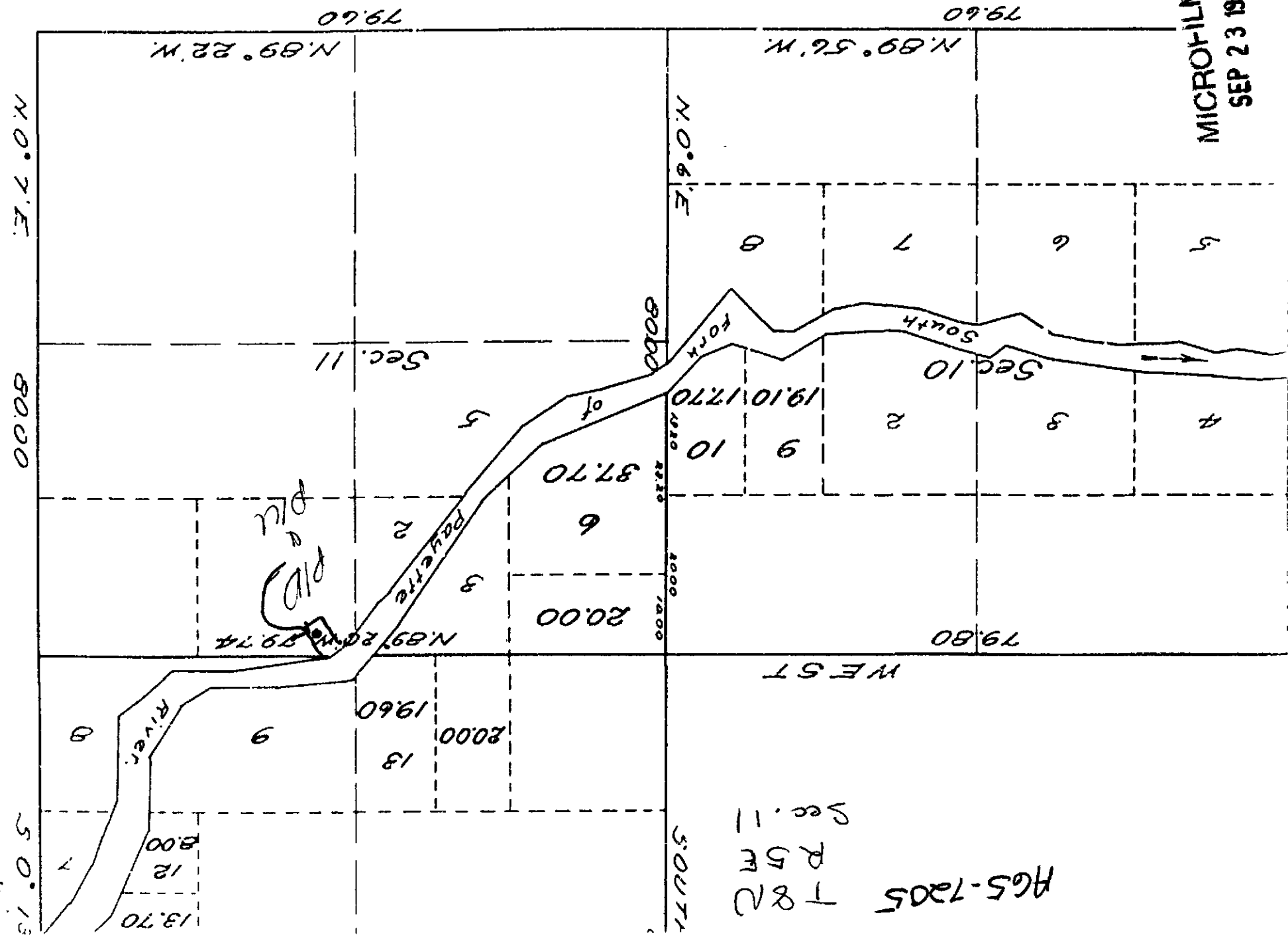
MICROFILMED
SEP 23 1992

RG5-7205

T8N
R5E
Sec. 11

WEST

SOUTH



Water Right Number - R65-07205

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

PAYETTE RIVER HOT SPRINGS INC

1 - C/O JOHN C CARR

2 - 2021 NW 10TH ST

3 -

City- MERIDIAN

Phone - 208-888-5362

State- ID Zip- 83642

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/26/1971 14 WESTERN Z - SEE REMARKS+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
WARM SPRINGS PAYETTE RIVER, SOUTH FORK
SPLIT CLAIM+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

08N 05E 11 NW NW NE (15) BOISE

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

43 - DOMESTIC 01/01 12/31 0.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.020 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

08N 05E 11 NW NE 43 DOMESTIC (15) BOISE

Total Acres:

+ - - Diversion Means - SEE REMARKS

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME

+ - - Other Rights for Same Use - 65-07206

+ - - - - Remarks - - - - - +
SEE NOS. 65-07205A & 65-07205B.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.MICROFILMED
AUG 03 1994

Prefix Translation: RESEARCH

+ - Decree Date - +
00/00/0000

+-----Comments-----+

Date: 06/16/1993 User Id: HARRIS Subject: COPIED FROM REMARKS

DESCRIPTION OF DIVERTING WORKS:::

P.O.U. LOCATED IN LOT 7 OF THE PAYETTE RIVER HOT SPRINGS SUBDIV. THIS CLAIM WAS PREVIOUSLY FILED BY WOLFF & OWENS; HOWEVER, THE PREVIOUS FILER AND HAVE AGREED TO PUT THIS IN NAME OF HOT 9/27/89 BY STEVE LESTER: APPEARS FROM REVIEW OF APPLICATION SPRINGS OR WARM SPRINGS. ALSO APPEARS THAT SPRING IS IN LOT 8, DETAILS.

FREE FLOWING HOT SPRING TO BATH HOUSE

2 POD IN THE NW,NE1/4.

PAYETTE RIVER HOT SPRINGS CORP. HAS DISCUSSED THE FILINGS WITH SPRINGS ONLY.

65-13017 THAT THIS SPRING IS AN UNNAMED ONE LOCALLY KNOWN AS HOT
NENENW, S.11 OR POSSIBLY IN H.E.S. 404. SEE FILE 65-13017 FOR
SEE NOS. 65-07206A & 65-07206B.

+ - - Audit Fields - - +

06/16/93 HARRIS

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 04/11/1989

```
Field Inspection Made - 00/00/0000
Field Inspection Flag -
Verified Date - 00/00/0000
Last Amended Date - 00/00/0000
Receipt Number - X999999
POU Ownership Flag - Y
Name Connector - OR
```

Civil Case Number - 39576
Old Case Number -
Old Judicial District -
Temporary Right - P
Water District - 65
Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

MICROFILMED
AUG 03 1994

Water Right Number - A65-07205

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
PAYETTE RIVER HOT SPRINGS1 - C/O JOHN C. CARR
2 - 2021 NW 10TH ST.
3 -
City- MERIDIAN
Phone - 208-888-5362

State- ID Zip- 83642

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/26/1971 14 WESTERN Z - SEE REMARKS+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
WARM SPRINGS PAYETTE RIVER, SOUTH FORK
SPLIT CLAIM+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
08N 05E 11 NW NW NE (15) BOISE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.020+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.020 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
08N 05E 11 NW NE 43 DOMESTIC (15) BOISE

Total Acres:

+ - - Diversion Means - SEE REMARKS

+ - - Non-Irrigation Use - D/1 HOUSEHOLD

+ - - Other Rights for Same Use - 65-07206

+ - - - - Remarks - - - - - +
DESCRIPTION OF DIVERTING WORKS:::
FREE FLOWING HOT SPRING TO BATH HOUSE
P.O.U. LOCATED IN LOT 7 OF THE PAYETTE RIVER HOT SPRINGS SUBDIV.
2 POD IN THE NW,NE1/4.
THIS CLAIM WAS PREVIOUSLY FILED BY WOLFF & OWENS; HOWEVER, THE
PAYETTE RIVER HOT SPRINGS CORP. HAS DISCUSSED THE FILINGS WITH
THE PREVIOUS FILER AND HAVE AGREED TO PUT THIS IN NAME OF
HOT SPRINGS ONLY.MICROFILMED
AUG 03 1994

Water right number - A65-07205

Prefix Translation: ADJUDICATION CLAIM

```

+ - - - - Remarks - - - - - +
          9/27/89 BY STEVE LESTER: APPEARS FROM REVIEW OF APPLICATION
          65-13017 THAT THIS SPRING IS AN UNNAMED ONE LOCALLY KNOWN AS HOT
          SPRINGS OR WARM SPRINGS. ALSO APPEARS THAT SPRING IS IN LOT 8,
          NENENW, S.11 OR POSSIBLY IN H.E.S. 404. SEE FILE 65-13017 FOR
          DETAILS.
          SEE NOS. A65-07205A & A65-07205B.

+ - - - - Old Water Right Numbers - - - - - +
          No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +
          No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +      + - - - - Decree Defendant - - - +      + - Decree Date - +
STATE OF IDAHO                        A & C CORP., ET AL.                00/00/0000

+ - - - - Comments - - - - - +
          No Comments Found

+ - - Audit Fields - - +
          06/11/93 HODGES

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

          Court Report Filing - 00/00/0000   Field Inspection Made - 00/00/0000   Civil Case Number - 39576
          Objection Filed Date - 00/00/0000   Field Inspection Flag -
          Response Filed Date - 00/00/0000     Verified Date - 06/11/1993   Old Case Number -
          Claim Received Date - 04/11/1989     Last Amended Date - 00/00/0000   Old Judicial District -
                                          Receipt Number - X999999       Temporary Right - P
                                          PQU Ownership Flag - Y         Water District - 65
                                          Name Connector - OR           Federal/State Indicator - S
                                                                        Presumption Flag -
                                                                        Notice of Error Flag -
  
```

MICROFILMED

AUG 03 1994

AJ5809NP
No. R65-07205

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/28/00
PAGE: 38

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WERNER HUCK 4111 SOUTH 1420 WEST SALT LAKE CITY UT 84123 (801) 268-1004	05/26/1971	DOMESTIC	01-01 12-31	0.020 CFS	1.20 AFA
TOTAL DIVERSION:					0.020 CFS	1.20 AFA

Water Source: WARM SPRINGS

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: DECREED

Point(s) of Diversion:

T08N R05E S11

NWNWNE

BOISE County

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	Lt	Ac
08N	05E	11	:			D															

POU County: BOISE

Non-Irrigation Uses: 1 HOME

Other Rights: 65-07206

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP PROPERTY IS ALSO KNOWN AS LOT 7 BLOCK 1 PAYETTE RIVER
HOT SPRINGS SUBDIVISION.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

AJ5809NP
No. R65-07205

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/28/00
PAGE: 39

=====

Comments: Date: 11/19/1999 User-ID: SVANHOFF Subject: COPIED FROM REMARKS
DESCRIPTION OF DIVERTING WORKS::
FREE FLOWING HOT SPRING TO BATH HOUSE
P.O.U. LOCATED IN LOT 7 OF THE PAYETTE RIVER HOT SPRINGS SUBDIV.
2 POD IN THE NW,NE1/4.
THIS CLAIM WAS PREVIOUSLY FILED BY WOLFF & OWENS; HOWEVER, THE
PAYETTE RIVER HOT SPRINGS CORP. HAS DISCUSSED THE FILINGS WITH
THE PREVIOUS FILER AND HAVE AGREED TO PUT THIS IN NAME OF
HOT SPRINGS ONLY.
9/27/89 BY STEVE LESTER: APPEARS FROM REVIEW OF APPLICATION
65-13017 THAT THIS SPRING IS AN UNNAMED ONE LOCALLY KNOWN AS HOT
SPRINGS OR WARM SPRINGS. ALSO APPEARS THAT SPRING IS IN LOT 8,
NENENW, S.11 OR POSSIBLY IN H.E.S. 404. SEE FILE 65-13017 FOR
DETAILS.
SEE NOS. A65-07205A & A65-07205B.
1/9/95-CLAIM IS RECOMBINED DUE TO VISIT FROM WERNER HUCK ON
1/6/95. POD AND POU ON LOT 7 WHICH IS OWNED BY HUCK AND HE IS
THE ONLY USER OF THIS RIGHT. L.R.W.

Audit: 03/30/98 LHARRIS 11/19/99 SVANHOFF 01/25/00 SVANHOFF

AJ5809NP
No. R65-07205

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/13/00
PAGE: 35

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WERNER HUCK 4111 SOUTH 1420 WEST SALT LAKE CITY UT 84123 (801) 268-1004	05/26/1971	DOMESTIC	01-01 12-31	0.020 CFS	1.2 AFA
TOTAL DIVERSION:					0.020 CFS	1.2 AFA

Water Source: WARM SPRINGS

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: LICENSE

Point(s) of Diversion:

T08N R05E S11

NWNWNE

BOISE County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
08N	05E	11	:					:					:					:					:
				D																			

POU County: BOISE

Non-Irrigation Uses: D/1 HOUSEHOLD

Other Rights: 65-07206

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PROPERTY IS ALSO KNOWN AS LOT 7 BLOCK 1 PAYETTE RIVER HOT SPRINGS SUBDIVISION.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

add per decree
decree (included in PRBA)
see water database

Comments: Date: 11/19/1999 User-ID: SVANHOFF Subject: COPIED FROM REMARKS
DESCRIPTION OF DIVERTING WORKS:::
FREE FLOWING HOT SPRING TO BATH HOUSE
P.O.U. LOCATED IN LOT 7 OF THE PAYETTE RIVER HOT SPRINGS SUBDIV.
2 POD IN THE NW,NE1/4.
THIS CLAIM WAS PREVIOUSLY FILED BY WOLFF & OWENS; HOWEVER, THE
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9/27/89 BY STEVE LESTER: APPEARS FROM REVIEW OF APPLICATION
65-13017 THAT THIS SPRING IS AN UNNAMED ONE LOCALLY KNOWN AS HOT
SPRINGS OR WARM SPRINGS. ALSO APPEARS THAT SPRING IS IN LOT 8,
NENENW, S.11 OR POSSIBLY IN H.E.S. 404. SEE FILE 65-13017 FOR
DETAILS.
SEE NOS. A65-07205A & A65-07205B.
1/9/95-CLAIM IS RECOMBINED DUE TO VISIT FROM WERNER HUCK ON
1/6/95. POD AND POJ ON LOT 7 WHICH IS OWNED BY HUCK AND HE IS
THE ONLY USER OF THIS RIGHT. L.R.W.

Audit: 03/30/98 LHARRIS 11/19/99 SVANHOFF

PAYETTE RIVER HOT SPRINGS

* garden valley, Idaho

SITUATED IN GOVERNMENT LOTS 1 & 2, SECTION 11, TOWNSHIP 8 NORTH, RANGE 3 EAST, BOISE MERIDIAN,
BOISE COUNTY, IDAHO

ROYLANCE ENGINEERING 1975

*

1916
Survey

g. Lot 1

g. Lot 2

1938
Survey (most recent info)

g. Lot 7

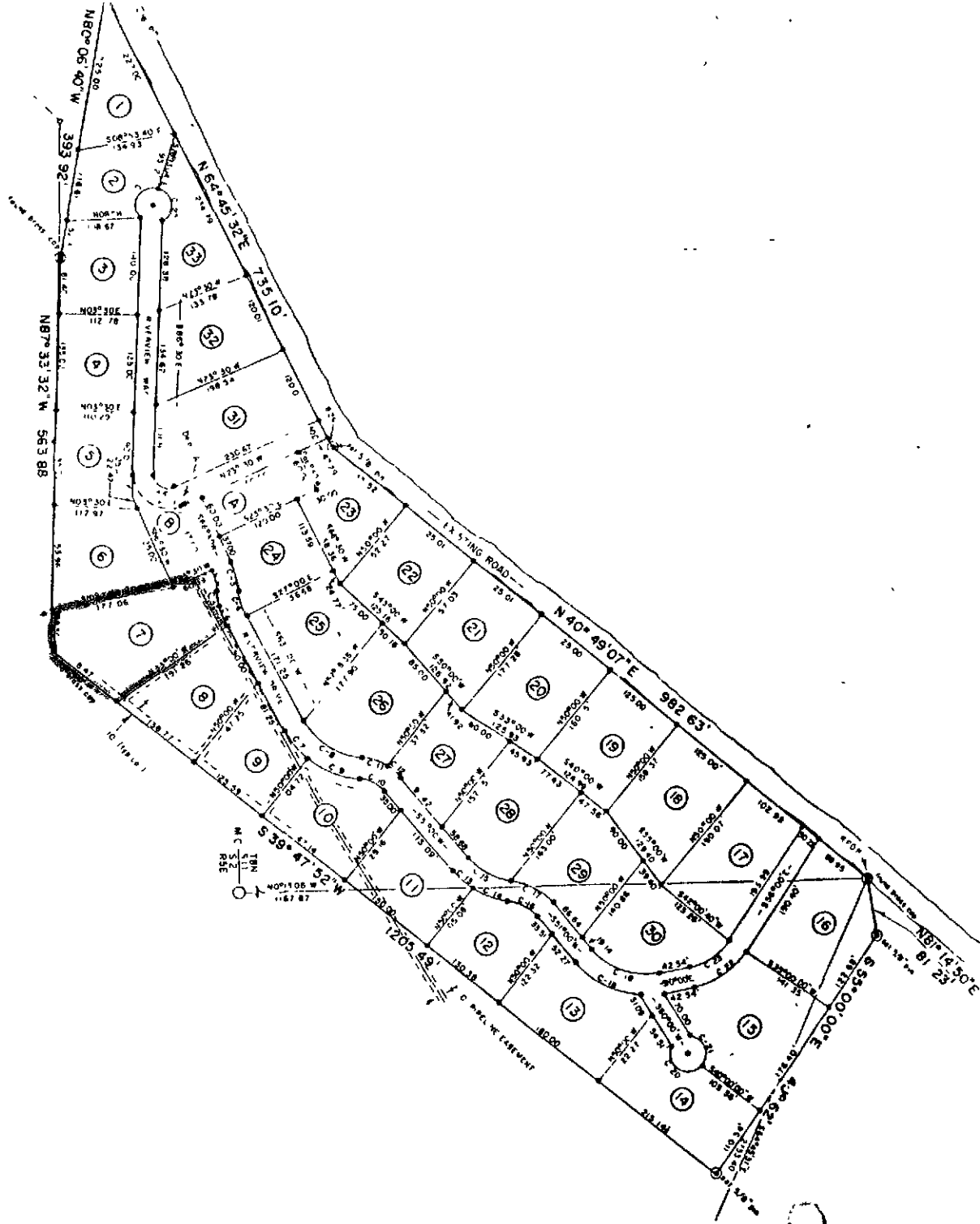
" " 8 and

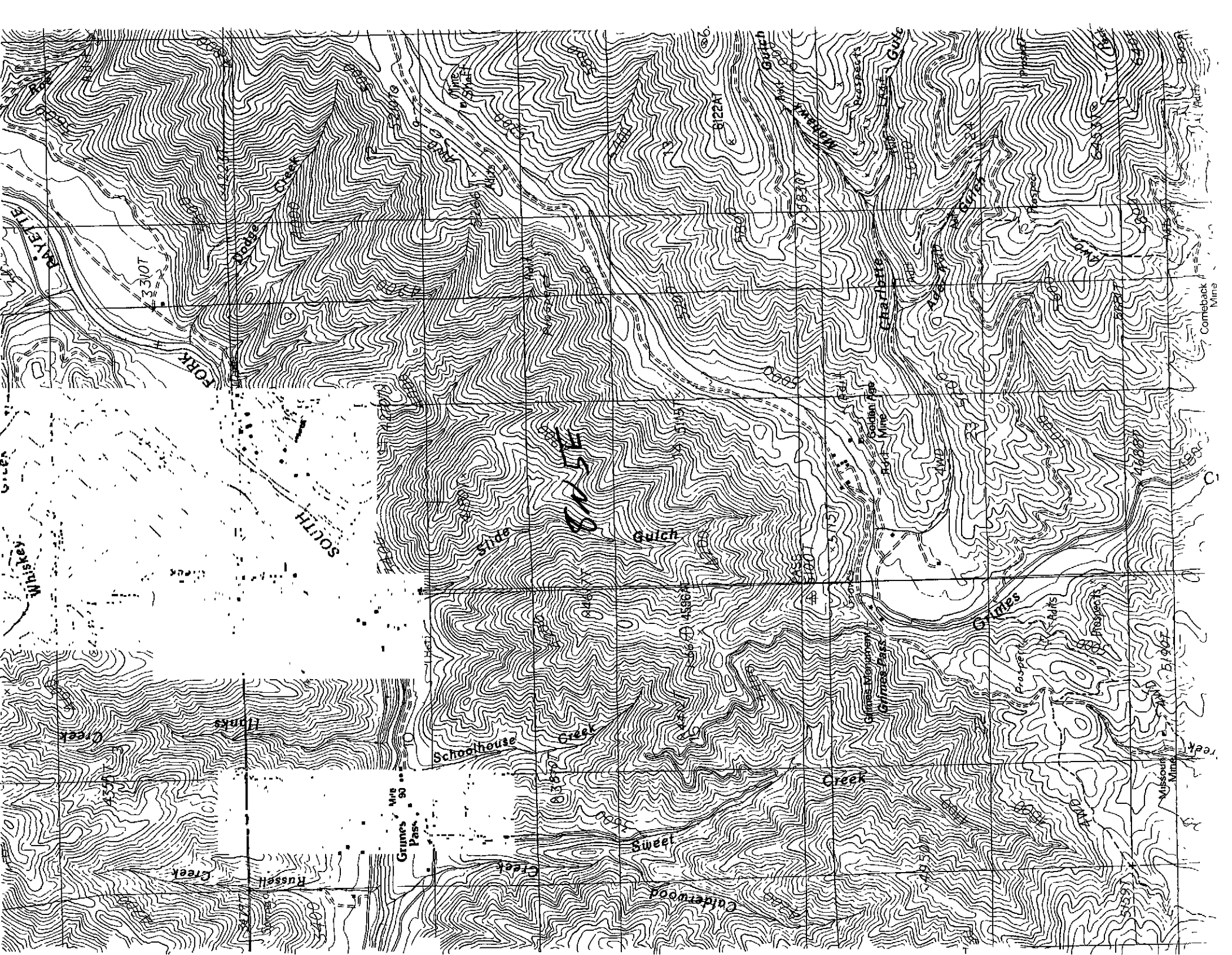
A.C.S. 404

See attached, fl 6/30/89

While this map is a photographic reproduction of that in
file in either the recorder's or surveyor's office the
company assumes no liability for variation of any with
another office survey

Mountain View Title, Inc.





AJ0749NP
No. R65-07205

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

DATE: 11/19/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WERNER HUCK 4111 SOUTH 1420 WEST SALT LAKE CITY UT 84123 (801) 268-1004	05/26/1971	DOMESTIC	01-01 12-31	0.020 CFS	
TOTAL DIVERSION:					0.020 CFS	

Water Source: WARM SPRINGS

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: LICENSE

Point(s) of Diversion: T08N R05E S11

NWNWNE

BOISE County

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	:
08N	05E	11	:			D														:

POU County: BOISE

Non-Irrigation Uses: D/1 HOUSEHOLD

Other Rights: 65-07206

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PROPERTY IS ALSO KNOWN AS LOT 7 BLOCK 1 PAYETTE RIVER
HOT SPRINGS SUBDIVISION.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

**Advanced
Clinical
Microbiology**

34 South 500 East
Suite 102
Salt Lake City
Utah 84102

(801) 355-4126
FAX. (801) 355-9869

acm

January 12, 1995

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section
State of Idaho
Dept. of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED

JAN 18 1995

WATER RESOURCES
WESTERN REGION

RE: Notice of Claim to a Water Right #A65-07205.

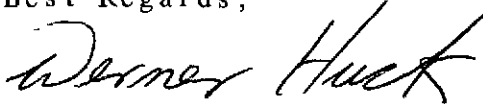
Dear Linda:

Thank you for your expeditious handling of ownership and name change for the above referenced water right.

I wasn't certain whether I needed to sign and return a copy of this form, therefore I did.

Should I need to do anything further, please notify me at (801) 355-4126.

Best Regards,



Werner Huck

MICROFILMED

OCT 21 1996

RECEIVED

JAN 18 1995

WATER RES. DIV.
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

Ident. Number: A65-07205
Date Received: 4/11/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WERNER HUCK 801-268-1004
Address: 4111 SOUTH 1420 WEST
SALT LAKE CITY UT 84123
2. Date of Priority: MAY 26, 1971
3. Source: WARM SPRINGS Trib. to: PAYETTE RIVER, SOUTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05E	11	NW	NW	NE		BOISE
5. Description of diverting works:
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/1 HOUSEHOLD
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05E	11	NW	NE		DOMEST	
11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
65-07206

14. Remarks:

DESCRIPTION OF DIVERTING WORKS:::

FREE FLOWING HOT SPRING TO BATH HOUSE

P.O.U. LOCATED IN LOT 7 OF THE PAYETTE RIVER HOT SPRINGS SUBDIV.
2 POD IN THE NW, NE1/4.

THIS CLAIM WAS PREVIOUSLY FILED BY WOLFF & OWENS; HOWEVER, THE
PAYETTE RIVER HOT SPRINGS CORP. HAS DISCUSSED THE FILINGS WITH
THE PREVIOUS FILER AND HAVE AGREED TO PUT THIS IN NAME OF
HOT SPRINGS ONLY.

9/27/89 BY STEVE LESTER: APPEARS FROM REVIEW OF APPLICATION
65-13017 THAT THIS SPRING IS AN UNNAMED ONE LOCALLY KNOWN AS HOT
SPRINGS OR WARM SPRINGS. ALSO APPEARS THAT SPRING IS IN LOT 8,
NENENW, S.11 OR POSSIBLY IN H.E.S. 404. SEE FILE 65-13017 FOR
DETAILS.

SEE NOS. A65-07205A & A65-07205B.

1/9/95-CLAIM IS RECOMBINED DUE TO VISIT FROM WERNER HUCK ON
1/6/95. POD AND POU ON LOT 7 WHICH IS OWNED BY HUCK AND HE IS
THE ONLY USER OF THIS RIGHT. L.R.W.

15. Basis of Claim: LICENSE

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): Werner Huck Date: 1/12/95

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 _____

MICROFILMED
OCT 21 1996

January 10, 1995

WERNER HUCK
4111 SOUTH 1420 WEST
SALT LAKE CITY UT 84123

Dear Mr. Huck:

In response to your visit to this office on Friday, January 6, and the information you submitted regarding the ownership of this property, I am enclosing a copy of Notice of Claim to a Water Right numbered A65-07205.

This claim represents the combination of claim numbers A65-07205A and A65-07205B back to the original licensed number and is now represented under your name only. We will contact you again once we begin the review process of claims in Boise county.

If you have any questions in regard to this information, please don't hesitate to contact me.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure: A65-07205

MICROFILMED
OCT 21 1996

COMMUNICATION DOCUMENTATION

Claim No. AG5-7205

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Linda Werner Date 1-10-95Contact Person(s) Werner HuckNature of Contact Ownership

Substance of Communication Mr. Huck came in to this office on Fri, Jan 6 to complete a chg of ownership. This claim was originally split as a result of a duplicate filing by John Carr & Owen's. Claimant indicated this spring & POU are on one property (his - lot 7) & is only used by him. He submitted warranty deed, quit claim deed, withdrawal form & chg. of ownership form to support this. Consequently, the "R" record created as a result of the split has been deleted & AG5-7205A & AG5-7205B have essentially been recombined back to original issued & claimed as AG5-7205.

MICROFILMED

OCT 21 1996

MEMO TO FILES

FILED in: 65-13017 State Office file
7/11/94

Summary of 7/8/94 conference to discuss problems:

Payette River Hot Springs, Inc. (home-owners assoc.) &
OWEN Bros. (formerly OWEN, OWEN & WOLFE; Wolfe sold
to Owen Bros.).

Hot Springs aka "Warm Springs".

Rights definitely from Warm Springs:

DECREED	65-07206	(see also A65-07206 A & B)
Permit	65-13017	(SRBA N/A, proof not filed yet)

Rights possibly from Warm Springs:

DECREED	65-07205	(see also A65-07205 A & B)
---------	----------	----------------------------

Appears highly doubtful if 65-13017 will be developed.
Proof due 11/1/94.

Possibly, new filing will replace permit if lapse occurs.

C: 65-07205 S.O. & Region files
65-07206 " "

*65-13017 Region file
A65-07205 A & B "
A65-07206 A & B "

MICROFILMED
OCT 21 1996

*except this, other files
just have copy of this
memo. SEE 65-13017 for
complete info if needed.

-JC

CONVERSATION MEMORANDUM

DATE 7/8/94FILE AGS-07205ANAME OF PARTY MRS. CARRAGS-07206AEMPLOYEE STEVE LESTER (relayed via Lori Graves)RE: OWNERSHIP CHANGE

Lori told me that Mrs. Carr called & said property was sold to Mr. Huck (4111 S 1420 W Salt Lake City UT 84123). Also said that SRBA change ownership forms already sent to new owner some time ago.

NO NEED for action - just a reminder to file that ownership has changed.

Original - 7205A

Copy - 7206A

MICROFILMED

OCT 21 1996

FROM Steve Lester

DATE

9/27/89

POOR ORIGINAL

TO Files

SUBJECT

A65-07205, A65-07206

During review of Application 65-13017, observed that Spring (a) in claims are probably the same as in appl appears that this is unnamed spring locally known as Hot or Warm Springs. Appears location of Spring (a) is Lot 8, NENE NW, S. 11 (or possibly within H.S.S 404. I entered this into in database today for claim.

SL

SIGNATURE

MICROFILMED

OCT 21 1996

POOR ORIGINAL

To File AG5-07206
From: Linda Werner
Date: 7-6-89

Bill Bailey, member of
Peyette Ridge Hot Springs,
Ione called me on

6-26-89.

The above water right is
split between the above corp.
& Zane, Lewis & Wolff. (Z.L.W.)

Mr. Bailey was concerned
because the members of
Z.L.W. have added a
pipeline to house for a
domestic use on approx. May-
1989. Said water flows to
house before it gets to
swimming pool resulting
in cooling of water. Also,
domestic pipeline installed
~~at~~ inadequate.
Flagged for field work.

MICHOFILMED

OCT 21 1996

POOR ORIGINAL

MEMO TO FILE

DATE: MAY 4, 1989
FROM: LINDA WERNER
SUBJECT: PAYETTE RIVER HOT SPRINGS ASSOC.
AMENDMENT TO A65-07205 AND A65-07206

AN ADJUDICATION CLAIM WAS PREVIOUSLY FILED ON 4/11/89 BY WOLF AND OWENS. THE PAYETTE RIVER ASSOC. CAME IN ON MAY 4, 1989 TO MAKE SOME AMENDMENTS TO SUCH FILING. CHANGES CONSIST OF DELETING NAMES OF WOLF OWENS FROM A65-07205 PUTTING IN PAYETTE RIVER HOT SPRINGS ASSOC. ON A65-07206 P.R.H.S.A. INCLUDED THEIR NAME WITH WOLF & OWENS SINCE THEY SHARE THIS RIGHT.

IN MAKING CHANGES IT WAS NOTED BY ASSOC. THAT THE DIVERSION FOR A65-07205 WAS IN WRONG AREA SO THIS CHANGE WAS MADE.

ON A65-07206 COMMERCIAL USE SHOULD NOT BE A USE ACCORDING TO COVENANTS OF THE ASSOCIATION. THEREFORE RECREATIONAL USE ONLY CLAIMED. THIS IS CONSISTENT WITH PREVIOUS LICENSE AS IS LOCATION. NO FEE CHARGED FOR EITHER OF THESE RIGHTS AS THEY WERE CONSISTENT WITH LICENSES.

THE NAME CHANGES WERE DISCUSSED WITH OWENS & WOLF AND WERE AGREED UPON.

MICROFILMED
OCT 21 1996

LAW OFFICES

ABS-07205B

G. LANCE SALLADAY
ATTORNEY AT LAW

for Owen, Owen & Wolff

PHONE (208) 345-5154
FAX (208) 338-1273
RES (208) 384-5799

TERRACE PLAZA
200 N 4TH ST SUITE 302
BOISE, IDAHO 83702

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OCT 21 1996

DO NOT
FILM

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Ed D. Andrus
Governor

Keith Higginson
Director

Statehouse Annex
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

August 17, 1973

Re: Permit Nos. 65-7205 & 65-7206

Mr. Lawrence Hettinger
3509 Crescent Rim Dr.
Boise, Idaho 83704

Dear Mr. Hettinger:

We acknowledge receipt of your affidavits submitted as proof of beneficial use for the above referenced permits.

A representative of the Department has made an examination of the works covered by these permits and has found the following:

Permit No. 65-7205

Quantity of water diverted: 0.02 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.02 cfs

The maximum quantity diverted shall not exceed 1.2 acre feet per year.

Beneficial use: Domestic purposes within the NW1/4NE1/4 Sec. 11, Twp. 8 N, Rge. 5 E, B.M.

Point of diversion: NW1/4NE1/4 Sec. 11, Twp. 8 N, Rge. 5 E, B.M. Source: Warm Springs

Priority date established: May 26, 1971

Permit No. 65-7206

Quantity of water diverted: 0.13 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.13 cfs

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Beneficial use: Green house and swimming pool purposes
within the NW1/4 NE1/4, NE1/4NW1/4 Sec 11, Twp 8 N,
Rge 5 E, B.M.

Point of diversion: NE1/4NW1/4 Sec 11, Twp 8 N,
Rge 5 E, B.M. Source: Warm Springs

Priority date established: May 26, 1971

If you do not concur with these findings, please advise us
within 10 days of the date of this letter; otherwise, water
licenses will be issued as set forth above.

Sincerely,

Bobby D. Fleenor

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

65 7207

MICRO. MEL
SEP 23 1992

DATE OF EXAM Aug 6, 1973

ACREAGE

Found 3

Recommended 3

Irrigation Requirement 3

ACFIAs

USE

Irrigation Q 0.02 c.f.s.

V 1.2

AF/Ann from 11/1

to 12/1

Domestic Q 0.02 c.f.s.

V 1.2

AF/Ann from 11/1

to 12/1

Livestock Q 0.02 c.f.s.

V 1.2

AF/Ann from 11/1

to 12/1

Is water committed? yes no

Name source

Twp N/S, R. 4

E.W. B.M., Sec 1

Sub. 1/4

County 1/4

Exchange? yes no ☒

Name source exchanged with

Twp N/S, R. 4

E.W. B.M., Sec 1

Sub. 1/4

County 1/4

Point of injection

Twp N/S, R. 4

E.W. B.M., Sec 1

Sub. 1/4

County 1/4

Point of exchange

Twp N/S, R. 4

E.W. B.M., Sec 1

Sub. 1/4

County 1/4

Total Q measured 0.02 c.f.s.

Method of measurement —

Total Q recommended 0.02 c.f.s.

Meter No. —

Type —

Condition —

Total V recommended 1.2 AF/Ann

Recommended Amendments

P.D. —

Place of Use —

Other —

None —

MEASUREMENT CALCULATION

SYSTEM DESCRIPTION:

3/4 HP Pump & Pressure System from Springs to House

REMARKS:

Examiner's Signature M. Clayton Brown

Date Aug 16, 1973

Checked by —

Date —

Approved by —

Date —

6615-7205 MICROFILMED

SEP 23 1992

OFFICE OF THE ATTORNEY GENERAL

Lawrence Haffinger, 5509 Crescent Drive

Boise, Idaho

DATE: MAY 26, 1971

Permit Application No.

65-7205

or permit to appropriate water

0.02

from the Warm Springs

of water from Warm Springs

means of a gravity system

in the NW 1/4, Sec. 11, T. 8N, R. 5E, B.M., Boise County

to be used from Jan. 1 to Dec. 31

domestic, and irrigation and heating of green house

in the NW 1/4, Sec. 11, T. 8N, R. 5E, B.M.

If issued, this permit will be subject to protest against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho 83707, on or before July 15, 1971

T. KEITH HIGGINSON

Director

Published in the Idaho World, Idaho City, Idaho

July 1

and

July 8, 1971

SEP 23 1992

OFFICE OF THE ATTORNEY GENERAL

STATE OF NEW YORK

IN SENATE

APPROVED

AND FOR THE SENATE

FILED

SEP 23 1992

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SEP 23 1992

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