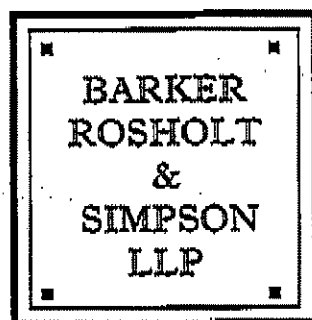


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FACSIMILE COVER SHEETDATE: 11/9/05Recipient's Fax: 208-287-6700RE: Sligo/2-86

CLIENT _____

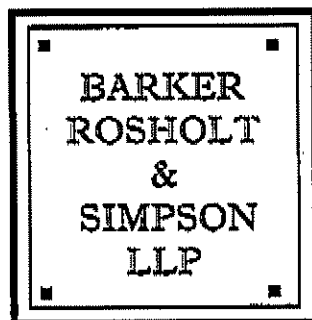
TO: Steve RobinsonFROM: Paul ArringtonNUMBER OF PAGES INCLUDING THIS COVER SHEET: 5

- ☐ Original will not be sent.
☒ Original will be sent by first class mail.
☐ Original will be sent by Federal Express.

MESSAGE: See Attached

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Paul L. Arrington
pla@idahowaters.com

November 9, 2005

Steve Robischon
Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

RE: Amended Affidavit for Water Right Claim 2-86 – Sligars Thousand Springs Resort

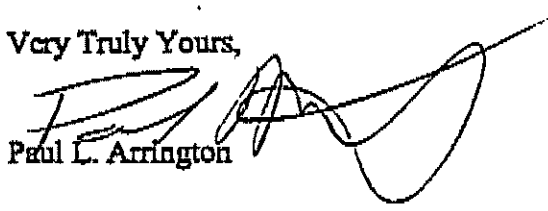
Dear Steve:

Thank you for advising me on the confusion regarding Water Right Claim 2-86. I have attached a signed copy of the Amended Affidavit of Margaret Sligar.

With this letter, we are amending the claim's priority date to April 30, 1961. As the attached affidavit of Margaret Sligar points out, this is the date that the Sligars began diverting and using the water. If we are able to discover evidence establishing an earlier priority date, we reserve the right to amend our claim in the future.

Thank you for your assistance in this process. If you need any further information, please let me know. I can be reached at the numbers above.

Very Truly Yours,


Paul L. Arrington

Cc: Jeannie Sligar, PLA

John R. Rosholt, ISB #1037
 Paul L. Arrington, ISB #7198
 BARKER ROSHOLT & SIMPSON LLP
 113 Main Ave. West 205 North Tenth St., Suite 520
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 Boise, Idaho 83701-2139
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Attorneys for Sligars Thousand Springs Resort

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

IN THE MATTER OF A NOTICE OF CLAIM
 TO WATER RIGHT 2-86 BY SLIGARS
 THOUSAND SPRINGS RESORT

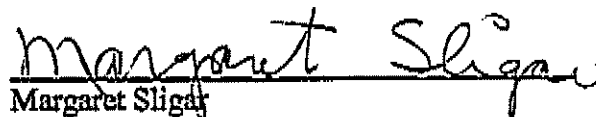
AMENDED AFFIDAVIT OF
 MARGARET SLIGAR

COMES NOW Margaret Sligar, being first duly sworn upon oath and states as follows:

1. I currently reside at 3552 East 4000 North, Kimberly, Idaho 83341 and make the following statement relative to water right 2-86 based upon my personal knowledge of the facts and circumstances set forth herein below.
2. I, along with William Sligar, my husband, and Jeannie Sligar, my sister-in-law, are partners and own Sligars Thousand Springs Resort ("the Resort"). On May 15, 1952, we purchased an old service station from Charles and Velma Emdy. After operating a restaurant on that site for three-years, we added a swimming pool, in 1955. We closed the restaurant in 1962 and have been operating the swimming pool with an adjacent park and campground ever since. The Resort is located in Township 8 south, Range 14 east, Section 8, in Twin Falls County approximately 5 1/2 miles east of Hagerman.

3. At the Resort, I am in charge of all daily operations and have been since we first purchased the property 1952. Because of this, I am very familiar with the historical and current water use pursuant to our water right claim.
4. The Resort began diverting and using the water for this claim in April of 1961. At that time, I participated in the installation of a pump on the Snake River behind the Resort. Since that time, we have used the water pumped from the river in a heat exchanger to cool the hot water that flows into our swimming pool at the Resort. The water then immediately flows back into the Snake River.
5. I have been personally responsible for the maintenance and repair of the pump. Generally, whenever the pump needed repairs, my husband and I would order the necessary parts and we would personally repair the pump.
6. In 1960, there was a fire at the Resort. Then, in May 1997, the Resort was flooded. The fire and flood destroyed a number of our records -- including documentation such as the original contract executed when we purchased the property and receipts for pumps and repair parts collected over the years.
7. Sligars Thousand Springs Resort has continuously used and relied upon the water from this well for over 50 years.

DATED THIS 9 day of Nov., 2005.

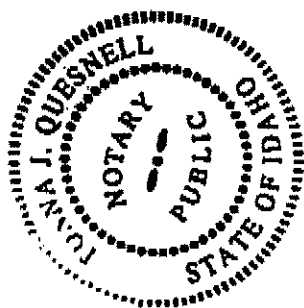

Margaret Sligar

STATE OF IDAHO

County of Twin Falls) ss.
)

On this 9 day of November, 2005, before me, a Notary Public for said County and State, personally appeared MARGARET SLIGAR, known or identified to me, to be the person whose name is subscribed to the within 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 IDAHOResiding at: Kimberly, IDMy commission expires: 09/28/11