

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 37-4369
Date Received: 8/22/1989
Receipt No: C005944
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SUN VALLEY LAND & MINERALS INC Phone: (208) 726-1868
PO BOX 1969
SUN VALLEY ID 83353

2. Date of Priority: 07/01/1939

3. Source: DEER CREEK Trib. to: BIG WOOD RIVER
DEER CREEK BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	17E	34	NW NE	BLAINE	
03N	17E	27	SW SE	BLAINE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
RECREATION STORAGE	01/01	12/31		102

7. Total Quantity Appropriated is:
102 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	17E	27	SW	SE	RECREATION STORAGE	
			SE	SE	RECREATION STORAGE	
03N	17E	34	NW	NE	RECREATION STORAGE	

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

The right holder shall accomplish the change authorized by this transfer within three (3) years of the date of this approval.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

After specific notification by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.

The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.

Use of water under this right may be affected by agreements between the protestants and the right holder.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.

Approval of this transfer is not a determination of the historical volume of water stored.

The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.

Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.

15. Basis of Claim: Beneficial Use

DE 11-6-00
UH

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: 37-4369
Date Received: 8/22/89
Receipt No:
Received By:

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

RECEIVED
NOV 06 2000
Department of Water Resources
Southern Region

1. Name of Claimant(s)

SUN VALLEY LAND AND MINERALS INC Phone: (208)726-1868
C/O DONNA R KELSEY
PO BOX 1959
SUN VALLEY ID 83353

2. Date of Priority: 12/19/1932

3. Source: DEER CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
03N	17E	27	SW SE	BLAINE

5. Description of diverting works:

DAM FORMING RESERVOIR. DAM IS KNOWN AS CLARENDON HOT SPRINGS DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
RECREATION STORAGE	1/01	12/31		143

7. Total Quantity Appropriated is:
143 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
03N	17E	27	SW SE	RECREATION STORAGE	
03N	17E	34	NW NE	RECREATION STORAGE	
			NE NW	RECREATION STORAGE	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

5/18/00, DJ: CLAIM AMENDED TO CORRECT STORAGE VOLUME OF APPROPRIATION AND REMOVE POWER STORAGE

15. Basis of Claim: Beneficial Use

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
Sun Valley Land & Minerals, Inc Title
Organization that I have signed the foregoing
document in the space below as President of
Sun Valley Land & Minerals, Inc Title
Organization and that the statements contained in the
foregoing document are true and correct. Lawrence Kelly
Signature of Authorized Agent
President, Sun Valley Land & Minerals Inc
Title and Organization
11-4-00
Date

State of Idaho)
County of BLAINE) SS.

Subscribed and sworn (or affirmed) before me this 4TH day
of November 2000

Kathleen X. Prewitt
Notary Public

Residing at HAILEY, IDAHO
My commission Expires 05.27.2003

RECEIVED

MAY 18 2000

Department of Water Resource
Southern Region

RECEIVED

MAY 23 2000

Department of Water Resource
Southern 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: A37-04369

Date Received: 8/22/1989

Receipt No: C005944

Received By: [Signature] 5/13/00

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SUN VALLEY LAND AND MINERALS INC 208-726-1868
Address: C/O DONNA R KELSEY
P.O. BOX 1959
SUN VALLEY ID 83353

2. Date of Priority: DEC 19, 1932

3. Source: DEER CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	17E	27	SW	SE			BLAINE

5. Description of diverting works:
DAM FORMING RESERVOIR. DAM IS KNOWN AS CLARENDON HOT SPRINGS DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
~~POWER STORAGE~~	~~01/01~~	~~12/31~~			~~143.00~~
RECREATION STORAGE	01/01	12/31			143.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 143.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STORAGE FOR RECREATIONAL USE, AESTHETIC USE ~~AND POWER PRODUCTION.~~ ORR

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	17E	27	NW	NE		REC S	
			NW	NE		POW S	<u>ORR</u>

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	17E	27	NE	NW	REC S	
			~~NE~~	~~NW~~	~~POW S~~	~~ack~~
			SW	SE	REC S	
			~~SW~~	~~SE~~	~~POW S~~	~~ack~~

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
LICENSE 37-2446

14. Remarks:

5/18/00, DJ: CLAIM AMENDED TO CORRECT STORAGE VOLUME OF APPROPRIATION.

15. Basis of Claim: BENEFICIAL USE

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 X 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
Sun Valley Land & Minerals, Inc. that I have signed the foregoing
 document in the space below as President of
Sun Valley Land & Minerals, Inc. and that the statements contained in the
 foregoing document are true and correct. Danar Kelsey

Signature of Authorized Agent

Title and Organization

5-18-2000
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of May 20 00

T. Douglas Jones
Notary Public

Seal

Residing at Buhl

My Commission Expires 8/8/2001

17. Notice of Appearance:

Notice is hereby given that I, JAMES P. SPECK will be
Print Name

acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature J. P. Speck

Address Speck & Associates, A Professional Corporation, P.O. Box 987, Ketchikan, ID 83540

Date 5/22/00

RECEIVED

MAY 18 2000

Department of Water Resources
Southern 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: A37-04369

Date Received: 8/22/1989

Receipt No: C005944

Received By: DF 5/12/00

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SUN VALLEY LAND AND MINERALS INC 208-726-1868
Address: C/O DONNA R KELSEY
P.O. BOX 1959
SUN VALLEY ID 83353

2. Date of Priority: DEC 19, 1932

3. Source: DEER CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	17E	27	SW	SE			BLAINE

5. Description of diverting works:

DAM FORMING RESERVOIR. DAM IS KNOWN AS CLARENDON HOT SPRINGS DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
~~POWER STORAGE~~	~~01/01~~	~~12/31~~			~~143.00~~
RECREATION STORAGE	01/01	12/31			143.00

7. Total Quantity Appropriated is:

C.F.S. (and/or) 143.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

STORAGE FOR RECREATIONAL USE, AESTHETIC USE AND POWER PRODUCTION. ARK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	17E	27	NW	NE		REC S	
			NW	NE		POW S	<u>ARK</u>

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	17E	27	NE	NW	REC S	
			~~NE~~	~~NW~~	~~POW S~~	ack
			SW	SE	REC S	
			~~SW~~	~~SE~~	~~POW S~~	ack

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
LICENSE 37-2446

14. Remarks:
5/18/00, DJ: CLAIM AMENDED TO CORRECT STORAGE VOLUME OF
APPROPRIATION.

15. Basis of Claim: BENEFICIAL USE

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 X 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 the United States of America
Title

San Carlos Land & Minerals, Inc. that I have signed the foregoing
Organization document in the space below as President of

Sun Valley Land Minerals, Inc. and that the statements contained in the foregoing document are true and correct. Thomas Kelsch

Damar Kelsy
Signature of Authorized Agent

President
Title and Organization

55-18-2000
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of May 20 00

T. Douglas Jones
Notary Public

Seal

Residing at Buhl

My Commission Expires 8/8/2001

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
Print Name

acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

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 THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: [REDACTED]
Date Received: 8/22/1989
Receipt No: C005944
Received By: [REDACTED]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUN VALLEY LAND AND MINERALS, INC. 208-726-1868
Address: C/O DONNA R. KELSEY
P.O. BOX 1959
SUN VALLEY, ID 83353

2. Date of Priority: DEC 19, 1932

3. Source: DEER CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	17E	27	SW	SE			BLAINE

5. Description of diverting works:
DAM FORMING RESERVOIR. DAM IS KNOWN AS CLARENDON HOT SPRINGS DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
POWER STORAGE	01/01	12/31			80.00
RECREATION STORAGE	01/01	12/31			80.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 80.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STORAGE FOR RECREATIONAL USE, AESTHETIC USE AND POWER PRODUCTION.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	17E	27	NW	NE		REC S	
			NW	NE		POW S	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	17E	27	NE	NW		REC S	
			NE	NW		POW S	
			SW	SE		REC S	
			SW	SE		POW S	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
LICENSE 37-2446

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____, and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

MICROFILMED
FEB 24 1993

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): A-37-04100, A37-12160, A37-12159, A37-12158

[] Name and Address of Former Claimant(s): A37-04370, [REDACTED] A37-04368B
Interstate Investment Corporation

%law Offices

P.O. Box 2740

Hailey, Idaho, 83333

[] New Claimant(s): Sun Valley Land and Minerals, Inc.

C/O Donna R. Kelsey

[] New Mailing Address: P.O. Box 1959

Sun Valley, Idaho, 83353

New Telephone Number: (208) 726-1868

[] Does the change in ownership result in a splitting of the water right claimed? yes X no
If yes, then describe the portion of the water right that is now claimed by the new owner:

[] Attach proof of ownership

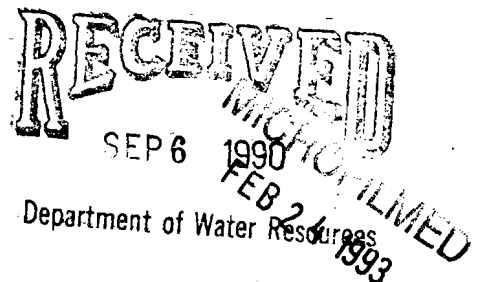
Describe proof attached:

(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 claimant.)

[] Signature of New Claimant(s):

Donna R. Kelsey
SVL-1

Date: September 4, 1990



CHANGE IN OWNERSHIP

Page 2

[] Signature of Former Claimant(s):

ITC
Donna Nelson, Pres

Date: September 4, 1990

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry *SF*

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

gpc 10/15/90 by return Oct. 17 letter received 10/23/90
added claim A37-02446 to change
gpc 10/24/90

After form has been completed, please return to the nearest IDWR office below:

WESTERN REGIONAL OFFICE

2735 AIRPORT WAY
BOISE, IDAHO 83705
(208) 334-2190

EASTERN REGIONAL OFFICE

150 SHOUP SUITE #15
IDAHO FALLS, IDAHO 83402
(208) 525-7161

STATE OFFICE

1301 N. ORCHARD ST.
STATEHOUSE MAIL
BOISE, IDAHO 83720
(208) 327-7906

SOUTHERN REGIONAL OFFICE

222 SHOSHONE STREET EAST
TWIN FALLS, ID 83301
(208) 734-3578

NORTHERN REGIONAL OFFICE

1910 NORTHWEST BLVD. SUITE 210
COEUR D'ALENE, IDAHO 83814
(208) 765-4639

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: A37-04369
Date Received: 8/22/1989
Receipt No: C005944
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: INTERSTATE INVESTMENT CORPORATION 208-788-2427
Address: C/O LAW OFFICES
P.O. BOX 2740
HAILEY, ID 83333

2. Date of Priority: DEC 19, 1932

3. Source: DEER CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	17E	27	SW	SE			BLAINE

5. Description of diverting works:
DAM FORMING RESERVOIR. DAM IS KNOWN AS CLARENDON HOT SPRINGS DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
POWER STORAGE	01/01	12/31			80.00
RECREATION STORAGE	01/01	12/31			80.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 80.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STORAGE FOR RECREATIONAL USE, AESTHETIC USE AND POWER PRODUCTION.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	17E	27	NW	NE		REC S	

A37-04369

Page 1

Date: 08/22/89

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	17E	27	NW		NE		POW S	
			NE		NW		REC S	
			NE		NW		POW S	
			SW		SE		REC S	
			SW		SE		POW S	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
LICENSE 37-2446

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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

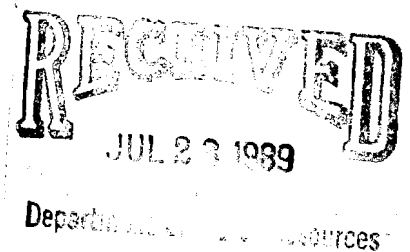
Ident. Number A37-04369

Date Received 8-22-89

Receipt Number 005944

0010090

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW



Please type or print clearly

1. Name of Claimant (s) Interstate Investment Corporation Phone (208) 788-2427

Mailing Address c/o Law Offices P.O. Box 2740 Hailey, Idaho Zip 83333

2. Date of Priority (Only one (1) per claim) December 19, 1932

3. Source of water supply (a) Deer Creek
which is tributary to (b) Big Wood River

4. a. Location of existing point of diversion is: Township 3N Range 17E Section 27,
1/4 of SW 1/4 of SE 1/4, Govt. Lot, B.M., County of Blaine

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Dam forming reservoir.

Dam is known as "Clarendon Hot Springs Dam"

MICROFILMED
FEB 24 1993

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Storage & use for Power purposes from Jan 1 to Dec 31 amount _____ or 80.0

For recreation purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) 80.0 (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Storage for recreational use, asthetic use and power production.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	17E	27		S			S										S		

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ()

14. Remarks:

COPY

MICROFILMED
FEB 24 1993

Interstate Investments Corp.
Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 37 4369
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President _____
of Interstate Investments Corporation _____, that I have signed the foregoing
document in the space below as President _____ of Interstate Investments Corp.
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent *Donna M. Oldham*
Title and Organization President, Interstate Investments Corp. Date _____

State of Idaho for _____)
County of Blaine _____) SS.

Subscribed and sworn (or affirmed) before me this 27 day of July 19 87

SEAL

Notary Public *Donna M. Oldham*

Residing at *Harley*

My Commission Expires *1991*

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

COPY

MICROFILMED
FEB 24 1993

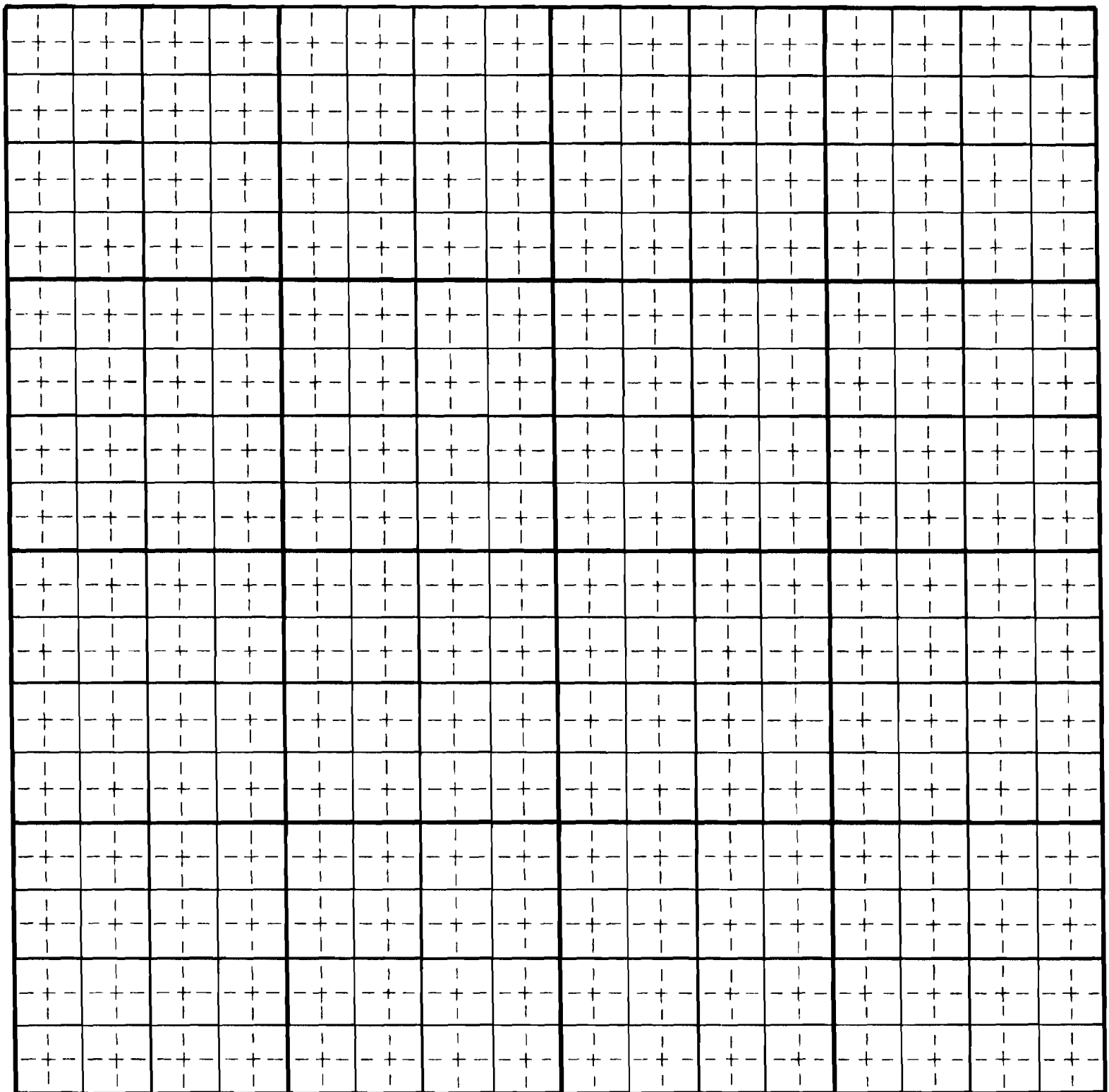
Last Name Interstate Investments Corp. Ident. Number _____

Copies White-State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

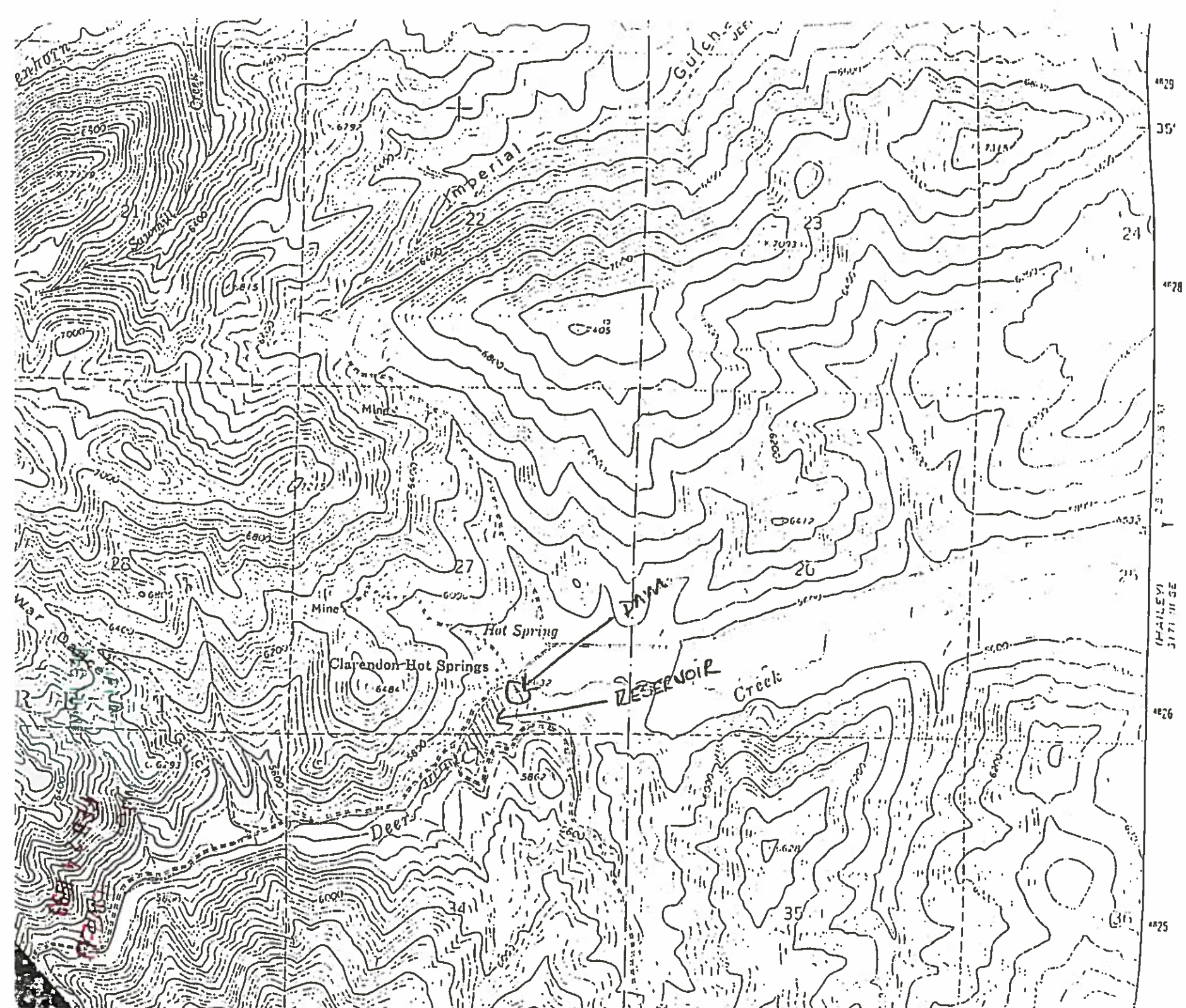
SEE ATTACHED MAP



MICROFILMED
FEB 24 1993

Last Name Interstate Investments Corp. Ident No: _____

Copies: White-State, Yellow-Claimant



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 _____
Date Received _____
Receipt Number _____

OCT 27 1988

Department of Water Resources
Southern Region Office

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

Please type or print clearly

1. Name of Claimant (s) Interstate Investment Corporation Phone (208) 798 2427
Mailing Address c/o Law Offices P.O. Box 2740 Hailey, Idaho Zip 83333

2. Date of Priority (Only one (1) per claim) May 21, 1934

3. Source of water supply (a) Deer Creek
which is tributary to (b) Big Wood River

4. a. Location of existing point of diversion is: Township 3N Range 17 E Section 27,
1/4 of SW 1/4 of SE 1/4, Govt. Lot, B.M., County of Blaine

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Dam forming resevior.

Dam Known as "Clarendon Hot Springs Dam"

MICROFILMED
FEB 24 1993

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Storage for purposes from Jan 1 to Dec 31 amount _____ or 80.0

For recreation purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) 80.0 (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Storage for recreational use and power production.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	17E	27															S		
				S			S												

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (X)

14. Remarks:

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FEB 24 1993

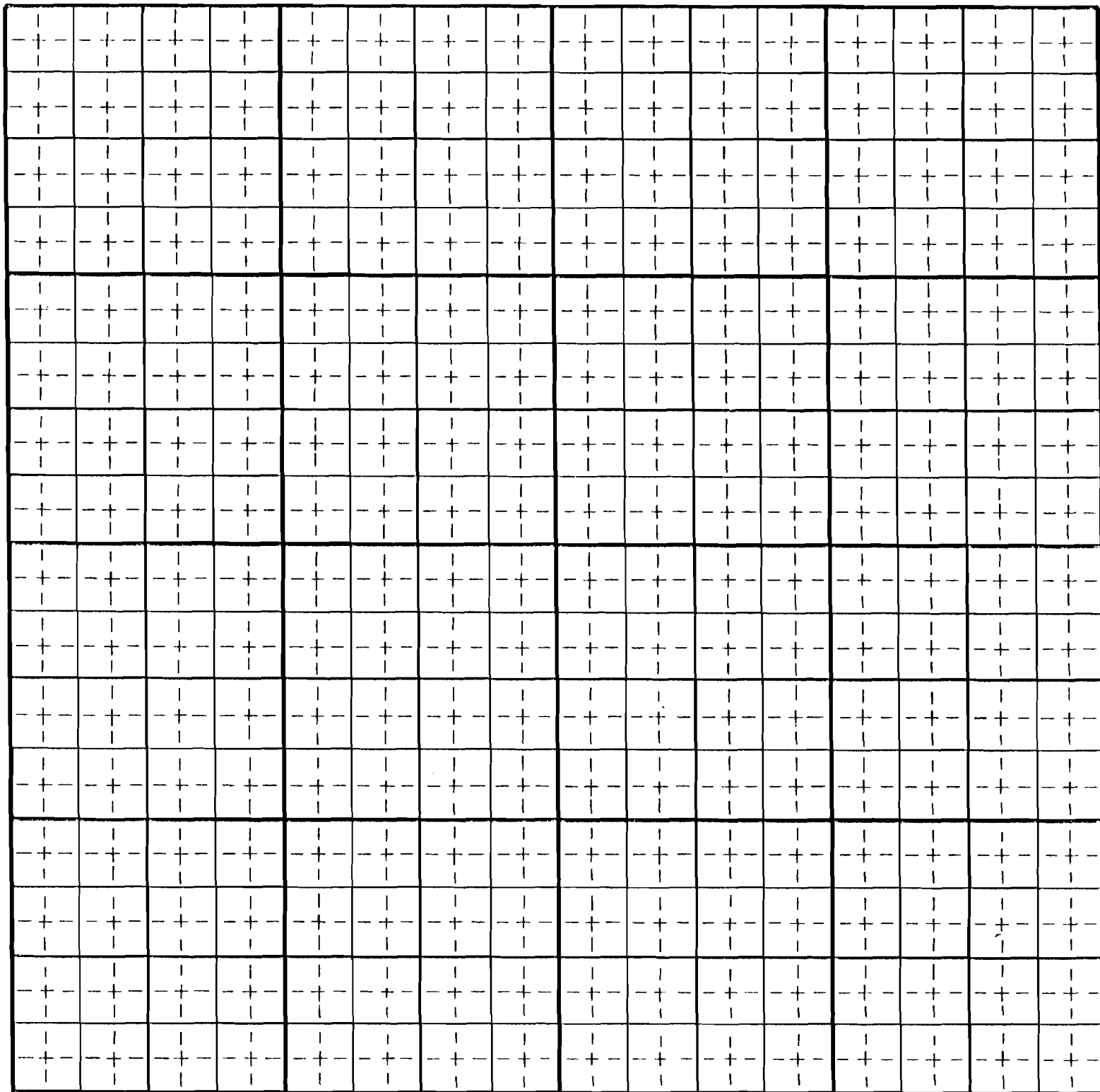
Last Name Interstate Inv. Co. Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

SEE ATTACHED MAP



Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

RECEIVED
FEB 24 1993

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 37 4369 and Lic. # 17762
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____
737-2446

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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President _____ Title _____
of Interstate Investments Corporation _____, that I have signed the foregoing
Organization
document in the space below as President _____ of Interstate Investment Corp.
Title _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Donna M. Adams
Title and Organization President, Interstate Investment Corporation Date 10-26-88

State of Idaho/or _____)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 26 day of October 19 88

SEAL

Notary Public Donna M. Adams

Residing at Hailey

My Commission Expires 1991

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Interstate Inv. Co Ident. Number _____

MICROFILMED
FEB 24 1993

Copies White-State, Yellow-Claimant

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 A37-04369Date Received 4-28-89

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 28 1989

No \$ enclosed
Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Interstate Investment Corporation Phone (208) 788-2427Mailing Address c/o Law Offices P.O. Box 2740 Hailey, Idaho Zip 833332. Date of Priority (Only one (1) per claim) December 19 19323. Source of water supply (a) Deer Creekwhich is tributary to (b) Big Wood River4. a. Location of existing point of diversion is: Township 3N Range 17E Section 27,1/4 of SW 1/4 of SE 1/4, Govt. Lot, B.M., County of Blaine

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

1/4, Govt. Lot B.M., County of5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Dam forming reservoir.Dam known as "Clarendon Hot Springs Dam"

RECEIVED
FEB 24 1993

(acre feet)

For _____ purposes from _____ to _____ amount _____ or _____

8. Total consumptive use claimed is _____ acre feet per annum.

10. Description of place of use:

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

Total number of acres irrigated

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. or None (☒)

14. Remarks:

Copies: White -State, Yellow-Claimant

MICROFILMED
FEB 24 1993

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 37 4369
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s) 737-2446
(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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President _____
Title
of Interstate Investments Corp. _____, that I have signed the foregoing
Organization
document in the space below as President _____ of Interstate Investment Corp.
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization President, Interstate Investment Date _____
Corporation

State of Idaho/or _____)
County of _____) SS.

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

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

17. Notice of Appearance:

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of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Interstate Inv. Co. Ident. Number _____

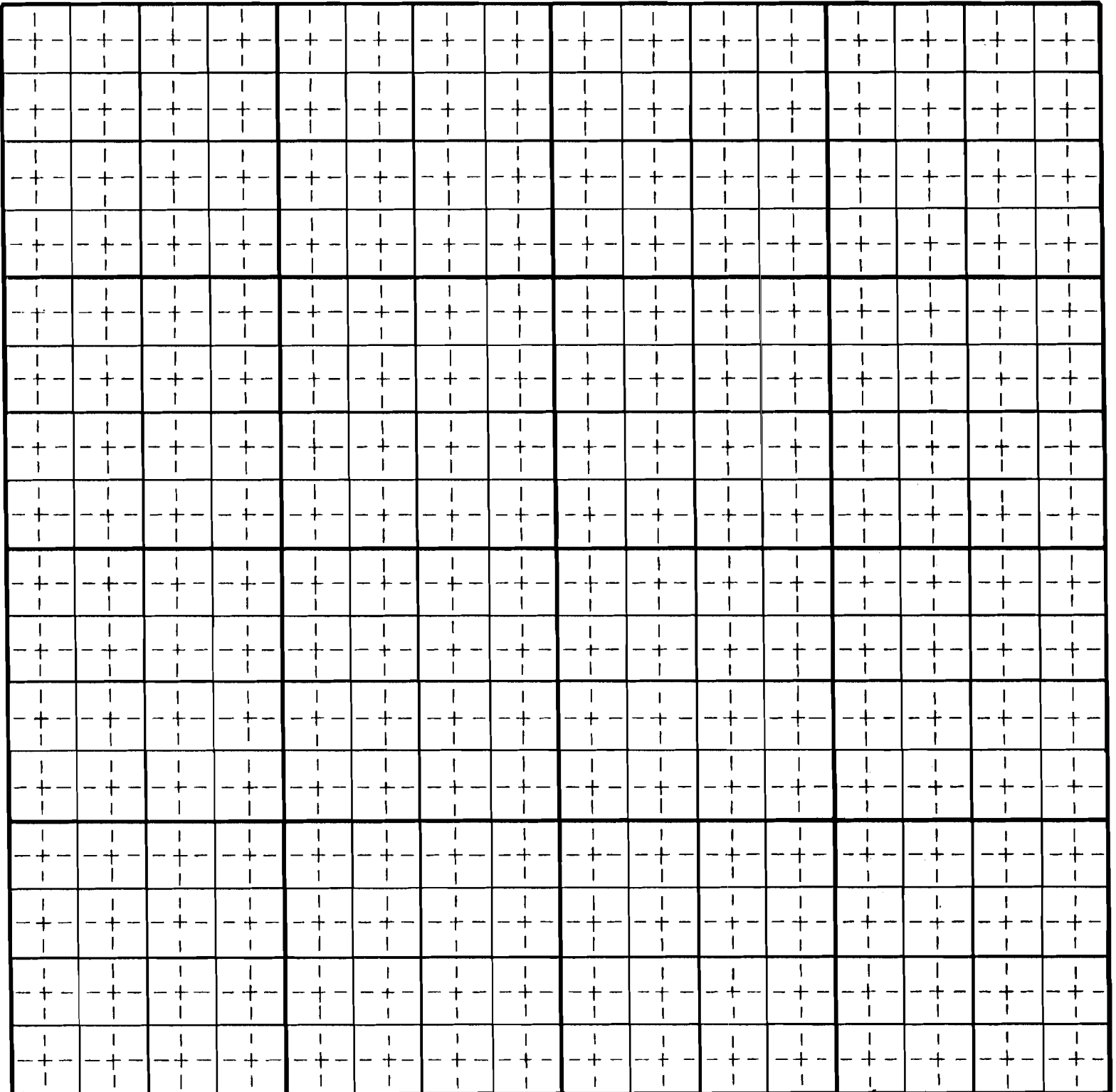
MICROFILMED
FEB 24 1993

Copies White-State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

SEE ATTACHED MAP



MICROFILMED
FEB 24 1993

Interstate Inv. Co.
Last Name _____

Ident No. _____

Copies: White-State, Yellow-Claimant

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

Date Received

Receipt Number

NOTICE OF CLAIM

TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Interstate Investment Corporation Phone (208) 798 2427
Mailing Address c/o Law Offices P.O. Box 2740 Hailey, Idaho Zip 83333
2. Date of Priority (Only one (1) per claim) May 21, 1934
3. Source of water supply (a) Deer Creek
which is tributary to (b) Big Wood River
4. a. Location of existing point of diversion is: Township 3N Range 17E Section 27,
1/4 of SW 1/4 of SE 1/4, Govt. Lot, B.M., County of Blaine
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Dam forming resevoir.
Dam Known as "Clarendon Hot Springs Dam"

MICROFILMED
FEB 24 1993

6. Water is claimed for the following poses:

(both dates are inclusive)

(cfs)

(acre feet)

For storage for _____ purposes from Jan 1 to Dec 31 amount or 80.0

For recreation purposes from to amount or

For nothing below \$250 purposes from 1/1/01 to 12/31/01 amount gratified for buy it

For _____ purposes from _____ to _____ amount _____ or, to collect

7. Total quantity claimed (a) _____ (cfs) and/or (b) 80.0 (acre feet)

8. Total consumptive use claimed is 2.95 acre-feet per year acre feet per annum. If joints are not

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Storage for recreational use and power production.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes x No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. or None (X)

14. Remarks:

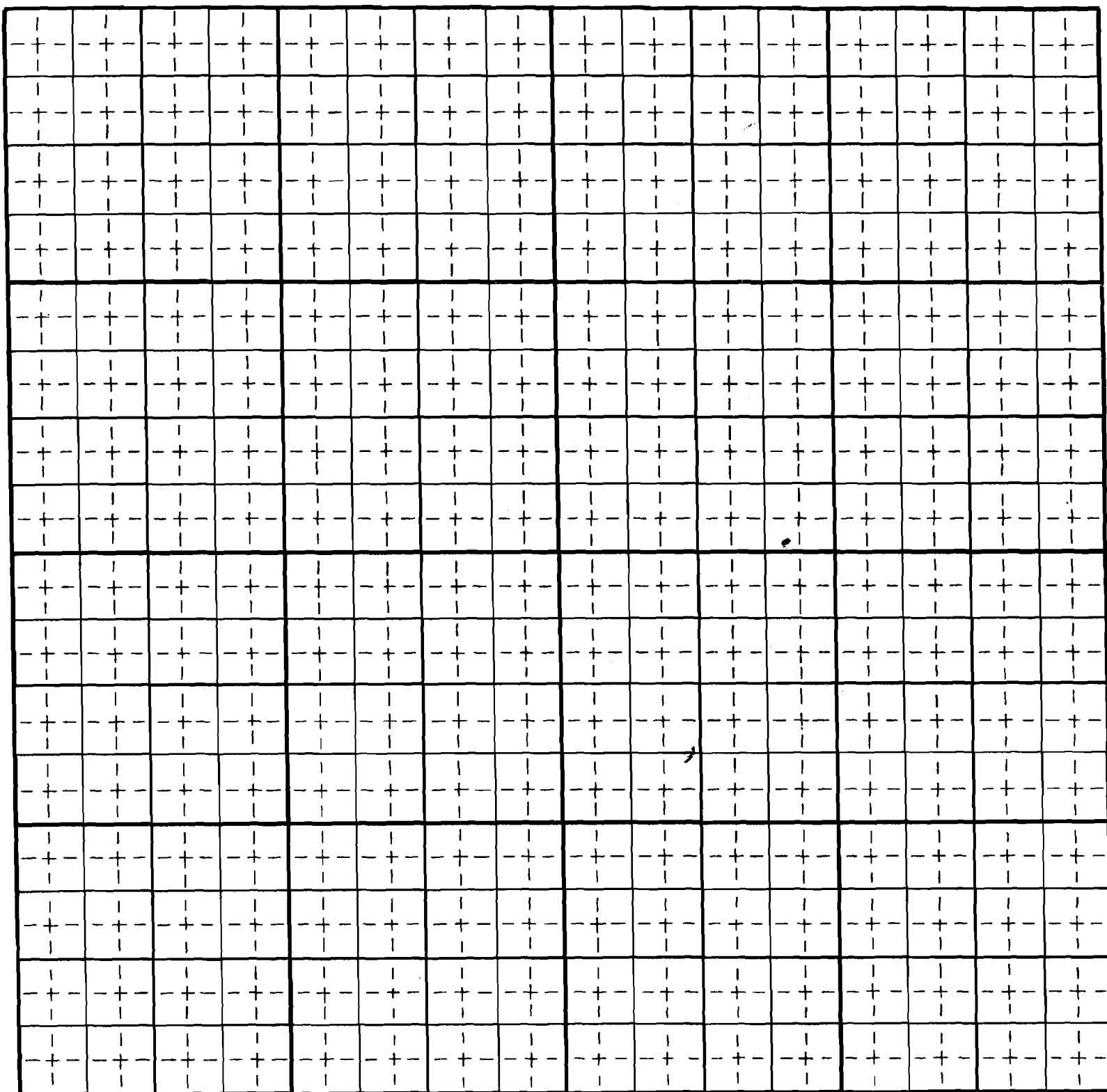
Last Name Interstate Inv. Co. Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the place of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

SEE ATTACHED MAP



Last Name _____ Ident No. _____

MICROFILMED
FEB 24 1993
Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) ☒ Special Use ☐ Posted Notice ☐ Easement ☐ Permit ☐ Decree

If applicable provide IDWR Water Right Number 37 4369 and Lic. # 17702

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

737-2446

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 1

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Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President

Title

of Interstate Investments Corporation, that I have signed the foregoing

Organization

document in the space below as President of Interstate Investments Corp.

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Donna M. Adams

Title and Organization President, Interstate Investment Corporation Date 10-26-88

State of Idaho/or _____)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 26 day of October 19 88

Notary Public Donna M. Adams

Residing at Hailey

My Commission Expires 1991

Please Print Name

17. Notice of Appearance:

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Signature _____

Address _____

Date _____

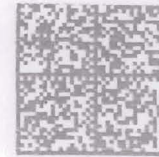
Last Name Interstate Inv. Co Ident. Number _____

Copies White-State, Yellow-Claimant

RECORDED
FEB 24 1993

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

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0004389393
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RECEIVED
MAR 13 2007
DEPARTMENT OF
WATER RESOURCES

37-43683
37-2446
37-4100

37-4369
37-21614
37-22127
37-22128

SUN VALLEY LAND & MINERALS INC
PO BOX 1959
SUN VALLEY ID 83353

01/30/2007

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

RIGHT NUMBER: 37-4369

NAME AND ADDRESS: SUN VALLEY LAND & MINERALS INC
PO BOX 1969
SUN VALLEY ID 83353

KKC

SOURCE: DEER CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 102.000 AFY

The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

PRIORITY DATE: 12/31/1949

POINT OF DIVERSION:

T03N R17E S27 SESWSE Within BLAINE County

T03N R17E S34 NWNWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION STORAGE	01/01 12/31	102.00 AFY

PLACE OF USE: RECREATION STORAGE in BLAINE County

T03N R17E S27	SWSE	T03N R17E S27	SESE
T03N R17E S34	NWNE		

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within three (3) years of the date of this approval.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

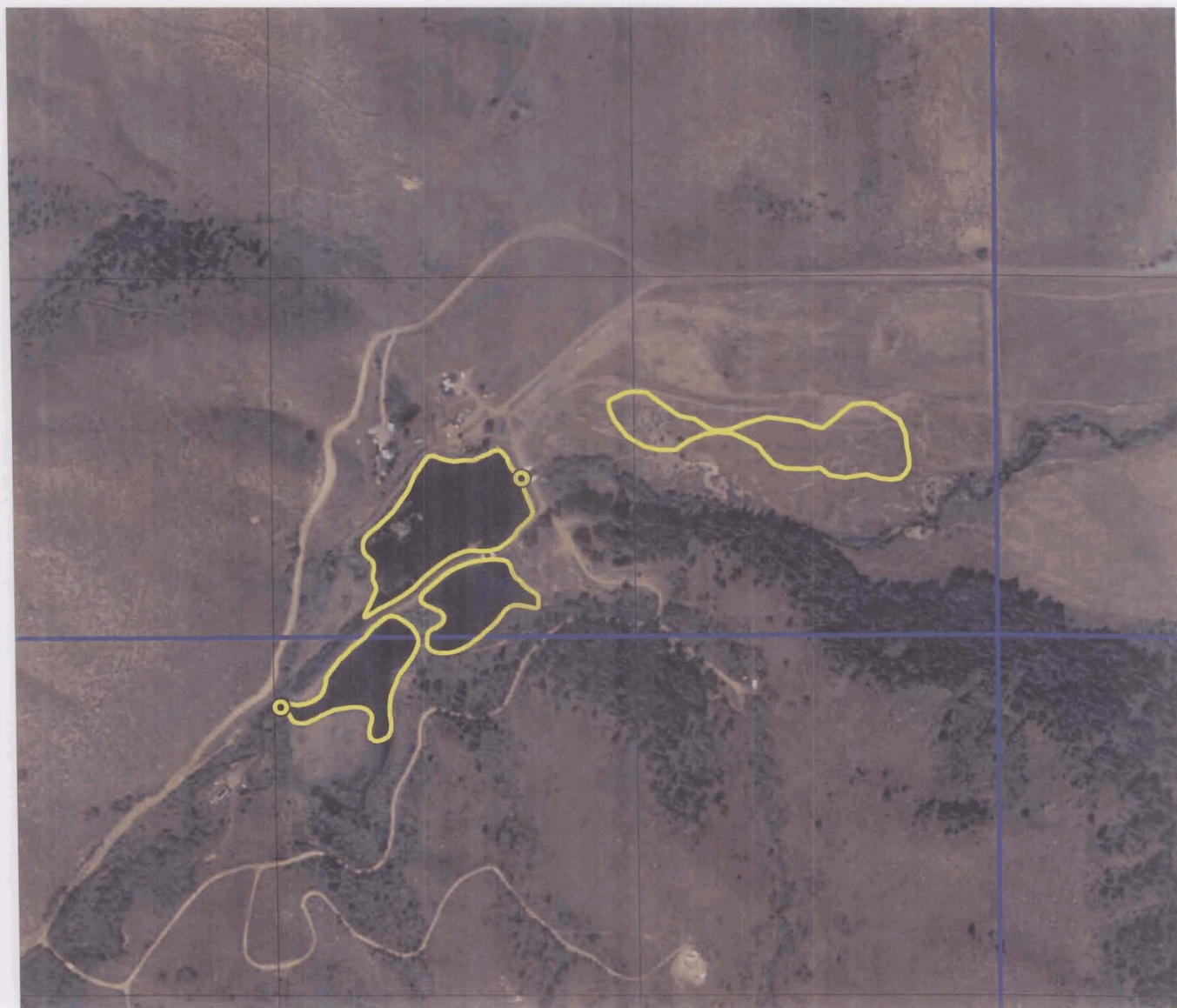
Approval of this transfer is not a determination of the historical volume of water stored.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of water under this right may be affected by agreements between the protestants and the right holder.

Idaho Department of Water Resources

**RECOMMENDED PLACE OF USE FOR
37-2446, & 37-4369,**



1320 0 1320 2640 3960 Feet

PLACE OF USE

TWP 3N, RNG 17E, SEC 27 & 34

Data entry on January 30, 2007

-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **TOWNSHIP LINES**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**



LOCATION IN BASIN

**GIS PLACE OF USE PRESENTATION
2004 AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN**



Investigator's Notes

File: A37-4369
Name: Donna Kelsey and Jim Stone dba Sun Valley Land and Minerals Inc.
Investigator: Robin Wells
Field Date: August 26, 2005

To Reach: At the north end of In Hailey, Idaho beginning from the stop light on McKarcher, proceed north on Highway 93 2.3 miles to Deer Creek Road. Turn west and drive 4.8 miles to the Clarendon Hot Spring Ranch headquarters on the south side of the road.

Jim Stone (309-1359) and Donna Kelsey (726-4113) were on site the morning of August 26th, 2005. Also on site was custodian "Cam Hair" (578-0014) who lives on the Clarendon Hot Spring Site. After documenting the hot well sites on the ranch, Investigator Wells proceeded to the stream-supplied claim on Deer Creek adjacent to the ranch headquarters.

The photo supplied in file A37-4369 shows a proposed layout of constructed ponds. From a vantage point above the ranch headquarters Photo 19 looks east and down Deer Creek, three ponds are visible. Pond #3 and the dam are in the foreground and pond 4 and 5 in the distance.

Photo # 20 shows the west end of Pond 3 in the foreground. Pond #1 may be seen on the right (west), and Pond #2 is in left above Pond #3. Between Pond #1 and Pond #2 that are in series, there is a dike on which a service road lies. The detail particularly between Pond #3 and the series ponds of -2 and -1 are not clear in the photos. Investigator Wells, walked the shore lines with a GPS unit and recorded the shoreline of all five ponds; shape files may be generated from those data points. The details of those circuits follow:

Pond #3 circuit begins with GPS #33 and includes through GPS #65 with close on GPS #33. The Pond #3 control structure that supplies Pond #4 (below the dam) is at GPS #40. The overflow from hot water use at ranch headquarters flows in Pond #3 at GPS site #48. Warm water from an unused hot spring flows into Pond #3 at GPS #53. The north side of control structure for stream inflow from Deer Creek to Pond #3 is at GPS #57. GPS#58 through 65 defines the south side of Pond #3. GPS #33 and #65 are on either sides of the concrete control structure for the flow from Pond #2 to Pond #3.

Pond #2 circuit (north side) begins at GPS #68 and breaks at the control structure between Pond #1 and #2 at GPS #76. The north side of Pond 1 is outlined between GPS #77 and GPS #84 and closes with GPS #58 where the south side of the control structure on Deer Creek lies (common with Pond #3).

Pond #1 circuit (south side) begins at GPS #76, then continues from GPS #87 through GPS #98 (end of south west finger) then continues along the southwest side of Pond #1 between GPS # 103 to 116 with close on #58.

Pond #2 circuit continues on the south side of the control structure between Pond 1 and 2 and ends at the control structure between Pond 2 and 3. At GPS# 123, "Jim the Harp Creek" flows into Pond #2 (5gpm).

There was a capped well with a 12 inch casing at GPS #128.

There is buried pipe between the control structure on the dam (GPS #182) and the delivery of water to Pond 4. A plum of water disrupts the surface of Pond 4 and identifies the subsurface delivery point of water at the bottom of this pond. Pond #4 circuit begins with GPS #129 near the delivery point within the pond and ends with GPS 147 with close on GPS #129.

Pond #5 circuit begins with GPS #148 at the north side of the control between Pond #4 and 5, and breaks at the outflow of Pond #5 at GPS #164. There is a measurement structure (all flow from Pond 4 and 5) at GPS #166. The south side of Pond #5 begins with GPS #164 and continues with GPS #167 through 181 and close with GPS #148.

Again at the end of the day, Investigator Wells was referred to Dr. Charles Brockway for any further site information, including evidence of priority.

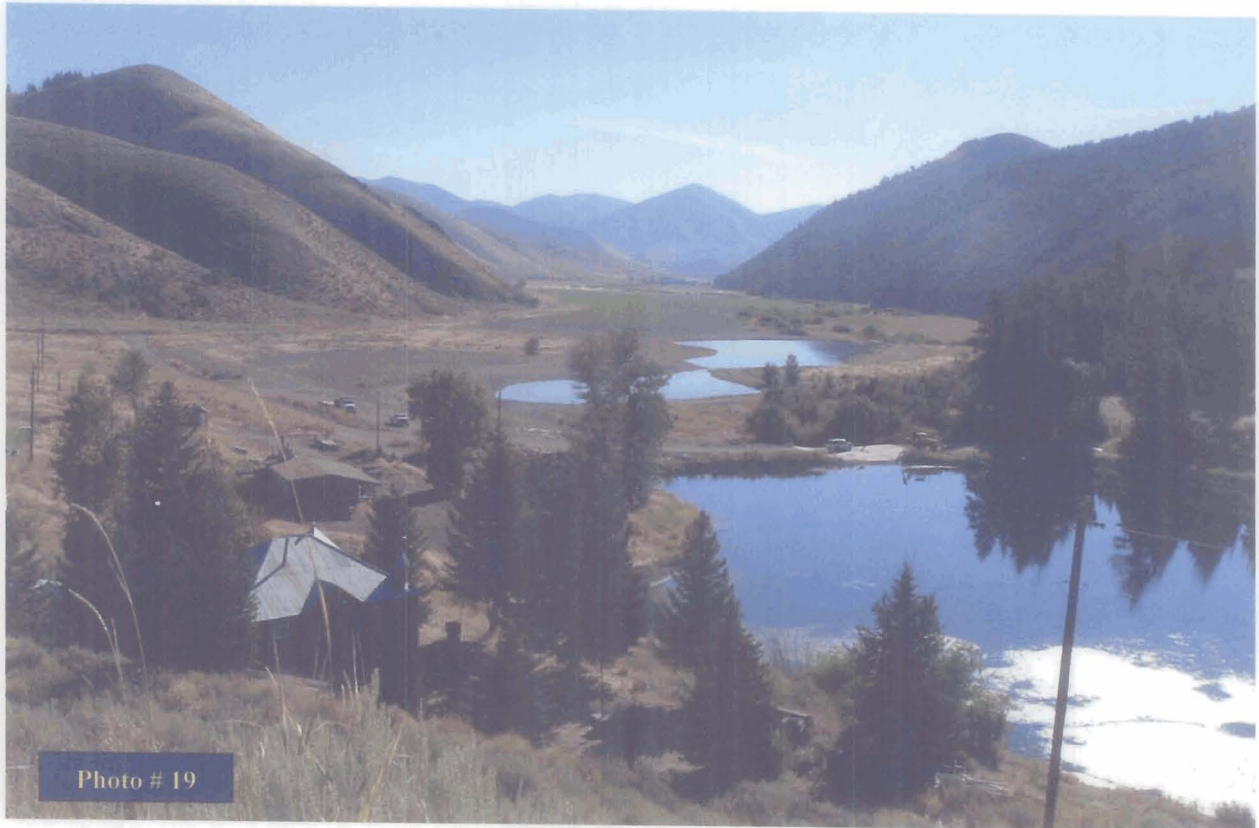


Photo # 19



Photo # 20



Photo # 21

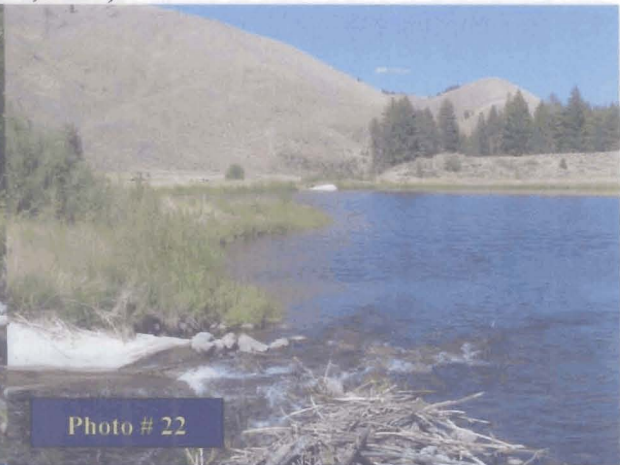


Photo # 22

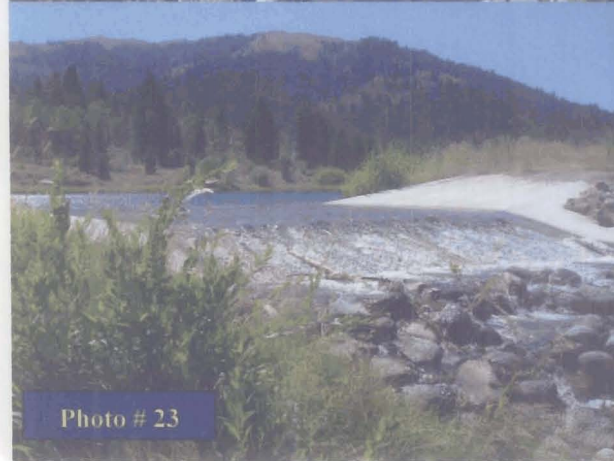


Photo # 23



Photo # 24

Photo #21 shows the rubble control structure at GPS#57 and 58 that diverts Deer Creek into Pond #1 and controls stream through-flow into Pond #3. Photo 22 shows concrete control structure between Pond #1 and Pond #2. Photo #23 shows concrete control structure between Pond #2 and Pond #3.

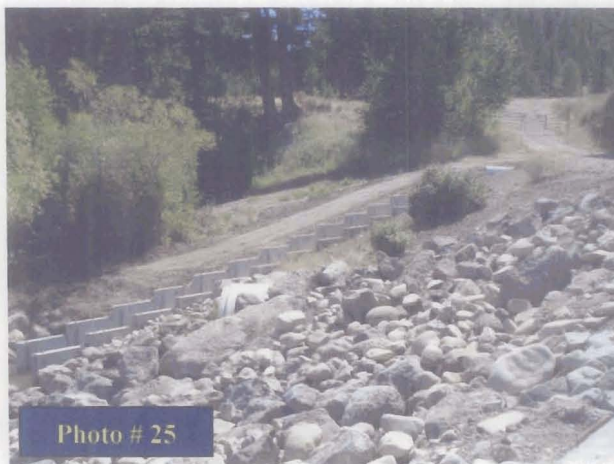


Photo # 25



Photo # 26

Photo #25 and #26 shows newly completed fish ladder on the south end of the dam. The main discharge through the dam is the concrete pipe next to the ladder.

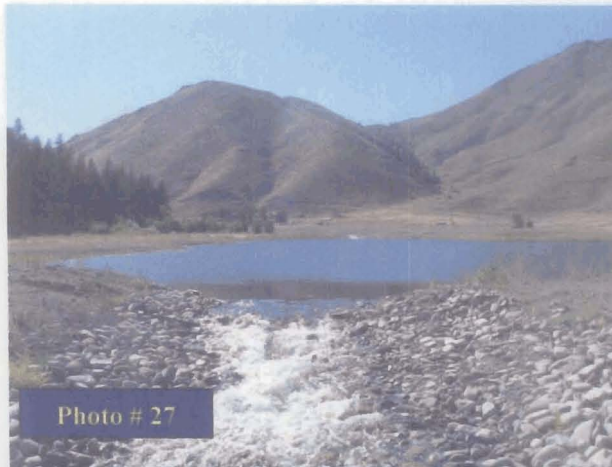
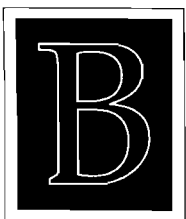


Photo #27 shows the discharge (no concrete) from Pond #5 in the foreground and from Pond #4 in the background. Photo #28 shows the water path from Pond #5 to a measurement flume and then Photo #29 shows discharge from the measurement flume into Deer Creek.



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

NOV 01 2006

DEPARTMENT OF
WATER RESOURCES

October 26, 2006

Erin Rotelle
Senior Water Resource Agent
IDWR – Boise
Sent: Via Fax (208) 287-6700

Re: Sun Valley Land and Minerals-Water Right Priority Dates
SRBA Claim: 38-4369

Dear Ms Rotelle,

Your letter of September 25, 2006 to Sun Valley Land and Minerals Inc requested evidence of priority dates for the water right claim based on beneficial use. On October 24, 2006 via e-mail you extended the time for submittal of the additional information to November 3, 2006.

This claim is for recreation storage for a reservoir built inconjunction with the hot springs resort which was in use at least around 1883-1890 . This resort was called Bolton Hot Springs during its early life and later named Deer Creek Hot Springs or Clarendon Hot Springs.

Claimed Priority Date is:

37-4369 July 1, 1939

We have researched the historical files of the Ketchum Library and archives of the local papers and would offer the following as evidence of priority dates for the use of the reservoir for recreation storage

1. Excerpts from "Hailey Idaho," publication by Hailey Commercial Club
 - a. Showing boaters on Clarendon pond circa 1890
 - b. Hotel (hot water heated) at Clarendon circa 1914
 - c. Reference to Bolton's Hot Springs (Clarendon) pre dam 1883, 1906
2. Newspaper article referencing Bolton Hot springs, aka Deer Creek Hot Springs, aka Clarendon Hot Springs, - Bath houses 1883
3. Photographs (2) of Hotel, 1914
4. Aerial photograph, Clarendon Hotel, pools, pond circa 1950

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

We could find no living people what could testify as to the 1939 or earlier water use but I believe the early photos and articles confirm that the 'Hot Springs' and reservoir were in use at that time. I interviewed Marjorie Morgan in July 2000. She is the daughter of Rubin Randall who owned the Clarendon Resort from 1949 to about 1961. She was able to recall considerable detail relative to the history and use of water on the property and confirmed the use of the reservoir and hot water for that period. She could not, however, confirm the use earlier than about 1949. .

I believe the enclosed information confirms the use of the reservoir for the claimed purposes on the priority date claimed. Please call me if you have questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'C E Brockway', written in a cursive style.

Charles E. Brockway, P.E.

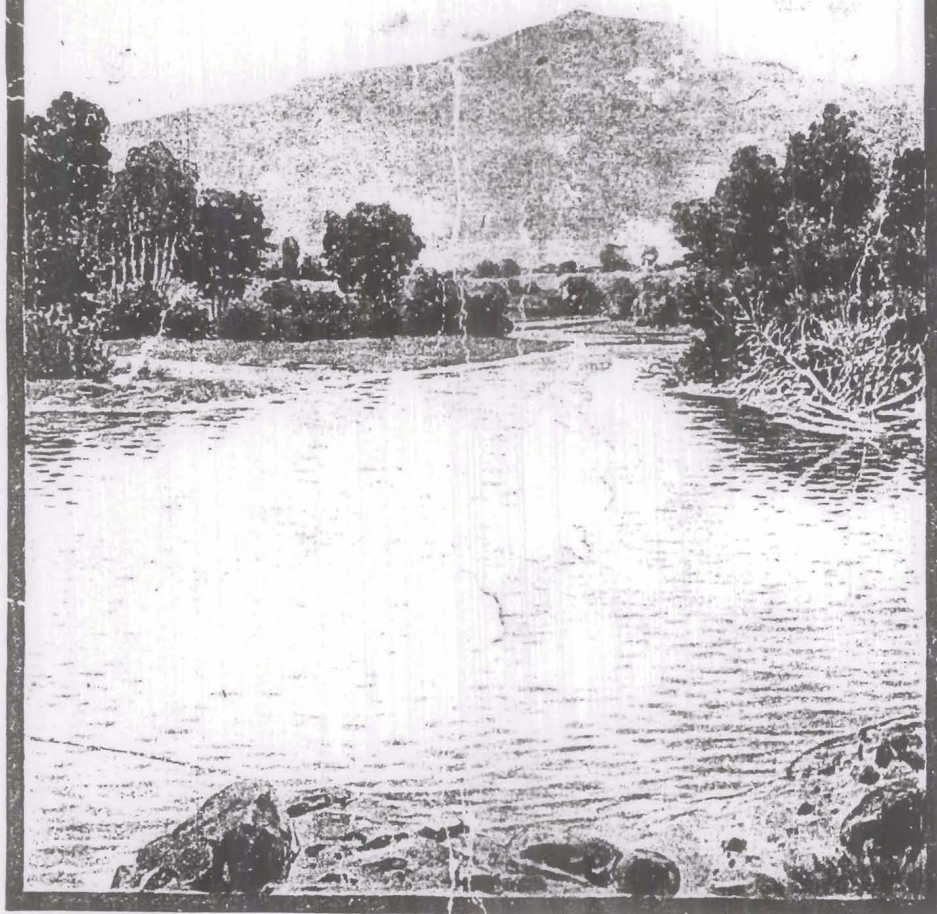
Enclosures

cc: Jim Stone & Donna Kelsey w/o Enclosures

RM-45 #6

~~Used Copy~~

HAILEY IDAHO

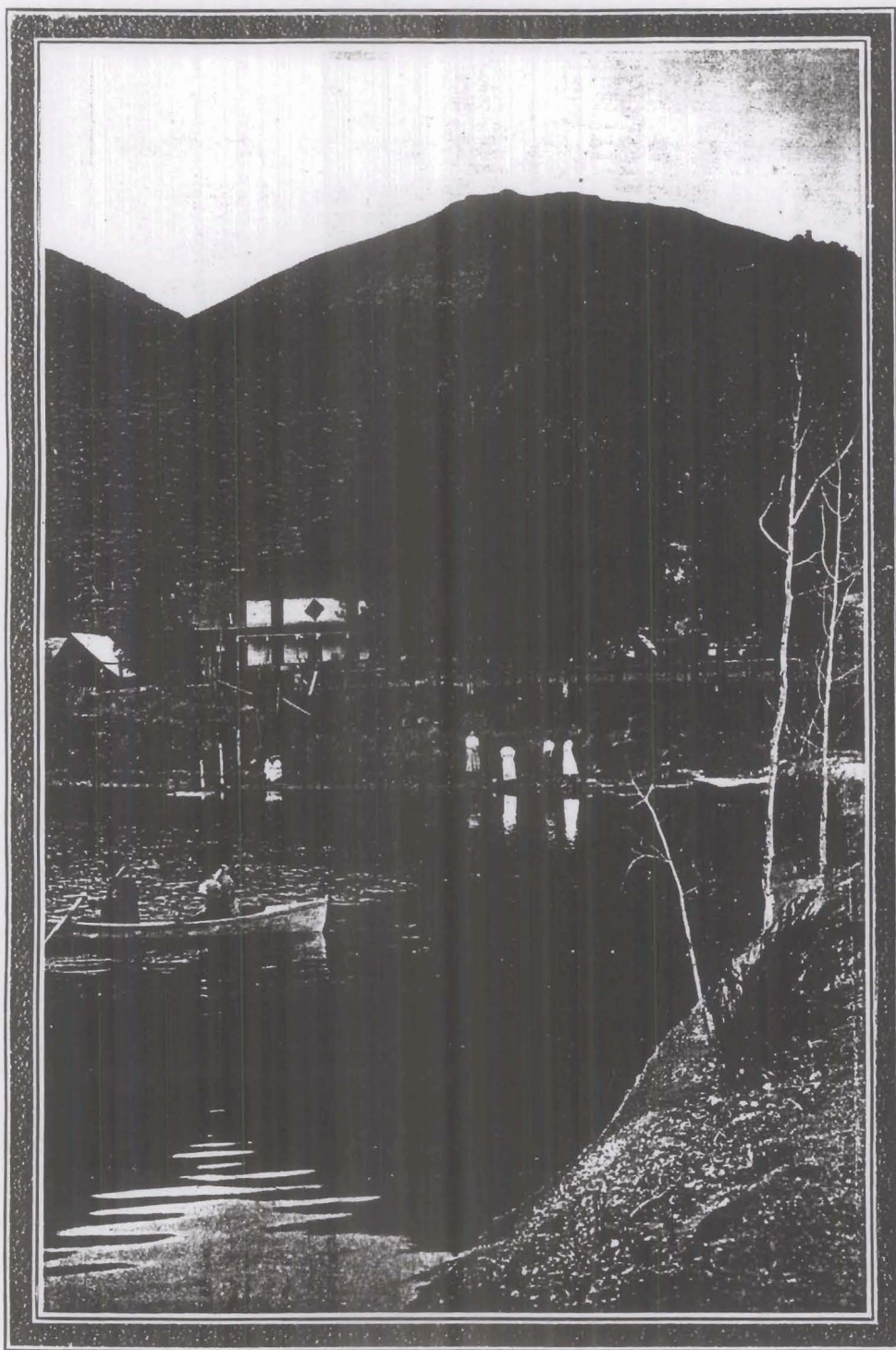


HAILEY

IDAHO



PUBLISHED
BY 
HAILEY
COMMERCIAL
CLUB 





Summer Cottagers at Hailey

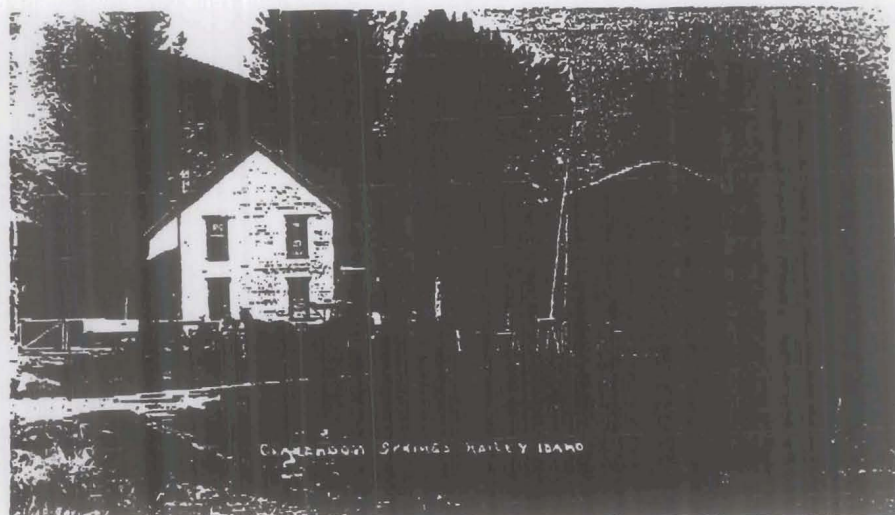
Knights of Pythias, Masons, Eagles, Modern Woodmen, Knights of the Maccabees, Woodmen of the World, and G. A. R. The Masons and Odd Fellows own buildings.

As a Health and Pleasure Resort

More than anything else, perhaps, Hailey needs a large modern hotel and sanitorium to be built on the site of the wonderful Clarendon Hot springs, located in the picturesque Big Wood River Valley a few miles up the river from Hailey. These springs pour out of the gulch at this point, and form a small lake at a gap in the hills, where a moderate amount of money and enterprise could found one of the most attractive and profitable health resorts in all the west. The site and everything necessary for such a commercial undertaking is there supplied by nature. The hot and health-giving waters are there in abundance. A great many people go to this place every month in the year to bathe in the crude bath house now conducted at the springs.

The use of Hailey hot spring waters has proved curative in cases of rheumatism, skin and blood diseases, nervous diseases and other ailments. Scientific analysis of





Valley Newspapers

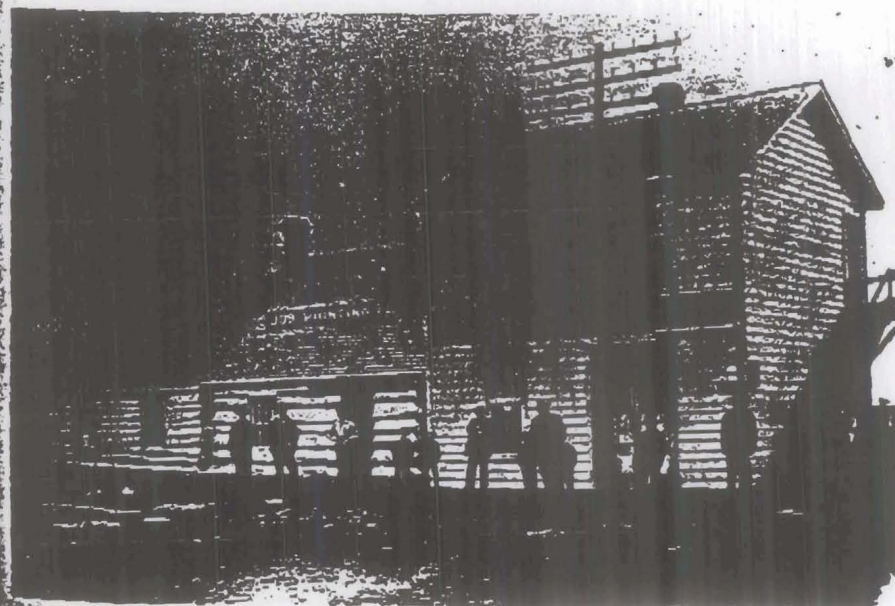
In the early 1880s, when mining activity reached its peak, competition among the Wood River Valley's newspapers grew fierce. Newspapers helped fuel the Valley's early development—and added to its chaos. Along with the lengthy advertisements that paid for their printing, the papers were filled with odd narratives and strong opinions. Editors were known to bully local businesses into advertising.

The most prolific of the Wood River towns, Hailey had for a time four daily newspapers and one weekly journal. Bellevue and Ketchum each had one daily and one weekly. During the next thirty years, the local papers changed ownership, folded, and merged—until 1919, when Prohibition dealt a crippling blow. The liquor advertisements that had supported the papers could no longer be sold.

C.H. Clay and a man named Harding started the *Wood River Miner*, a weekly paper, on May 6, 1881. A month later, Theodore E. Picotte published the first weekly edition of the *Wood River Times*, which one year later became the first daily paper in Idaho Territory. The *Times* first issued from a tent office, then from a log cabin with

Boaters at Clarendon Hot Springs, circa 1890. Residents used the pools here until well after World War II, when a private developer closed the public access. Courtesy Institute of the American West Collection, Regional History Department, The Community Library.

The hotel at Clarendon Hot Springs, as seen from Deer Creek Road, August 1914. Courtesy Environment West.



The Wood River Times building at the north end of Hailey in the early 1900s. This replaced the log structure Picotte built on the southwest corner of Main and Gray streets in 1882. Photo by Martyn Mallory, courtesy Hailey Public Library.

INTER OFFICE

MEMO

To: Jim
From: Judy
Subject: Research on Clarendon Hot Springs
Date: January 27, 1999

1/27/99 Community Library - Regional History Dept. 11:00-11:30

Looked through old files containing newspapers and clippings. There were references to Clarendon, also referred to as Bolton Hot Springs. I wrote down the file and page numbers, unfortunately many of the actual articles have disappeared, but the Library keeps the index in the hope that one day the "lost" articles will reappear.

#6	7 - 10	
	20 - 23	
#7	6 - 7	
	17 - 18	Bolton Ranch 1883 , Pre-dam
	29	Bolton's Hot Springs/Clarendon 1906

1/27/99 Community Library - Regional History Dept. 2:00 - 3:45

Pg.23	Just a mention of Clarendon
	OH (Oral History) 104 & 105 interview w/Charlotte Rice, read through transcript.
	OH 467 & 468 George Saviers, just a mention of Clarendon

Photos #330 Women on "beach", couple in row boat on lake at Clarendon
#1989 Photo of house and two women in yard. Dated 1914, no water visible
#1990 House from side, no water visible

Further information: Jim Eakin 788-4061 formerly Agricultural Extension Agent or Dale Mizer, 788-2903

1/28/99

Call Library, ask about using microfisch, get copy of photo.



Halley's Main Street in the 1890s.

Beside the mining, Wood River hot springs attracted attention

Along with the natural deposits of ore and the excellent agriculture possibilities, natural hot springs were abundant in the Wood River Valley, and served to relax and restore many a frontiersman who worked the land in Blaine County back in the late 1800's.

At least four bath houses were erected in Blaine County, utilizing the natural mineral water, which was about 100 degrees F.

In 1880, J. I. Lewis was the proprietor of the Guyer Hot Springs, known today as the Bald Mountain Hotel, in Ketchum.

Lewis built a big building, with large tub and plunge baths. The springs which served as the source of his water were located about two miles from Ketchum.

In 1884, a Professor Doremus analyzed the bath house and concluded:

"This water is extremely soft, pleasant to drink and highly beneficial to invalids suffering from different diseases."

In 1881, Dr. M. W. Johnson made a pleasure and fishing resort on the cold springs ranch, two miles south of Ketchum.

Dr. Johnson developed a large pond and stocked it with trout, and built an accompanying bath house connected to it, filled with the natural hot water from the springs in the area.

The Halley Hot Springs, owned by J.

L. G. Smith, was located about one and a half miles west of Halley. Smith ran a carriage "at all hours of the day" from Halley to the springs. According to the advertisements, the springs were supplied with tub and plunge baths, one for the ladies and one for the gents.

A chemist for the Union Pacific Railroad, Charles Penster, analyzed the hot springs this way:

"(It is) a spring of natural sulphur water, identical in origin with the well-known hot springs in New York and Virginia."

What is now the Clarendon Hot Springs, a few miles northwest of Halley, was once the Deer Creek springs, owned by contractor Carlos E. Bolton, in 1883.

Bolton proposed opening a fashionable watering place there, utilizing the curative properties of the mineral springs, which were reported to have cured scores of cases of sickness, especially effective for blood diseases.

Bolton built a wooden bathhouse and accompanying luxuries to accommodate his customers.

The first floor of his bath house was divided into a reception room, sitting room and a bathroom with hot and cold water.

A second building housed a swimming bath, private plunge baths and a dressing room for gentlemen and ladies. Single and double rooms

were furnished, and daily meals were served to the guests.

A saloon was also located there, serving the springs' transient and permanent guests who frequented the place for treatments.

Bolton built a lake for recreation. "no visitors can enjoy a sail or a row, as well as a bath, swim, good meal, etc."

Mr. Ringold bought out the hot springs, and lured his patrons through advertisements such as this:

"Drive out to Bolton's Hot Springs for hot baths, hot dinners, hot whiskey, and a red hot time."

The hot springs changed hands again, and Mr. and Mrs. Flannery redug and improved the plunge and widened the country road. Soon they demolished the old hotel and built a new one at what was called the Flannery Springs.

The present name of the hot springs, Clarendon, was given to the springs sometime during 1905, although the

origin of the name has been forgotten.

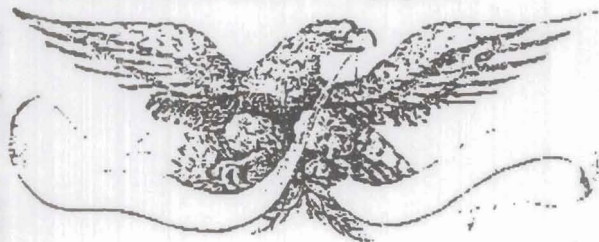
A new proposal for developing the hot springs near Halley has been advanced by Bill Burt, of Deer Creek Ranch.

Burt is proposing the construction of a health type spa modeled after the Baden-Baden, Germany, facility, which dates back to Roman times and has a reputation as a curative.

Burt has indicated he believes with the construction of a hot spring-fed pool and surrounding health park, with pedestrian strollways and other additions, Halley could rival the best European spas.

A representative was sent this winter to discuss the proposal with the Baden-Baden officials, who reportedly are receptive to aiding in the Halley development.

Burt has been rounding up local support since then for the project, and preliminary testing and chemical analysis has been carried out on the spring water.



Page 2

January 28, 1999

Call Hailey Library, not open til 12:00

Called Patty Healy at Wood River Journal 788-2036

10:16 Called Jim Eakin, he suggested Kenneth Buttram, Jack Davies or Charles Harris. Or try recorders office, need Range, Section, Township or Water Resources in Boise.

Jim Eakin called back

3:20 Called Boise 327-7900, left message. Dave will call back, he called, will call again tomorrow with information.

1/29/99

Dave Hollingshead - Water Resources - 17min. conversation. Clarendon Hot Springs Dam

Dam failed numerous times, in 1930's it was repaired again. Pat Ryan considered dredging lake, it was so filled with silt.

A. F. James, Gooding attorney, 1935 Clarendon Hotel

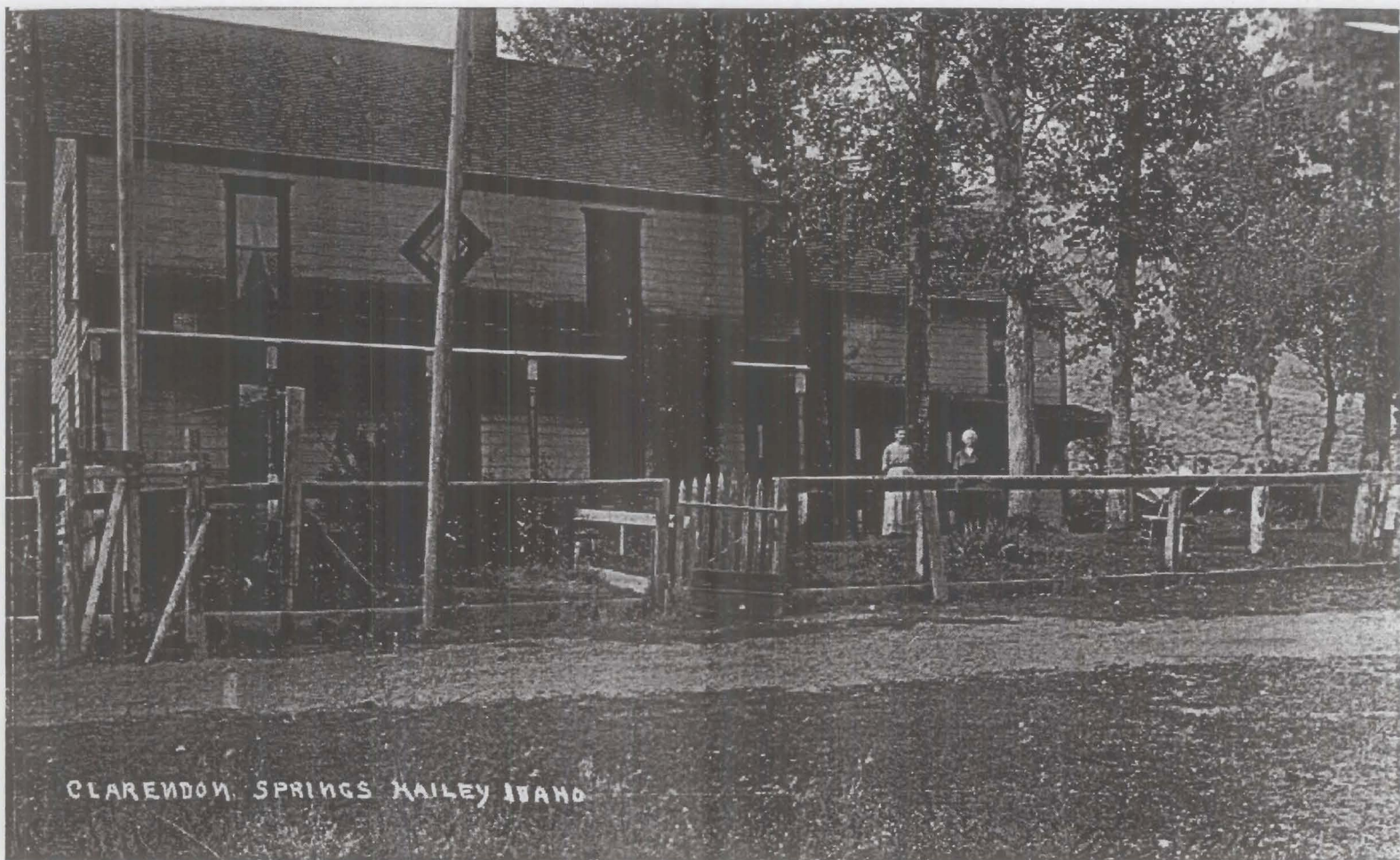
M.C. Monigle - Dam washed out and re-constructed in 1916, 1933, 1934

1940's big void in records

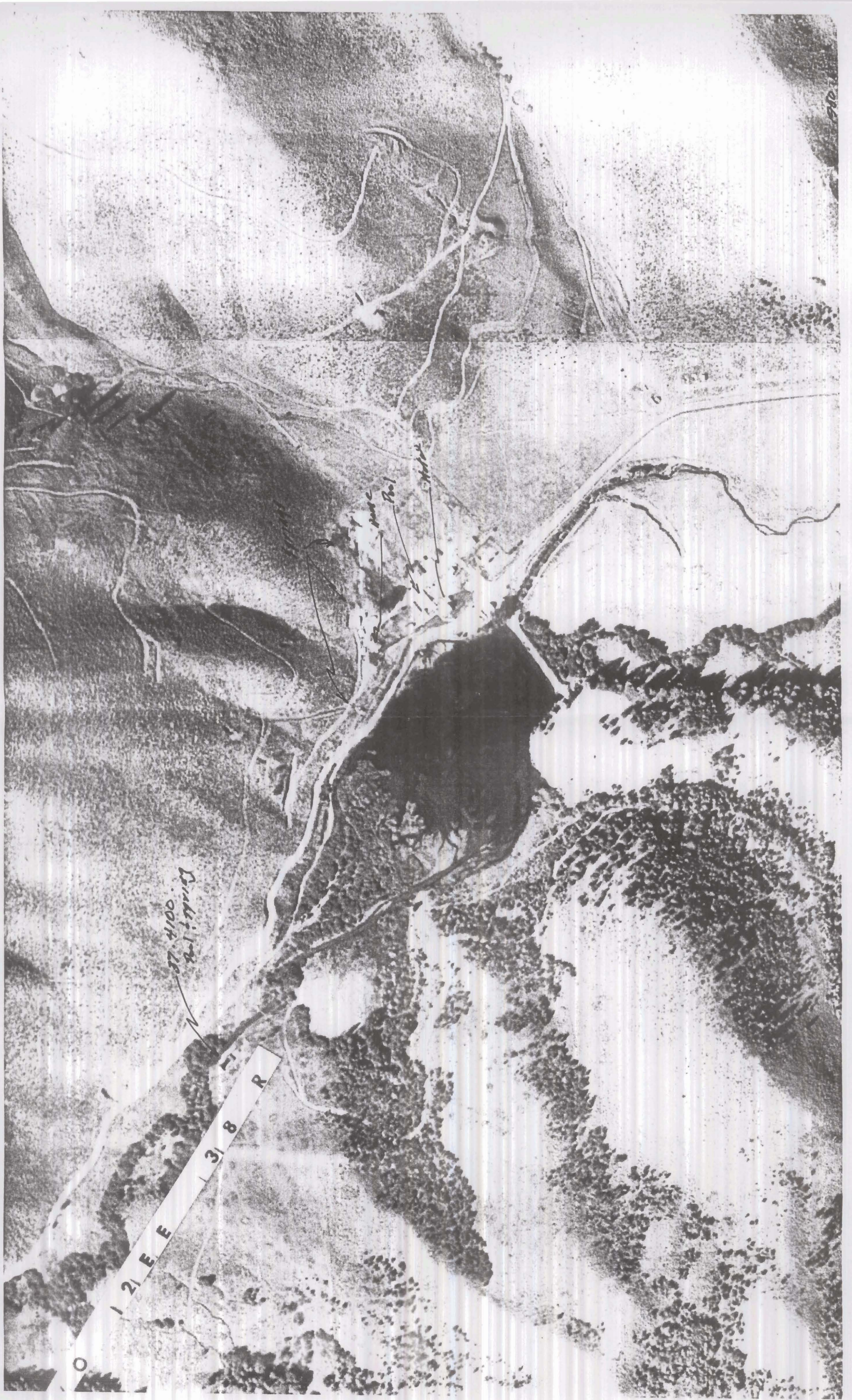
1971 date of most recent dam

Permit/license #17762 completion of work 12/1933

Water right 12/19/1932 10cfs.







Retelle, Erin

From: Retelle, Erin
Sent: Wednesday, October 25, 2006 2:38 PM
To: 'charles.e.brockway@brockwayeng.com'
Subject: Sun Valley Land and Mineral, Inc. 37-4369

Dear Mr. Brockway,

I have received your fax regarding the delay receiving my previous correspondence and request to extend the deadline for priority date information until November 3rd. Considering the circumstances, a short extension can be allowed. I look forward to receiving the materials on or before November 3rd.

Thank you,

Erin Retelle
Senior Water Resource Agent

phone: (208) 287-4949
fax: (208) 287-6700



Fax Transmittal

(208) 736-8543

Fax (208) 736-8506

2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301

To: Ms. Erin Rotelle	Fax Number: 208-287-6700
From: Charles E. Brockway	# pages (incl. cover): 5
Cc: Jim Stone/Email	Date: 10/23/06
Re: Sun Valley Land & Mineral Inc.	

☒ Urgent☒ For Review☐ Please Comment☒ Please Reply**Comments:**



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

October 23, 2006

Erin Rotelle
Senior Water Resource Agent
IDWR – Boise
Sent: Via Fax (208) 287-6700

Re: Water Right Claim #37-4369, Sun Valley Land & Minerals, Inc.

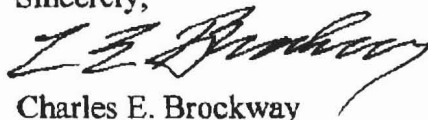
Dear Ms Rotelle,

Brockway Engineering has been handling water rights for Sun Valley Land & Minerals, Inc. and we recently received notice from IDWR dated September 25th, 2006 indicating that additional information relative to the priority date for water right #37-4369, water right claim was required. This correspondence to Sun Valley Land & Minerals, Inc. apparently has been routed thru two different addresses and finally reached us today, October 23, 2006

The response deadline is October 25th, 2006. Because of the delay in delivery, I am requesting on behalf of Sun Valley Land & Minerals Inc. a postponement of the response deadline to November 3rd, 2006. The documentation to establish the historic use of water and the priority date has been complied in support of another water right owned by Sun Valley and this material will be forwarded to you by the November 3rd date.

Thank you for your consideration of this request, could you please respond by fax or email as to whether the advance can be granted.

Sincerely,



Charles E. Brockway

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Cc: James Stone
File

OCT-23-2006 12:35P FROM:

ID: 12087368506

P: 1/3

736 8506



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, PO Box 83720 Boise, Idaho 83720-0098

Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

JAMES E. RISCH
GovernorKARI J. DREHER
Director

September 25, 2006

37-4369

SUN VALLEY LAND & MINERALS INC

PO BOX 1969

SUN VALLEY ID 83353

Re: Evidence of Priority Date

Dear Claimants:

**RESPONSE DEADLINE
OCTOBER 25, 2006**

The Notice of Claim to a Water Right (claim) identified with the number shown above your names has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. Since the priority date and historic use of a beneficial use right cannot be confirmed by field examination, proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: IDWR will recommend the SRBA Court decree the claim disallowed if no evidence of the priority date and of the historic use is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

Sincerely,

Erin Retelle
Senior Water Resource Agent

Enclosures: 2

Cc: Charles Brockway

Page 1

09/25/2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-4369

WATER RIGHT NUMBER: 37-4369

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SUN VALLEY SHAMROCK RESOURCES INC PO BOX 912 HAILEY, ID 83333
Current Owner	SUN VALLEY LAND & MINERALS INC PO BOX 1969 SUN VALLEY, ID 83353

Priority Date: 07/01/1939

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
DEER CREEK	BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION STORAGE	01/01 to 12/31		102.00 AF
<u>Total Diversion:</u>			102.00 AF

Location of Point(s) of Diversion

DEER CREEK	NW1/4NE1/4	Sec. 34, Twp 03N, Rge 17E, B.M.
BLAINE County		
DEER CREEK	SW1/4SE1/4	Sec. 27, Twp 03N, Rge 17E, B.M.
BLAINE County		

Place of Use

RECREATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 17E 27															X	X	
03N 17E 34		X															

Conditions of Approval:

- Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-4369

3. The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.
4. 020 Use of water under this right may be affected by agreements between the protestants and the right holder.
5. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
6. After specific notification by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
7. T07 The right holder shall accomplish the change authorized by this transfer within three (3) years of the date of this approval.
8. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. Approval of this transfer is not a determination of the historical volume of water stored.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. WB4 The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.

Remarks:Comments:

1. CSKINNER 11/7/2000 TRANSFER NO. 5862

Comment: Transfer #5862 filed on 10/11/2000 proposes to add a point of diversion and change the place of use of rights 37-02446 and 37-04369 to describe changes made to a water storage facility."

2. scurlis 7/16/2002 11:57:49 AM Transferred Right

Comment: This is now an approved transfer, transfer number = 58545

Dates and Other Information:

Claim Received Date: 8/22/1989

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number: 37

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, PO Box 83720 Boise, Idaho 83720-0098

Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

September 25, 2006

37-4369

SUN VALLEY LAND & MINERALS INC

PO BOX 1969

SUN VALLEY ID 83353

Re: Evidence of Priority Date

Dear Claimants:

RESPONSE DEADLINE
OCTOBER 25, 2006

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If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: IDWR will recommend the SRBA Court decree the claim disallowed if no evidence of the priority date and of the historic use is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

Sincerely,

Erin Retelle

Senior Water Resource Agent

Enclosures: 2

Cc: Charles Brockway

Cam
~~Cam~~ Hair - Cave Taker

Sun Valley Land & Minerals Inc.



BROCKWAY ENGINEERING, PLLC 10/9/2000

REVISION DATE: 11/3/00

Clawfoot clamps
Pond 4 + 5 is
only Pond 4
~ 15% seems
to be covered
of Polyd. Bailey
about 17000 Potential

Claimant Claims

Pond 4+5 15

Only Pond 4

2-15ue seems

be conceived

City of Annapolis

1-1000 Potency

* Note: only 4 of 5 ponds approved in transfer

MDA

6/16/05

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

TRANSFER NO. 68545

This is to certify that: SUN VALLEY LAND & MINERALS INC
PO BOX 1969
SUN VALLEY ID 83353
(208)726-1868

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
37-2446	AJC/License	12/19/1932	10.00 cfs			N/A	DEER CREEK
37-4369	AJC/Beneficial Use	12/19/1932		143.0 af		N/A	DEER CREEK

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-2446	NO	NO	YES	YES	NO	NO
37-4369	NO	NO	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-2446	37-2446	10 cfs		N/A	N/A		N/A	N/A		N/A
37-4369	37-4369		102 af	N/A	N/A		N/A	N/A		N/A
TOTALS		10 cfs	102 af				N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 26 day of March, 20 03

For 
Chief, Water Allocation Bureau

WATER RIGHT NO. 37-2446
As Modified by Transfer No. 68545

In accordance with the approval of Transfer No. 68545, Water Right No. 37-2446 is now described as follows.

Right Holder: SUN VALLEY LAND & MINERALS INC
PO BOX 1969
SUN VALLEY ID 83353

Priority Date: 12/19/1932

Source: DEER CREEK

Tributary: BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
RECREATION	01/01	to 12/31	10.00 CFS
			10.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

DEER CREEK	SWSE	Sec. 27 Twp 03N	Rge 17E	BLAINE County
DEER CREEK	NWNE	Sec. 34 Twp 03N	Rge 17E	BLAINE County

PLACE OF USE: RECREATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 17E 27															X	X	
03N 17E 34		X															

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within three (3) years of the date of this approval.
2. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.
5. Use of water under this right may be affected by agreements between the protestants and the right holder.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
7. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 37-2446
As Modified by Transfer No. 68545

CONDITIONS OF APPROVAL

8. After specific notification by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
9. The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.
10. Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 26 day of March, 20 03

For 
Chief, Water Allocation Bureau

WATER RIGHT NO. 37-4369
As Modified by Transfer No. 68545

In accordance with the approval of Transfer No. 68545, Water Right No. 37-4369 is now described as follows.

Right Holder: SUN VALLEY LAND & MINERALS INC
PO BOX 1969
SUN VALLEY ID 83353

Priority Date: 07/01/1939

Source: DEER CREEK

Tributary: BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
RECREATION STORAGE	01/01	to 12/31		102.0 AF
				102.0 AF

LOCATION OF POINT(S) OF DIVERSION:

DEER CREEK	SWSE	Sec. 27 Twp 03N	Rge 17E	BLAINE County
DEER CREEK	NWNE	Sec. 34 Twp 03N	Rge 17E	BLAINE County

PLACE OF USE: RECREATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 17E 27															X	X	
03N 17E 34		X															

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within three (3) years of the date of this approval.
2. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.
5. Use of water under this right may be affected by agreements between the protestants and the right holder.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
7. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 37-4369
As Modified by Transfer No. 68545

CONDITIONS OF APPROVAL

8. After specific notification by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
9. Approval of this transfer is not a determination of the historical volume of water stored.
10. The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.
11. Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 26 day of March, 20 03

for 
Chief, Water Allocation Bureau

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68545

AMENDED

This is to certify that: SUN VALLEY LAND & MINERALS INC
PO BOX 1969
SUN VALLEY ID 83353
(208)726-1868

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
37-2446	AJC/License	12/19/1932	10.00 cfs			N/A	DEER CREEK
37-4369	AJC/Beneficial Use	12/19/1932		143.0 af		N/A	DEER CREEK

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-2446	NO	NO	YES	YES	NO	NO
37-4369	NO	NO	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-2446	37-2446	10 cfs		N/A	N/A		N/A	N/A		N/A
37-4369	37-4369		102 af	N/A	N/A		N/A	N/A		N/A
TOTALS		10 cfs	102 af				N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this

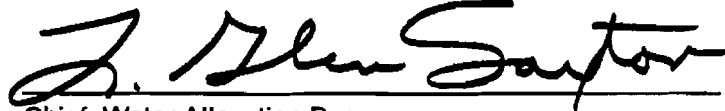
7th

day of

March

20

03


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-2446
As Modified by Transfer No. 68545

In accordance with the approval of Transfer No. 68545, Water Right No. 37-2446 is now described as follows.

Right Holder: SUN VALLEY LAND & MINERALS INC
PO BOX 1969
SUN VALLEY ID 83353

Priority Date: 12/19/1932

Source: DEER CREEK

Tributary: BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
RECREATION	01/01 to 12/31		10.00 CFS
			10.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

DEER CREEK	SWSE	Sec. 27 Twp 03N	Rge 17E	BLAINE County
DEER CREEK	NWNE	Sec. 34 Twp 03N	Rge 17E	BLAINE County

PLACE OF USE: RECREATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 17E 27															X	X	
03N 17E 34		X															

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within three (3) years of the date of this approval.
2. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.
5. Use of water under this right may be affected by agreements between the protestants and the right holder.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
7. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

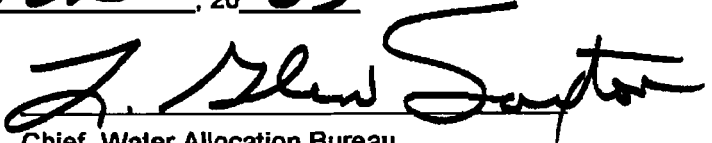
WATER RIGHT NO. 37-2446
As Modified by Transfer No. 68545

CONDITIONS OF APPROVAL

8. After specific notification by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
9. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
10. The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.
11. Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 7th day of March, 20 03


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-4369
As Modified by Transfer No. 68545

In accordance with the approval of Transfer No. 68545, Water Right No. 37-4369 is now described as follows.

Right Holder: SUN VALLEY LAND & MINERALS INC
PO BOX 1969
SUN VALLEY ID 83353

Priority Date: 07/01/1939

Source: DEER CREEK

Tributary: BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
RECREATION STORAGE	01/01 to 12/31			102.0 AF
				102.0 AF

LOCATION OF POINT(S) OF DIVERSION:

DEER CREEK	SWSE	Sec. 27 Twp 03N	Rge 17E	BLAINE County
DEER CREEK	NWNE	Sec. 34 Twp 03N	Rge 17E	BLAINE County

PLACE OF USE: RECREATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 17E 27															X	X	
03N 17E 34		X															

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within three (3) years of the date of this approval.
2. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.
5. Use of water under this right may be affected by agreements between the protestants and the right holder.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
7. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

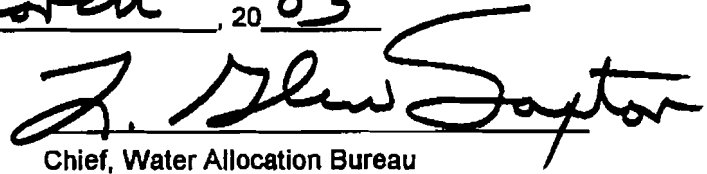
WATER RIGHT NO. 37-4369
As Modified by Transfer No. 68545

CONDITIONS OF APPROVAL

8. After specific notification by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
9. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
10. Approval of this transfer is not a determination of the historical volume of water stored.
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12. Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 7th day of March, 2003


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68545

RECEIVED
JUL 24 2002
Department of Water Resources
Southern Region

This is to certify that: SUN VALLEY LAND & MINERALS INC
PO BOX 1969
SUN VALLEY ID 83353
(208)726-1868

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
37-2446	AJC/License	12/19/1932	10.00 cfs			N/A	DEER CREEK
37-4369	AJC/Beneficial Use	12/19/1932		143.0 af		N/A	DEER CREEK

Purpose of Transfer (Changes Proposed)

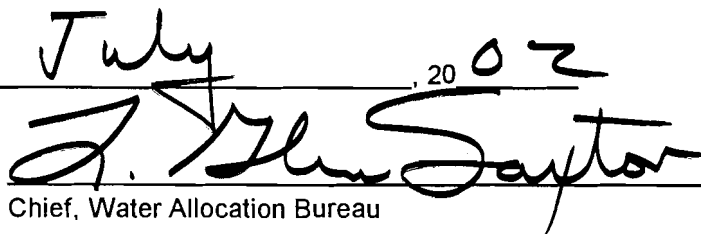
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-2446	NO	NO	YES	YES	NO	NO
37-4369	NO	NO	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-2446	37-2446	10 cfs		N/A	N/A		N/A	N/A		N/A
37-4369	37-4369		102 af	N/A	N/A		N/A	N/A		N/A
TOTALS		10 cfs	102 af				N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 16th day of July, 2002


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-2446
As Modified by Transfer No. 68545

In accordance with the approval of Transfer No. 68545, Water Right No. 37-2446 is now described as follows.

Right Holder: SUN VALLEY LAND & MINERALS INC
 PO BOX 1969
 SUN VALLEY ID 83353

Priority Date: 12/19/1932

Source: DEER CREEK

Tributary: BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
RECREATION	01/01	to 12/31	10.00 CFS
			10.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

DEER CREEK	SWSE	Sec. 27 Twp 03N	Rge 17E	BLAINE County
DEER CREEK	NWNE	Sec. 34 Twp 03N	Rge 17E	BLAINE County

PLACE OF USE: RECREATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 17E 27															X	X	
03N 17E 34		X															

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.
6. Use of water under this right may be affected by agreements between the protestants and the right holder.
7. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
8. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 37-2446

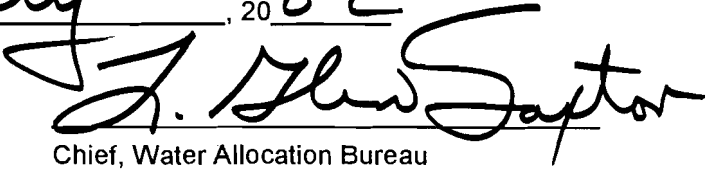
As Modified by Transfer No. 68545

CONDITIONS OF APPROVAL

9. Prior to diversion of water under this right, the right holder shall provide a means acceptable to the department to measure the amount of water entering the reservoir and the amount of water released from the reservoir.
10. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
11. The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.
12. Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 16th day of July, 2002


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-4369
As Modified by Transfer No. 68545

In accordance with the approval of Transfer No. 68545, Water Right No. 37-4369 is now described as follows.

Right Holder: SUN VALLEY LAND & MINERALS INC
 PO BOX 1969
 SUN VALLEY ID 83353

Priority Date: 07/01/1939

Source: DEER CREEK

Tributary: BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
RECREATION STORAGE	01/01	to 12/31		102.0 AF
				102.0 AF

LOCATION OF POINT(S) OF DIVERSION:

DEER CREEK	SWSE	Sec. 27 Twp 03N	Rge 17E	BLAINE County
DEER CREEK	NWNE	Sec. 34 Twp 03N	Rge 17E	BLAINE County

PLACE OF USE: RECREATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	17E	27																X	X
03N	17E	34		X															

CONDITIONS OF APPROVAL

- The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- The total instantaneous diversion of water from all points of diversion under Rights 37-2446 and 37-4369 shall not exceed 10.0 cfs.
- Use of water under this right may be affected by agreements between the protestants and the right holder.
- Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
- A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

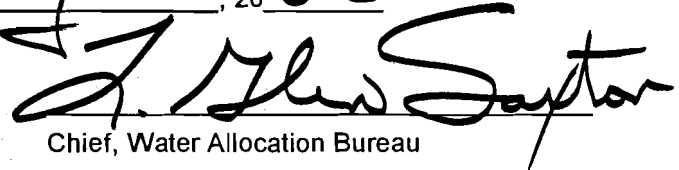
WATER RIGHT NO. 37-4369
As Modified by Transfer No. 68545

CONDITIONS OF APPROVAL

9. Prior to diversion of water under this right, the right holder shall provide a means acceptable to the department to measure the amount of water entering the reservoir and the amount of water released from the reservoir.
10. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
11. Approval of this transfer is not a determination of the historical volume of water stored.
12. The right holder shall construct and maintain a structure(s) to allow passage of fish from the natural stream channel downstream of the outflow of the lowermost pond to the natural stream channel above the uppermost pond.
13. Approval of this transfer authorizes the storage of water within three (3) existing ponds and one (1) new pond to be excavated and developed. The combined storage volume of the four (4) ponds shall not exceed 102 af.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 16th day of July, 2002


Chief, Water Allocation Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

October 31, 2000

DIRK KEMPTHORNE
GOVERNOR

RECEIVED

KARL J. DREHER
DIRECTOR

Charles E. Brockway
2016 North Washington St.
Suite 4
Twin Falls, ID 83301

NOV 06 2000

Department of Water Resources
Boise, Idaho

RE: RESUMPTION OF USE - A37-02446 AND [REDACTED] SUN VALLEY LAND AND MINERALS, INC.

Dear Mr. Brockway:

In your letter dated September 20, 2000, to Corey Skinner, you advise of the status of reconstruction of Clarendon Dam and of the construction of additional storage impoundments in the Deer Creek drainage tributary to the Big Wood River. In your letter you ask the department to "confirm" that the Sun Valley Land and Mineral Company has met the requirements for resumption of use of its water rights ask the department to advise you as soon as possible whether additional delays in filling of the reservoir(s) due to downstream impacts can be allowed without jeopardizing the water right.

If the water right holder has stored water in compliance with the water rights referenced above prior to the resumption of use date, it appears to me that it would be difficult for anyone to show that resumption of use had not occurred. While the department can not authorize additional delays in the resumption of use of water, it appears reasonable to consider the effect on downstream water rights when filling the authorized storage impoundment(s).

If you have questions, please feel free to contact the department.

Sincerely,

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

c: IDWR - S. Region
Corey Skinner

A 37-04369



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 17, 1990

Sun Valley Land and Minerals, Inc.
c/o Donna R. Kelsey
P.O. Box 1959
Sun Valley, ID 83353

RE: Snake River Basin Adjudication (SRBA)
Blaine County - Notices of Claim #A37-04100,
A37-12158, A37-12159, A37-12160, A37-04368B,
[REDACTED] & A37-04370

Dear Ms. Kelsey:

Notice of the change in ownership of the above-referenced water rights have been received. The Claim to Water Rights records of the Department have been changed to reflect such notice.

We did find one additional water right in the name of Interstate Investment Corporation, #A37-02446. We will change our records to reflect your ownership if we receive notice from you to do so. To save both of us time, you may give notice of change for that water right on this letter, and simply return it to my attention.

Claims prepared from the Agency's computer are enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

John D. Carlson
Adjudication Supervisor

JDC:sf:state:south
Enclosures:

Claims Referenced Above

MICROFILMED
FEB 24 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 24, 1990

Sun Valley Land and Minerals, Inc.
c/o Donna R. Kelsey
P.O. Box 1959
Sun Valley, ID 83353

RE: Snake River Basin Adjudication (SRBA)
Blaine County, Claim #A37-02446

Dear Ms. Kelsey:

Thank you for responding so quickly! Notice of the change in ownership of the above-referenced water right was received on Tuesday. The Claim to Water Rights records of the Department have been changed to reflect such notice.

A claim prepared from the Agency's computer is enclosed for your review and records. If you find the address is incorrect, please contact us.

Yours truly,

John D. Carlson
Adjudication Supervisor

JDC:sf:state:south
Enclosures:
Claim #A37-02446

MICROFILMED
FEB 24 1993

SD-33	LAST NAME: INTERSTATE INVEST						STATE	
S		O						
E	FIRST	W	WATER	PRIORITY		TOTAL	USE	
L	NAME	N	RIGHT NO.	DATE	SOURCE	DIVERSION	CODE	DESC
-	-----							
-	INTERSTATE INVESTMENT CORPORATION							
-		~~C A37-12159~~		09/01/1883	JIMMY THE H	0.040	04	STOCK
-		~~C A37-04100~~		09/06/1956	SPRING	0.780	46	REC
-		~~C A37-04370~~		07/01/1940	GROUNDWATER	0.580	01	IRR
-							22	HEAT
-							43	DOMEST
-							46	REC
-		~~C A37-12158~~		09/01/1883	DEER CREEK	0.040	04	STOCK
-		~~C A37-12160~~		10/27/1956	GROUNDWATER	0.040	43	DOMEST
-		~~C A37-02446~~		12/19/1932	DEER CREEK	10.000	28	POWER
-							46	REC
-				12/19/1932	DEER CREEK	80.000	29	POW S
-							47	REC S
-		~~C A37-04368B~~		09/01/1883	CLARENDON H	0.130	22	HEAT
-							46	REC

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

WICKFILMED
FEB 24 1993

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST 12

0005944
0010090

CLAIMANT'S NAME Interstate Investment Corp. CLAIM IDENT. NO. A37-04369

DATE RECEIVED final pymt 8-22-89 CK # AMOUNT \$ 72⁰⁰ total fees

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | |
| N/A | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| N/A | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | |
| N/A | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| N/A | ☒ | ☐ | |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | |
| N/A | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| N/A | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| Exempt | ☒ | ☐ | |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| N/A | ☒ | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: RLT Date: 8/22/89

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modification: (Yes) (No)

Receipt Prepared by: RLT Date:
Claim data entered by: Date:
Sent to claimant by: RLT Date: 8/22/89 Checked by: FEB 24 1993

Comments: Extensive background to this claim and A37-02446. Original license

did not list storage so statutory claim was filed, but stat. claim is now claiming same priority as licensed rt.

See A37-02446 for all background material

CONVERSATION MEMORANDUM

DATE June 29, 1989FILE A37-04369NAME OF PARTY Jim PhillipsA37-02446EMPLOYEE Helen Harrington-Thorne

RE: The above referenced claims are being returned to Mr. Phillips in order to clarify these claims. It seems the two numbers are actually for the same water, reservoir, etc. However, original license was not for storage; hence the statutory claim was filed in order to correct the lack of a storage right.

The first time I returned claim to Mr. Phillips he had listed both numbers as his basis of claim with a priority date which didn't relate to either number. (See corres.)

He then returned two separate claims, but listed the same priority date (changing the statutory claim).

I spoke with him on the phone on 6/22.

It seems there is a long history to this reservoir (via A. Merritt, D. Hollingshead).

MICROFILMED
FEB 24 1993

Water Right Number - 37-04369 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

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

*** C - CURRENT OWNER ***

SUN VALLEY SHAMROCK RESOURCES, INC.

1 - P.O. BOX 912

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
07/01/1939 17 S - STATUTORY CLAIM

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
DEER CREEK BIG WOOD RIVER

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

03N 17E 27 SW SE (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
47 - RECREATION STORAGE 01/01 12/31 70.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
70.00

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
03N 17E 27 SW SE 47 RECREATION STORAGE (13) BLAINE
03N 17E 34 NW NE 47 RECREATION STORAGE (13) BLAINE
03N 17E 34 NE NW 47 RECREATION STORAGE (13) BLAINE

Total Acres:

+ - - Diversion Means - CLARENDON DAM

+ - - Non-Irrigation Use - RS/BOATING, SWIMMING, FISHING

+ - - Other Rights for Same Use - LICENSE 37-2446

+ - - - - Remarks - - - - - +
No Remarks found.

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

+ - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

MICROFILMED
FEB 24 1993

Water right number - 37-04369

Adj. flag translation: Standard Water Right Number

+ - - Audit Fields - 04/11/86

05/28/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 04/11/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
FEB 24 1993

/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Interstate Investment Corp.

CLAIM IDENT. NO. _____

DATE RECEIVED 10/27/88 CK # 1755 AMOUNT \$ 61.00

YES

NO

1. Is the name and address complete with zip code? ☒ YES ☐ NO
2. Is a priority date entered? ☒ YES ☐ NO

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered? ☒ YES ☐ NO
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO

4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO

5. Is there a description of the diverting works? ☒ YES ☐ NO

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO

Is the period of use included? ☒ YES ☐ NO

Is a quantity claimed for each use? ☒ YES ☐ NO

7. Is a total quantity claimed entered? ☒ YES ☐ NO

8. If required is a consumptive use entered? ☒ YES ☐ NO

Is the consumptive use correct? ☒ YES ☐ NO

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO

10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO

11. Is (are) the county(ies) entered? ☒ YES ☐ NO

12. Is the ownership of p.u. checked? ☒ YES ☐ NO

13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO

15. Is the basis of the claim indicated? ☒ YES ☐ NO

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒ YES ☐ NO

Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO

Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO

Is the fee enclosed correct? ☒ YES ☐ NO

If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO

Should this claim be receipted and data entered? ☒ YES ☐ NO

Claim checked by: RECEIVED

Comments:

Two existing rights are claimed on one claim.Power not claimed as use (noted, however, in remarks)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 14, 1989

Mr. Jim Phillips
Attorney at Law
P.O. Box 2740
Hailey, ID 83333

BLAINE

Re: Snake River Basin Adjudication
Blaine County, Interstate Investment Corporation

Dear Mr. Phillips:

Enclosed are copies of six claims which have been processed.
Also enclosed are receipts for the fees for A37-04368B.

I am unable to locate a seventh claim under the name of Interstate Investment Corporation. According to our phone conversation the number on the missing claim is A37-04369. I can find no record of this number in our computer data base. If you can find no records in your office, this claim may need to be re-submitted. There are five receipts under the name of Interstate Investment Corporation and the two enclosed receipts for one claim paid by you.

Please review these claims and let me know any information about the seventh claim. You will also note that the receipts list check numbers on the third line from the bottom. You might see if you can determine if all the checks have been receipted which you submitted on behalf of Interstate Investment Corporation.

Please call me if I can be of assistance.

Sincerely,

Helen Harrington
Water Rights Agent

HH:db

Enclosures

C003779, C005217

A37-12159, A37-04100, A37-04370, A37-12158, A37-12160

MICROFILMED
FEB 24 1993

IMPORTANT MESSAGE

FOR Helen Harrington

DATE 7/25

TIME 9:40

A.M.
P.M.

M Jim Phillips

OF

PHONE 7882427

AREA CODE

NUMBER

EXTENSION

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE

Interstate 40
Blaine
Clarendon Hot Springs
dam /

7/25 he needed a review 12h. 4h.

ROARK, DONOVAN, PRAGGASTIS, RIVERS & PHILLIPS

ATTORNEYS AND COUNSELORS AT LAW

HAILEY OFFICE
R. KEITH ROARK
JAMES W. PHILLIPS

KETCHUM OFFICE
MICHAEL F. DONOVAN
THOMAS C. PRAGGASTIS
KATHLEEN E. RIVERS

OF COUNSEL
BRIAN J. BARSOTTI

KETCHUM MEDICAL CLINIC BUILDING

251 MAIN STREET SOUTH
POST OFFICE DRAWER 3240
KETCHUM, IDAHO 83340

TELEPHONE
(208) 726-5961

HAILEY OFFICE
MOUNTAIN STATE BUILDING
215 NORTH MAIN
POST OFFICE BOX 2740
HAILEY, IDAHO 83333

TELEPHONE
(208) 726-2427

March 14, 1989

DEPT. OF WATER RESOURCES

Ms. Helen Harrington
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Notice of Transfer of SRBA Claims

Dear Helen:

Please be advised that the following SRBA Claims have been transferred from Interstate Investment Corporation to Sun Valley Land and Minerals, Inc. Those SRBA Claims are as follows:

WR/NO	A37-12158
WR/NO	A37-12159
WR/NO	A37-12160
WR/NO	A37-04370
WR/NO	A37/04100
WR/NO	A37-04368B

All notices with regard to these filings should be sent to:

Roark, Donovan, Praggastis,
Rivers & Phillips
Attorneys at Law
Post Office Box 2740
Hailey, Idaho 83333

Also, in response to the inquiry of your letter dated 2-14-89, regarding the seventh claim filed by Interstate Corporation, which apparently there is no record of being filed, enclosed herewith is a copy of the claim filed. Please advise what other information, if any, you will need to properly correct the filing records with regard to this claim.

NOT RECORDED
FEB 24 1993

Ms. Helen Harrington
March 14, 1989

Page 2

Thank you for your kind assistance and patience in this matter.
Should you need any other information or have any questions, please
call.

Very truly yours,


James W. Phillips

dma

Enclosure

harring.let

RECEIVED
FEB 24 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Claim by

June 29, 1989

Mr. James W. Phillips
P.O. Box 2740
Hailey, Idaho 83333

RE: Notices of Claim Nos. A37-04369 & A37-02446
in the name of Interstate Investment Corporation

Dear Jim:

As you discussed on the phone with Helen Harrington-Thornton, we are returning the above referenced claims to allow you this opportunity to amend them as you see fit.

If this claims, or amended versions, are returned to this office by July 29, 1989, you will not be assessed a late filing fee. If you have any questions, please do not hesitate to contact Helen.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:HHT:mcc:state

Enclosures:

Claims #A37-04369/#A37-02446

MICROFILMED
FEB 24 1993

ROARK, DONOVAN, PRAGGASTIS, RIVERS & PHILLIPS

ATTORNEYS AND COUNSELORS AT LAW

HAILEY OFFICE
R. KEITH ROARK
JAMES W. PHILLIPS

KETCHUM OFFICE
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KATHLEEN E. RIVERS

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KETCHUM, IDAHO 83340

TELEPHONE
(208) 726-5961

HAILEY OFFICE
MOUNTAIN STATE BUILDING
215 NORTH MAIN
POST OFFICE BOX 2740
HAILEY, IDAHO 83333
TELEPHONE
(208) 788-2427

August 17, 1989

Ms. Helen Harrington
Department of Water Resources
Adjudications
Statehouse
Boise, Idaho 83702

Department of Water Resources

Re: Notice of Claims A37-04369 and A37-022446
Interstate Investment Corporation

Dear Helen:

Enclosed please find a check in the amount of \$72.00 as additional filing fees for the above referenced claims. Please return the yellow sheets to this office upon their completion for our records.

I hope I have finally got these claims properly completed, but if you have any questions, please call.

Very truly yours,


James W. Phillips

da

Enclosure

jwp\harr.let

RECEIVED
FEB 24 1993

ROARK, DONOVAN, PRAGGASTIS, RIVERS & PHILLIPS

ATTORNEYS AND COUNSELORS AT LAW

HAILEY OFFICE
R. KEITH ROARK
JAMES W. PHILLIPS

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HAILEY, IDAHO 83333
TELEPHONE
(208) 788-2427

July 26, 1989

RECEIVED
JUL 28 1989

Ms. Helen Harrington
Department of Water Resources
Adjudications
Statehouse
Boise, Idaho 83702

Department of Water Resources

Re: Notice of Claims Nos. A37-04369 and A37-022446
In the name of Interstate Investments Corporation

Dear Helen:

Again thank you for your assistance. Please find enclosed the two
(2) water right applications referred to above.

Should you have any questions, please advise.

Sincerely,


James W. Phillips

da

Enclosures

harr.let

RECEIVED
FEB 24 1993

CONVERSATION MEMORANDUM

DATE 8-15-89FILE A37-04369A37-02446NAME OF PARTY Jim PhillipsEMPLOYEE Jela H-T

RE:

We discussed the purposes and incidental uses. He wants to list both power and recreation as major uses in Item #6.

He will be forwarding to me the following amt:

\$11	for Rec. on A37-04369
✓ 72	for fees on A37-02446

Receipt C005944 is for \$61 on partial fees for A37-04369

8/21/89 Called & left msg: need add'l \$11⁰⁰ to list Recreation on A37-04369

8/22/89 received \$11⁰⁰

MICROFILMED
FEB 24 1993

Blain Co.
Interstate Investment Corp.

file
copy.
AF

MEMORANDUM

TO: Allen Merritt

FROM: Helen Harrington

SUBJECT: Missing Claim in the name of Interstate Investment Corp.
Submitted by Jim Phillips, of Roark, Donovan, etc.

DATE: March 16, 1989

Enclosed is correspondence between Jim Phillips and myself which has occurred over the past few months. Initially, I processed the claims listed; there was earlier correspondence requesting additional fees for A37-04368B. However, in February, Mr. Phillips called; the conclusion of which was that he says he submitted seven claims; only six have been processed.

He sent a copy of the missing claim (see attachment to his letter). I have attempted to find any information about it here at the state office, but no luck so far. Based on the receipts from other associated claims, this was part of the claims which were received in Southern Region and forwarded on ~~the~~ to the state office.

Looking at the copy of the claim, it seems that two different water rights are being claimed (a statutory claim and a license), so it is possible that it may have been returned. I can't find any related correspondence here; perhaps you can locate something.

Another possible answer is that I missed it during the initial processing and it is attached to one of the six claims in the files.

If I come up with anything, I'll let you know; please let me know if you find anything. I haven't responded to Mr. Phillips letter of March 14. I'm hoping that we can solve this; however, if we are going to need to have the claim resubmitted (in original form), one of us will need to contact him.

Helen

MICROFILMED
FEB 24 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 28, 1989

Mr. James Phillips
Roark, Donovan, Praggastis, Rivers & Phillips
Attorneys at Law
P. O. Box 2740
Hailey, Idaho 83333

RE: Snake River Basin Adjudication SRBA
Interstate Investment Corp.
Claim #A37-04369/#37-02446 - Blaine County

Dear Mr. Phillips:

I have located the "missing" Interstate Investment Corp. claim; I apologize for the mix-up and am working to get this claim processed. However, as I suspected, there is a problem with the claim and I am unable to process it as presently submitted. We are, therefore, returning the claim to you to allow you the opportunity to withdraw or modify the claim.

In Item 15, Basis of Claim, you have listed two separate water rights, one based on a license (37-02446) and one based on beneficial use (37-04369). I have made copies for you of the original license and the Form No. 243 statutory claim which are in our files. The priority date which you assert on the Notice of Claim does not match either water right.

Only one water right may be claimed on each claim form; however, because of the priority dates, you have several options. You may file two claims, one for each right. You may choose to assert a priority date other than that listed on the license and file a claim based on beneficial use rather than the license. The date you listed, May 21, 1934, is listed as the date which proof of beneficial use was due, however, the final license had a priority date listed of December 19, 1932 (the date of the original application was filed). If you feel that the statutory claim which was filed in 1983 listed an incorrect priority date, you may wish to modify that in some way.

RECEIVED
FEB 24 1993

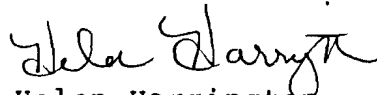
Mr. James Phillips/Interstate Investment Corp.

Page 2

March 29, 1989

If you choose to submit any claims, please return the documents to this office at my attention. If you will return any filings related to this initial claim before April 29, 1989, you will not be assessed a late filing fee. Please do not hesitate to contact this office if you have any questions or concerns. Again, I apologize for misplacing the claim.

Sincerely,



Helen Harrington
Water Rights Agent

HHT:mcc

Enclosures:

Receipt #C005944
Notice of Claim
License 17762 (37-02446)
Claim Form 243 37-04369
Long Form w/Instructions

Thanks for your patience.



RECORDED
FEB 24 1993

ROARK, DONOVAN, PRAGGASTIS, RIVERS & PHILLIPS

ATTORNEYS AND COUNSELORS AT LAW

HAILEY OFFICE
R. KEITH ROARK
JAMES W. PHILLIPS

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TELEPHONE
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April 26, 1989

Ms. Helen Harrington
Department of Water Resources
Adjudications
Statehouse
Boise, Idaho 83702

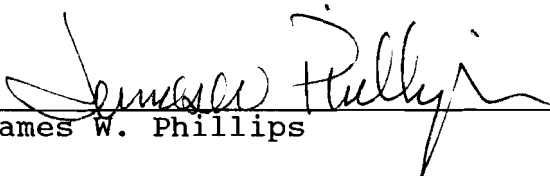
APR 28 1989

Dear Ms. Harrington:

Thank you very much for your assistance and the letter dated March 28, 1989. Please find enclosed two (2) water right applications to correct the problem which you noted in the original application. I hope that everything is satisfactory. However, if you have any questions or need any additional information please do not hesitate to call me.

I thank you very much for your cooperation and your assistance in this matter.

Very truly yours,


James W. Phillips

da

Enclosures

harr.let

NOTED
FEB 24 1993

*found claim filing
in DSS holding filing
3-24-89
lebr*

MEMO SENT 3-16-89 W/COPIES OF CORRES. & CLAIM.
ORIGINAL CORRES. IN DENA'S CORRES. FILES, BLAINE CO., INTERSTATE
INVESTMENT CORP.

MEMORANDUM

TO: Allen Merritt
FROM: Helen Harrington
SUBJECT: Missing Claim in the name of Interstate Investment Corp.
Submitted by Jim Phillips, of Roark, Donovan, etc.
DATE: March 16, 1989

Enclosed is correspondence between Jim Phillips and myself which has occurred over the past few months. Initially, I processed the claims listed; there was earlier correspondence requesting additional fees for A37-04368B. However, in February, Mr. Phillips called; the conclusion of which was that he says he submitted seven claims; only six have been processed.

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Looking at the copy of the claim, it seems that two different water rights are being claimed (a statutory claim and a license), so it is possible that it may have been returned. I can't find any related correspondence here; perhaps you can locate something.

Another possible answer is that I missed it during the initial processing and it is attached to one of the six claims in the files.

If I come up with anything, I'll let you know; please let me know if you find anything. I haven't responded to Mr. Phillips letter of March 14. I'm hoping that we can solve this; however, if we are going to need to have the claim resubmitted (in original form), one of us will need to contact him.

Helen

MICROFILMED
FEB 24 1993

Smith
 Disposed: 17762 : 37-02246
 Disposed in 3N 12E Sec 34 ~~12E~~ ^{NWNE} Priority 12/19/32
 no directy wts. 10 cB Power ~~POU~~ ~~Sec~~
 Rec. - pleasure resort POU Sec. 34 NWNE

Shamrock
 Claim 37-04369
 Rec. storage only 70 ac²
 priority 7/1/39
 pool Sec. 17 SWSE
 lists other wts. as 37-02246
 POU 27 SWSE
 34 NWNE
 34 NE NW

ASD name Interest dues X
 Shamrock X

Source both are in temp

Receipt: 0003311

Interest: 0003300 37-12158
 3305 12159
 3307 12160
 3310 4100
 3311 4370

Park

5217 4368B 13
 3779 " 43 / 70

MICROFILMED
 FEB 24 1993