

09/23/2005

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

RIGHT NUMBER: 78-7020

NAME AND ADDRESS: MARLA KRIGBAUM
3338 HIGHWAY 55
NEW MEADOWS ID 83654-5006

MORRIS C KRIGBAUM
3338 HIGHWAY 55
NEW MEADOWS ID 83654-5006

SOURCE: SPRINGS TRIBUTARY: GOOSE CREEK

QUANTITY: 0.080 CFS
57.900 AFY

PRIORITY DATE: 08/25/1971

POINT OF DIVERSION:

T19N R02E S22 NESWSW Lot 4 Within ADAMS County
T19N R02E S22 NESWSW Lot 4 Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	01/01 12/31	0.080 CFS 57.90 AFY

PLACE OF USE: RECREATION Within ADAMS County
T19N R02E S22 Lot 4 SWSW

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07020

Priority: August 25, 1971 Maximum Diversion Rate: 0.08 CFS
Maximum Diversion Volume:¹ 57.9 AF

This is to certify, that MORRIS C. KRIGBAUM
MARLA R. KRIGBAUM

HC 75 BOX 3191

NEW MEADOWS, ID 83654

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 22, 1971; and has submitted Proof of Beneficial Use on October 4, 1976. An examination indicates that the works have a diversion capacity of .080 cfs of water from:

SPRINGS tributary to **GOOSE CREEK**

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
RECREATION	01/01 to 12/31	0.08 CFS	57.9 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 4(SWSW), Sec. 22, Township 19N, Range 02E
ADAMS County

PLACE OF USE: RECREATION

TWN RGE SEC

19N 02E 22 LOT 4(SWSW)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The right to use water confirmed by this license is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall be non-consumptive.
6. Recreation use is hot water from a spring to maintain water in two pools.
7. Source known locally as Warm Springs or Krigbaum Hot Springs.
8. 2 points of diversion located in Lot 4 (SWSW), S22, T19N, R2E

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07020

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 20th
day of July, 1989.

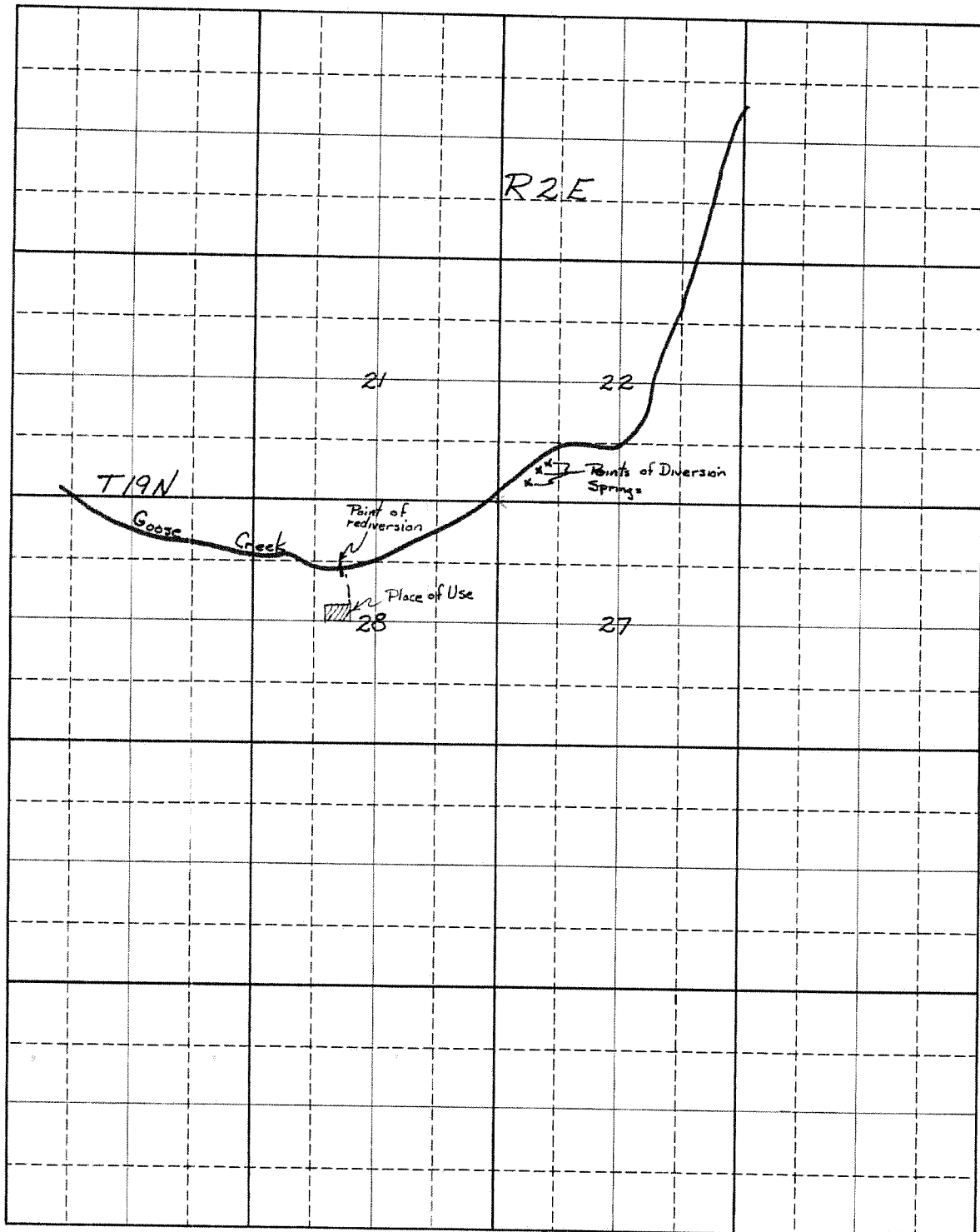
Acting for

Norman C. Young
R. Keith Higginson, Director

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



Scale: 2 inches equal 1 mile

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

Morris C. Krigbaum
(Applicant)

78 7020

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

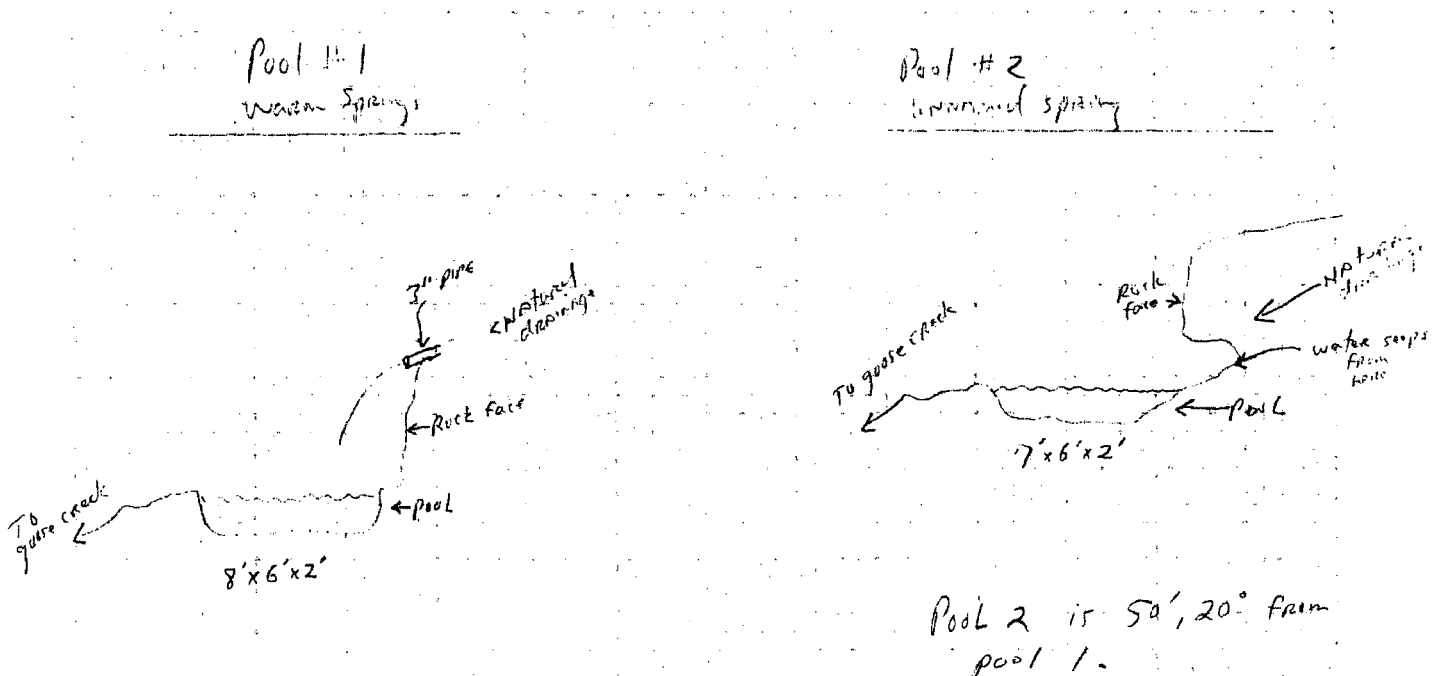
Permit No. 78-7020
1. Owner: MORRIS C. ^{and} OR Marla R. Krighbaum Phone No. 347-2335
Current Address: HC 75 Box 3191 New Meadows, Id 83654
2. Accompanied by: MORRIS C. Krighbaum EXAM. DATE: 9/16/87
Address: Same Phone No. Same
Relationship to Permit Holder: CO-Owner
3. Source: Warm Springs and tributary to both: Goose Creek
unnamed Spring

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE ☐ Copies Attached
2. Other water rights with same point of diversion: NONE ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).

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System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Two hot springs form two pools for recreational use. Pool 1 is known as Warm Springs on Krieger Hot Springs and pool 2 is unnamed. Pool 1 has a 3" pipe that facilitates impoundment. Pool 2 has no pipe. No irrigation system has been developed in this water right. The pools could be considered "on stream" storage. Observed flow at 3" pipe doesn't fluctuate much according to owner.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	N/A				

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
1 & 2	4	NE	SW	SW	22	19N	2E	Adams	USGS 7 1/2' QUAD, 2 points 50' apart

6. Place(s) of Use:

Indicate Method of Determination USGS 7 1/2' QUAD

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
19N	2E	22											X						—
													LOT 4						

RECORDED

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Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gallon bucket & stopwatch						

2. Measurements:

Pool 1: dimensions 8' x 6' x 2'
 measured flow from 3" pipe: 5 gallons / 29 seconds (Assume pipe captures 1/2 of total flow)
 Pool 2: dimensions 7' x 6' x 2'

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

Storage - Pool 1: $8 \times 6 \times 2 = 96 \text{ ft}^3 \rightarrow \frac{96}{43560} = .002 \text{ AF}$
 Flow - Pool 1: $\frac{60}{29} \times 5 = 10.34 \text{ gpm} \rightarrow \frac{10.34}{448.8} = .02 \text{ cfs}$
 Storage Pool 2: $7 \times 6 \times 2 = 84 \text{ ft}^3 \rightarrow \frac{84}{43560} = .0019 = .002 \text{ AF}$

2. Alternate Method for Checking Purposes: none

TOTAL STORAGE = .004 AF
 TO .1 AF = .1 AF

see below remarks

F. PUMP EFFICIENCY DATA (Optional) N/A

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: N/A

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversión Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

~~Recreation storage, non-~~
 recreation:

MAILED

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78-7020



P/O & P/U No. 1.

Known ~~as~~ as Warm Spring on
USGS topo. Located 1 mile NE of
Packer John's Cabin State Park.

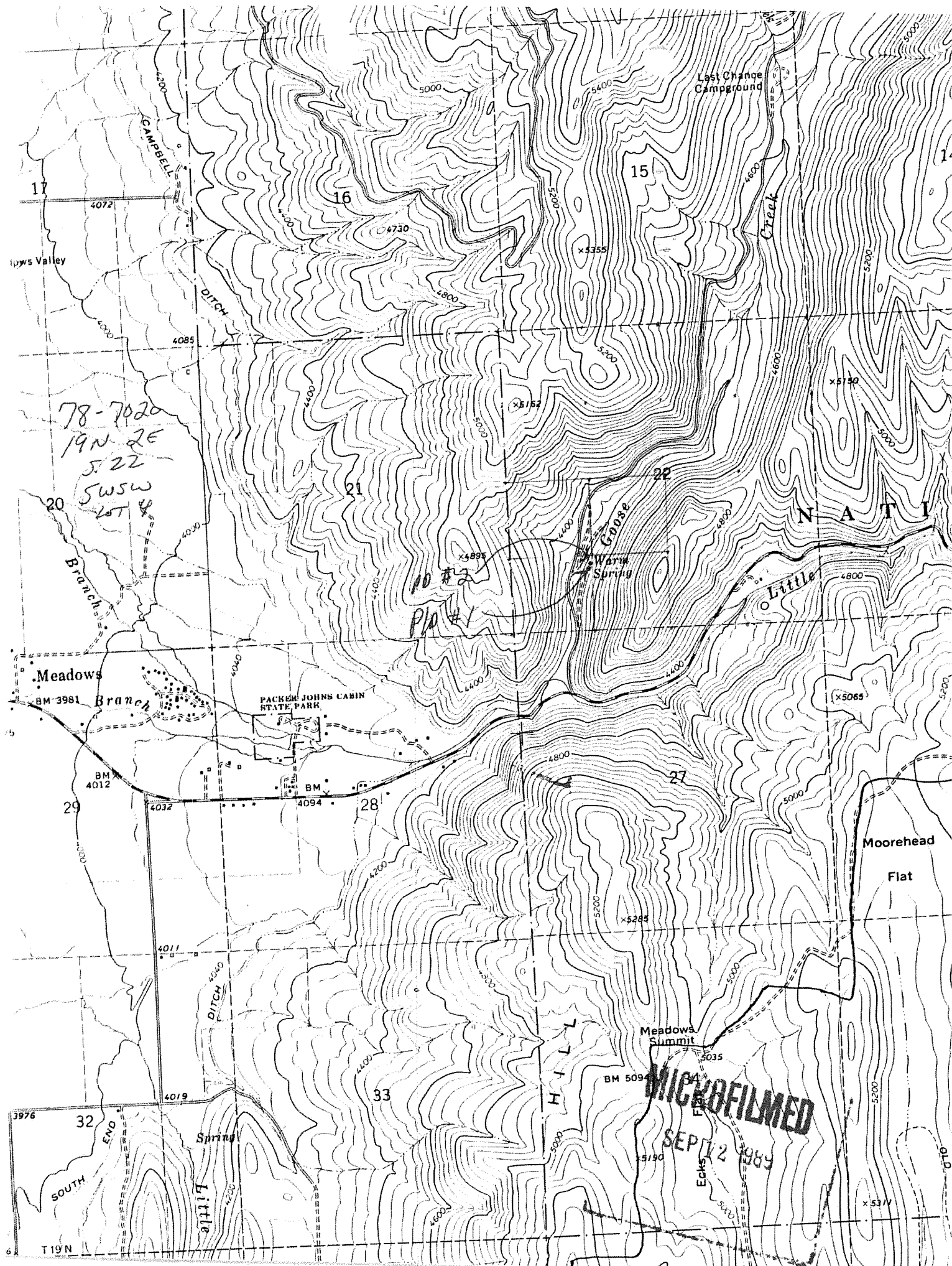


P/O & P/U No. 2.

Approx 50' NE of
pool No. 1.

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Sec. 21

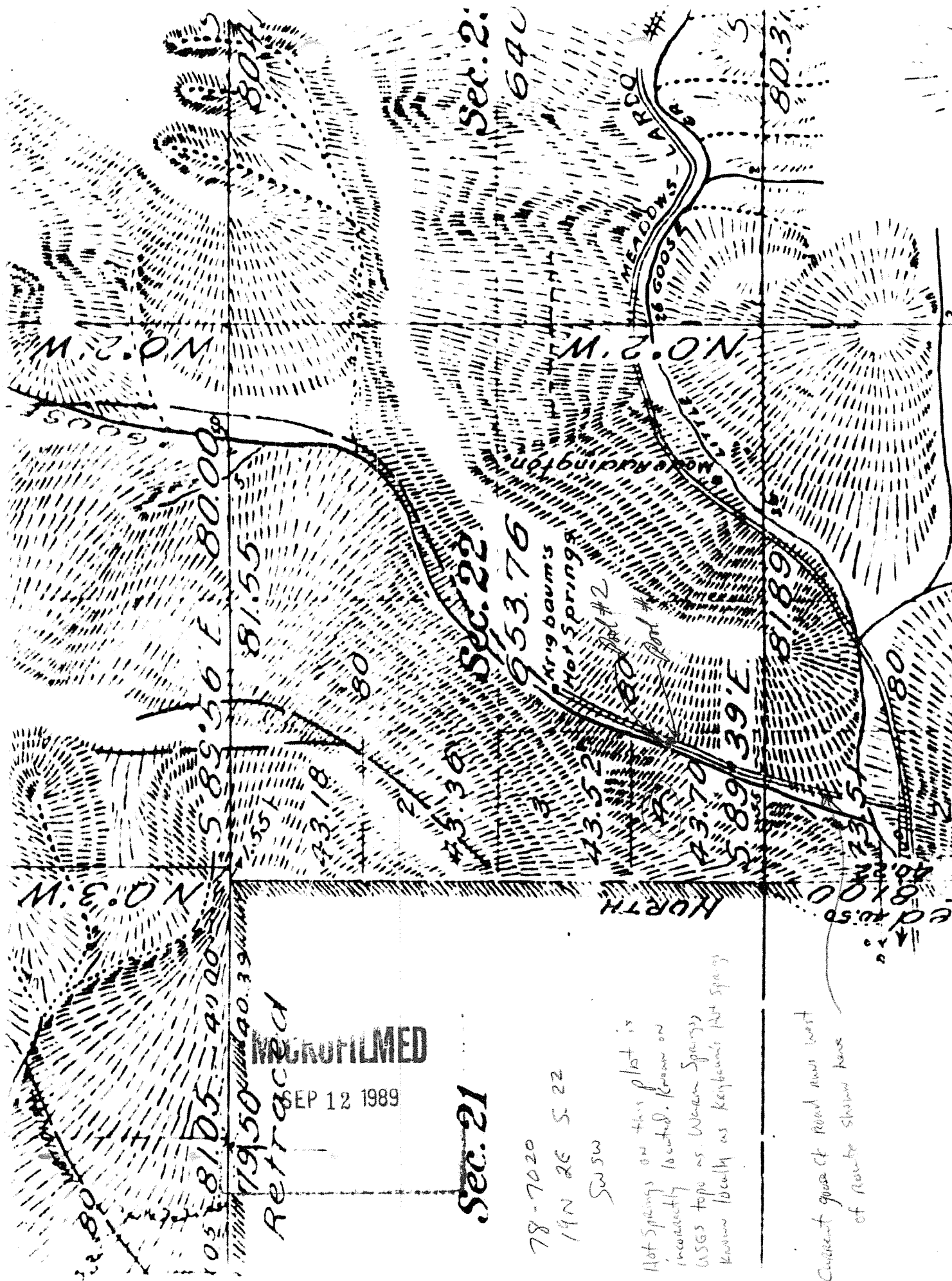
78-7020

1922 522

353

Hot Springs on this plot is
incorrectly located. Known on
USGS topo as Warm Springs
Known locally as Kaintank Hot Springs

Current grade of road and west
of route shown here



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: A78-07020
Date Received: 5/27/1988
Receipt No: M000039

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MORRIS C. KRIGBAUM 208-347-2335
Address: HC 75, BOX 3191
NEW MEADOWS, ID 83654

AND/OR
Name: MARLA KRIGBAUM 208-347-2335
Address: HC 75, BOX 3191
NEW MEADOWS, ID 83654

2. Date of Priority: AUG 25, 1971

3. Source: SPRINGS Trib. to: GOOSE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	02E	22	NE	SW	SW	4	ADAMS

5. Description of diverting works:
TWO HOT SPRINGS FLOW INTO TWO POOLS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
RECREATION	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
RECREATIONAL USE OF TWO POOLS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	02E	22	SW	SW	4	REC	

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE

14. Remarks:

POOL # 1 IS 8' X 6' X 2' DEEP.
POOL # 2 IS 7' X 6' X 2' DEEP.

15. Basis of Claim: PERMIT
Water Right Number:

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39356
Ident. Number A78-07020
Date Received 5-27-88
Receipt Number M000039

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

- Name of Claimant (s) Morris C. and/or Marla Krigbaum Phone (208) 347-2335
Mailing Address HC 75, Box 3191 New Meadows ID Zip 83654
- Date of Priority (Only one (1) per claim) August 25, 1971
- Source of water supply (a) Springs
which is tributary to (b) Goose Creek
- a. Location of existing point of diversion is: Township 19N Range 2E Section 22,
NE 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Adams
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 _____
- 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. Two hot springs flow
into two pools.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Recreation purposes from 1-1 to 12-31 amount .08 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .08 (cfs) and/or (b) _____ (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.) Recreational use of two pools.

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	
19N	2E	22											R						

Total number of acres irrigated _____

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

12. Do you own the property listed above as place of use? Yes ☒ 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: Pool #1 is 8' x 6' x 2' deep
Pool #2 is 7' x 6' x 2' deep

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Last Name Krigbaum Ident No. A78-07020

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 _____
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 _____

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

Signature of Claimant (s) X Morris C Krigbaum Date 5/27/88
_____ Date _____

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 27th day of May 19 88

SEAL

Notary Public Carte Fritschle

Residing at Eagle, Id.

My Commission Expires 3-21-94

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 _____

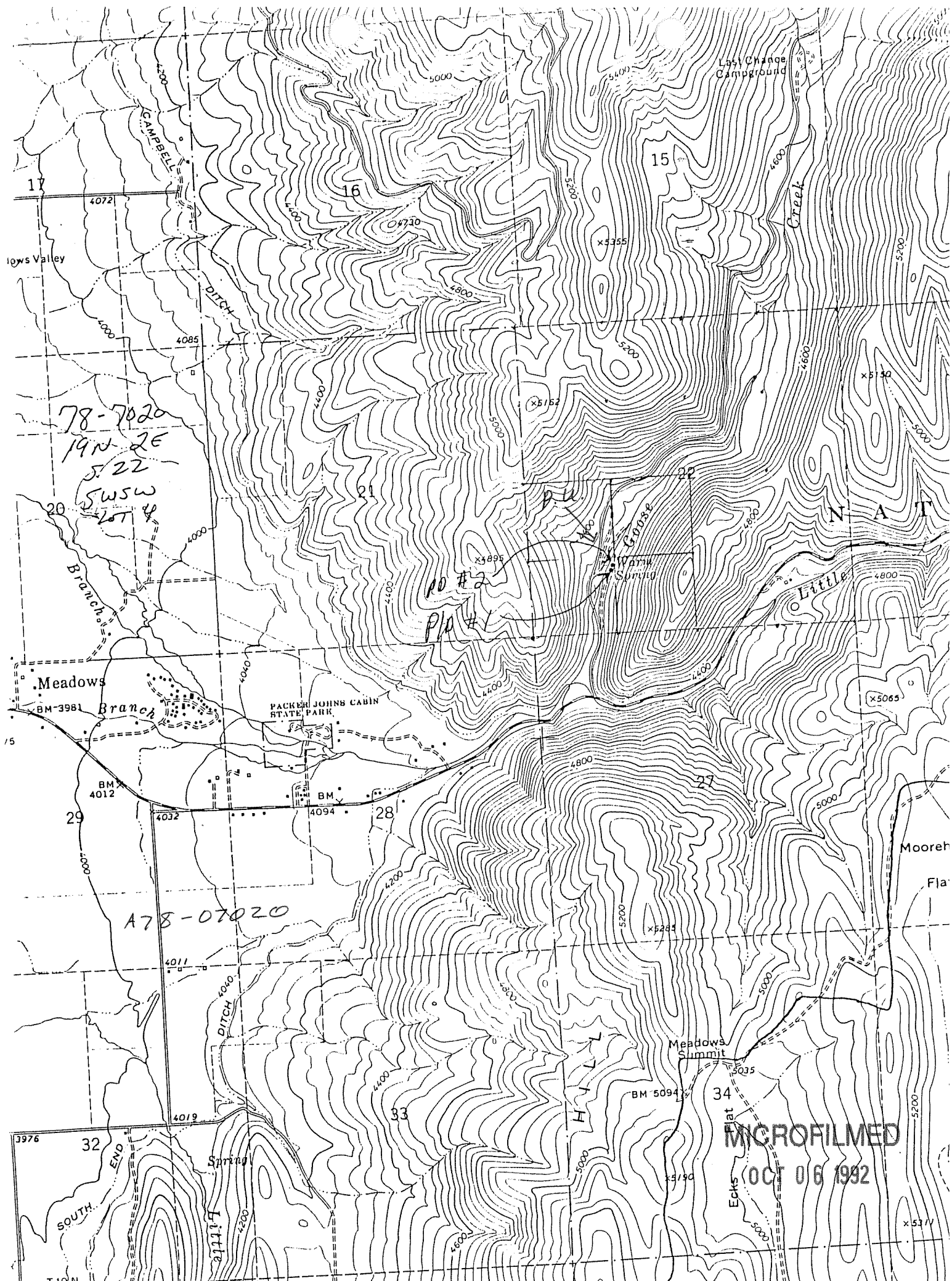
Address _____

Date _____

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Last Name Krigbaum Ident. Number A78-07020

Copies White-State, Yellow-Claimant



78-7020
19N 2E
S 22
5WSW
Lot 4

RD #2
PLAT #

A78-07020

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