

09/22/2006

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

RIGHT NUMBER: 67-4027

NAME AND ADDRESS: REBECCA A NOLAN
3016 GOODRICH RD
CAMBRIDGE ID 83610

JOHN D NOLAN
3016 GOODRICH RD
CAMBRIDGE ID 83610

SOURCE: LAKEY HOT SPRINGS

TRIBUTARY: WEISER RIVER

QUANTITY: 0.040 CFS

PRIORITY DATE: 11/01/1959

POINT OF DIVERSION:

T14N R02W S6 NENWNW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
HEATING	01/01 12/31	0.040 CFS
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: HEATING Within WASHINGTON County

T14N R02W S06 NWNW

DOMESTIC Within WASHINGTON County

T14N R02W S06 NWNW

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 - Beneficial Use

06/15/2006

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

RIGHT NUMBER: 67-4027

NAME AND ADDRESS: JOAN E LAKEY
3024 GOODRICH RD SP 19
CAMBRIDGE ID 83610

WILLIAM DON LAKEY
3024 GOODRICH RD SP 19
CAMBRIDGE ID 83610

SOURCE: LAKEY HOT SPRINGS

TRIBUTARY: WEISER RIVER

QUANTITY: 0.040 CFS

PRIORITY DATE: 11/01/1959

POINT OF DIVERSION:

T14N R02W S6 NENWNW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
HEATING	01/01 12/31	0.040 CFS
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: HEATING Within WASHINGTON County

T14N R02W S06 NWNW

DOMESTIC Within WASHINGTON County

T14N R02W S06 NWNW

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 - Beneficial Use



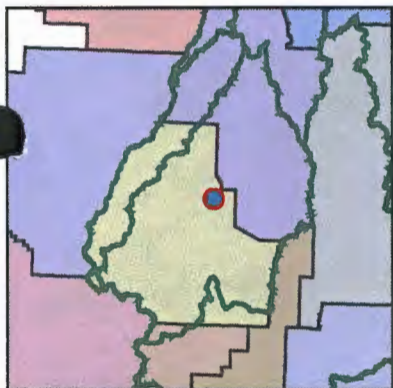
Idaho Department of Water Resources

SRBA Recommendation:

67-4027

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



Prepared by M. Van Bussum
On Thursday, June 15, 2006
1987/88 Aerial Photography

Adjudication Recommendation Report 67-4027 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	HERBERT M ASSEL KING CITY, MO 64463
Current Owner	JOAN E LAKEY 3024 GOODRICH RD SP 19 CAMBRIDGE, ID 83610 (208)256-4384
Original Owner	IDA E ASSEL KING CITY, MO 64463
Current Owner	WILLIAM DON LAKEY 3024 GOODRICH RD SP 19 CAMBRIDGE, ID 83610 (208)256-4384

Status: Active

<u>Source</u>	<u>Tributary</u>
LAKEY HOT SPRINGS	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
HEATING	01/01 to 12/31	0.040 CFS	
DOMESTIC	01/01 to 12/31	0.040 CFS	
	Total Diversion:	0.040 CFS	

LAKEY HOT SPRINGS NE1/4NW1/4NW1/4 Sec. 6, Twp 14N, Rge 02W, B.M.
WASHINGTON County

HEATING

[illegible]

DOMESTIC

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

14N 02W 6		X		
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Conditions of Approval:

1. C18 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.

Remarks:Comments:

1. mvanbussum 6/15/2006 POD
Comment: POD generated from claim map.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
POD	2/15/2005 3:20:30 PM	dnarsavage			Active
Source	2/15/2005 3:31:43 PM	dnarsavage			Active
Source	2/15/2005 3:31:48 PM	dnarsavage			Active
POU	2/15/2005 3:32:33 PM	dnarsavage			Active
Use	2/15/2005 3:34:18 PM	dnarsavage			Active
Season	2/15/2005 3:34:57 PM	dnarsavage			Active
Quantity	2/15/2005 3:35:46 PM	dnarsavage			Active
Summary			02/15/2005	dnarsavage	Active
Priority Date	2/15/2005 3:37:03 PM	dnarsavage			Active
Contacts	6/15/2006 11:22:19 AM	mvanbussum			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

Priority Date	6/15/2006 11:23:01 AM	mvanbussum	Active
POD	6/15/2006 11:23:22 AM	mvanbussum	Active
Source	6/15/2006 11:28:54 AM	mvanbussum	Active
POU	6/15/2006 11:29:15 AM	mvanbussum	Active
Use	6/15/2006 11:32:36 AM	mvanbussum	Active
Use	6/15/2006 11:32:47 AM	mvanbussum	Active
Season	6/15/2006 11:33:29 AM	mvanbussum	Active
Quantity	6/15/2006 11:34:04 AM	mvanbussum	Active
Summary	06/15/2006	mvanbussum	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Source	2/15/2005 3:31:44 PM	dnarsavage	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit? (Yes) 3. Has the licensed been issued? (Yes) 5. Can the claimed source be verified using the water right file?
Source	2/15/2005 3:31:48 PM	dnarsavage	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit? (Yes) 3. Has the licensed been issued? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	2/15/2005 3:32:34 PM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (Yes) 3. Is the basis of claim a Application or Permit? (Yes) 4. Has the licensed been issued yet? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	2/15/2005 3:34:19 PM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (Yes) 3. Has the licensed been issued? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

Quantity	2/15/2005 3:35:46 PM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (Yes) 3. Has the licensed been issued? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?
Priority Date	2/15/2005 3:37:04 PM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	2/15/2005 3:20:30 PM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Season	2/15/2005 3:34:57 PM	dnarsavage	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit? (Yes) 3. Has the licensed been issued? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administrativly determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

Summary	2/15/2005 3:36:55 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (No) 10. Would you like to set the verification date?
POD	6/15/2006 11:28:06 AM	mvanbussum	Updated shape
POU	6/15/2006 11:31:27 AM	mvanbussum	Updated shape for Active POU
POU	6/15/2006 11:32:14 AM	mvanbussum	Updated shape for Active POU
Use	6/15/2006 11:32:39 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Imagery and claimant communication verify purpose of use.
Use	6/15/2006 11:32:49 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Imagery and claimant communication verify purpose of use.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

Season	6/15/2006 11:33:32 AM	mvanbussum	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required? Description for Question 15 - Recommended IDWR standard period of use for heating and domestic.
Quantity	6/15/2006 11:34:07 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Per Dave Tuthill, no flow measurement needed if claimed diversion rate is less than 0.2 cfs.
Summary	6/15/2006 11:34:47 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Contacts	6/15/2006 11:22:22 AM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

General	6/15/2006 11:23:03 AM	mvanbussum	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Multiple affidavits date to 1958 and substantiate use of water since 1959.
POD	6/15/2006 11:23:25 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	6/15/2006 11:31:53 AM	mvanbussum	Updated shape for Active POU
Source	6/15/2006 11:28:57 AM	mvanbussum	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Imagery and claimant communication verify source.
POU	6/15/2006 11:29:18 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Imagery and claimant communication verify POU.

Water Supply Bank:

RECEIVED

JAN 20 2006

DEPARTMENT OF
WATER RESOURCES

CAMBRIDGE, IDAHO
CASH TURNER
For Further Information

Open For
Development
HOT SPRINGS
Water Temp. 160 Degrees
FIRST SHALLOW WELL
produces over 500 G.P.M.
Other Springs Still Flow
Good Industrial Location
3 Miles East of
CAMBRIDGE, IDAHO

HARDEN & COMPANY

WELL CONSTRUCTION • DRILLING • DEVELOPMENT
ROUTE 3 — PHONE 6366 — BOISE, IDAHO

12099

NAME CASH TURNER DATE 8/1/57
ADDRESS Cambridge

CASH	CHARGE	ON ACCT.	TITLE	PAID OUT		MISCEL.
				BUS.	FAR. INV. DRAW.	
28	3" of 12" casing			5.50		210 37
28	Drilling			7.50		235
1	12" Drive shoe					75 33
4	Hours Portering			15		60
						630 72

Monica
Let me know if you
need anything else on
this
Thanks
Becky Nelson
208-257-3849

SCANNED
JAN 20 2006

On July 30, 1957, a 12 inch well was driven to a depth of 45 feet at the Cash Turner place 3 miles east of Cambridge, Idaho. Well driller Orval Harden estimated the flowing well would produce between 450 and 900 gallons of hot water (160 degrees) per minute. Other nearby hot springs continue to flow and invite the drilling of more hot water wells.

Industrial Possibilities

For industries expending large amounts for heating, drying, etc., these springs pouring forth scalding water since before the white man came to Idaho, offers industry a cheap source of heat and they are unobligated as of Sept. 10, 1957.

Other Industrial Advantages

These springs are located only two miles from U. S. Highway 95 (I-84), only a stones throw from the Union Pacific railroad tracks, a shorter distance yet from Weiser river where cold, clear water can be obtained and where sewage can be disposed of. Also available near the springs are hundreds of acres of flat farm land, ideal for building sites. Lumber is plentiful in this area and an all-electric saw mill operates within a mile of the springs. Trees along the river also offer wonderful locations for camp grounds from where Cuddy, Hitt and Council mountains add much to the beauty of the scenery.

East Entrance To HELL'S CANYON

In addition to the above, Cuddy bridge is the east entrance to the famed Hells Canyon where Idaho

Power company now has Brownlee and Oxbow hydroelectric projects under way, which is bringing hundreds of tourists daily to visit and where over 1200 men are employed. Brownlee dam, just 29 miles west of Cambridge, insures an abundance of cheap electric power by the summer of 1959.

Housing Badly Needed

One sad note in the picture is the housing problem. With dam and highways being built in the area, the hundreds of tourists passing through enroute to the dam Payette Lakes, Salmon, Beyer, the Selway and North Idaho, are forced to find accommodations, elsewhere as our only motel and all housing is filled to capacity.

ANALYSIS OF HOT SPRING WATER

Temperature - 60	of 160	ppm
Turbidity		ppm
Saturation index		ppm
Chlor		ppm
Odor		ppm
Total Solids	572	ppm
Calcium (as Mg)	34	ppm
Magnesium (as Mg)	0.5	ppm
Iron (as Mn)	0.05	ppm
Manganese (as Mn)		ppm
Aluminum (as Al)		ppm
Alkalinity (as CaCO ₃)		ppm
Carbonate		ppm
Bicarbonate	43	ppm
Chlorides (as Cl)	145	ppm
Sulfates (as SO ₄)	197	ppm
Fluorides (as F)	1.8	ppm
Phosphates (as PO ₄ O)		ppm
Hardness (as CaCO ₃)		ppm
(calculated) soap	47	ppm
Parts Per Million		

State Chemist Vaughn Anderson

Dated this January , 2006
Affidavit for beneficial use of water.

I Ruby Braun
Residing at 2816 Salubria Rd.
Cambridge, Idaho 83610,
telephone # (208) 257-3424
have personal knowledge of the beneficial use of the water right number 67-4027 Lakey Hot Springs. Having known Herbert M. and Ida E. Assel the owners of Lakey Hot Springs during the years 1958 through present.

During this entire time period I knew of their use of the hot springs water for household use including hot water for laundry, bathing and hot water heat in their home. I am also aware of their use of the spring hot water for use during slaughter time for scalding of hogs by themselves and neighbors within the local community.

To my knowledge the hot springs water has been used for beneficial uses for the entire time period 1959 through the present date.

Comments:

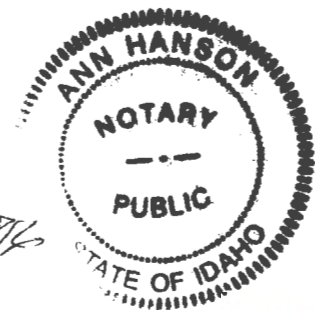
I knew the Assel when they owned the Hot Spring Ranch
& I also have known the owners since.

Signature Ruby Braun Date 1-11-06

State of Idaho
County of Washington

Subscribed before me, this 11th day of January, 2006

Ann Hanson
Cambridge 3-31-10



SCANNED
JAN 20 2006

Dated this January , 2006
Affidavit for beneficial use of water.

I James B. Cunningham
Residing at _____
Cambridge, Idaho 83610,
telephone # (208) 257-3455

have personal knowledge of the beneficial use of the water right number **67-4027 Lakey Hot Springs**. Having known Herbert M. and Ida E. Assel the owners of Lakey Hot Springs during the years 1958 through present.

During this entire time period I knew of their use of the hot springs water for household use including hot water for laundry, bathing and hot water heat in their home. I am also aware of their use of the spring hot water for use during slaughter time for scalding of hogs by themselves and neighbors within the local community.

To my knowledge the hot springs water has been used for beneficial uses for the entire time period 1959 through the present date.

Comments:

Signature James B. Cunningham Date 1-9-06

State of Idaho
County of Washington

Subscribed before me the 9th day of January 2006.

Debbie A Maxwell

SCANNED
JAN 20 2006

Dated this January , 2006
Affidavit for beneficial use of water.

I HARVEY BRAUN

Residing at 2977 STAGECOACH RD

Cambridge, Idaho 83610,

telephone # (208) 257-3431

have personal knowledge of the beneficial use of the water right number 67-4027 Lakey Hot Springs. Having known Herbert M. and Ida E. Assel the owners of Lakey Hot Springs during the years 1958 through present.

During this entire time period I knew of their use of the hot springs water for household use including hot water for laundry, bathing and hot water heat in their home. I am also aware of their use of the spring hot water for use during slaughter time for scalding of hogs by themselves and neighbors within the local community.

To my knowledge the hot springs water has been used for beneficial uses for the entire time period 1959 through the present date.

Comments:

Signature H

Date 1/9/06

State of Idaho
County of Washington

Subscribed before me the 9th day of January, 2006

Debbie S Maxwell

SCANNED ED
JAN 20 2006 2006

Dated this January , 2006
Affidavit for beneficial use of water.

I GARY A BONZELET
Residing at 3372 SCHWENK FOLDER RD
Cambridge, Idaho 83610,
telephone # (208) 257-3526

have personal knowledge of the beneficial use of the water right number 67-4027 Lakey Hot Springs. Having known Herbert M. and Ida E. Assel the owners of Lakey Hot Springs during the years 1958 through present.

During this entire time period I knew of their use of the hot springs water for household use including hot water for laundry, bathing and hot water heat in their home. I am also aware of their use of the spring hot water for use during slaughter time for scalding of hogs by themselves and neighbors within the local community.

To my knowledge the hot springs water has been used for beneficial uses for the entire time period 1959 through the present date.

Comments: I know these facts to be true because I grew up there since I was a kid and was in their house many times

Signature Gary A. Bonzelet Date Jan 11 - 06

State of Idaho
County of Washington

Subscribed before me the 11th day of January 2006

Debbie S Maxwell

SCANNED
JAN 20 2006

Dated this January 5th, 2006
Affidavit for beneficial use of water.

I William Don Lakey & Joan E. Lakey
Residing at Hc 69 box 150
Riggins, Idaho 83549,
telephone # (208) 628-2768
have personal knowledge of the beneficial use of the water right number 67-4027 Lakey Hot Springs. Having known Herbert M. and Ida E. Assel the owners of Lakey Hot Springs during the years 1958 through present.

During this entire time period I knew of their use of the hot springs water for household use including hot water for laundry, bathing and hot water heat in their home. I am also aware of their use of the spring hot water for use during slaughter time for scalding of hogs by themselves and neighbors within the local community.

To my knowledge the hot springs water has been used for beneficial uses for the entire time period 1959 through the present date.

Comments:

I, William Don Lakey with the help of McCrea Plumbing in Coeur d'Alene, ID replaced the old hot water heating system in the old farm house in spring of 1966 which was corroded out from years of use.

Signature

William Don Lakey

Date

Jan-6-06

Joan E. Lakey

1-06-06



Subscribed before me this 6th day of January, 2006.

Ann Hanson
Cambridge
3-31-10

SCANNED
JAN 20 2006

Ms. Becky Nolan
3016 Goodrich Rd
Cambridge ID 83610



State of Idaho Dept Water Resources

322 E. front St.

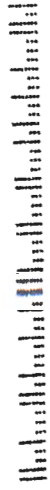
PO Box 83720

Boise, Id

83720-0098

attn Monica Van Bussan

A3720+0098





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 27, 2005

JOHN D NOLAN
REBECCA A NOLAN
3016 GOODRICH ROAD
CAMBRIDGE ID 83610

67-4027

Re: Evidence of Priority Date

Dear Claimant:

We just received your Notice of Change in Water Right Ownership for 67-4027. This Notice of Claim to a Water Right (claim) 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. The date of first use, known as the priority date, has not been confirmed. **Proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.**

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: If no evidence is submitted, IDWR will recommend the SRBA Court decree the claim be disallowed. 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 February 1, 2006, referencing all documents with the corresponding claim number. Send the documents in the enclosed envelope to assure it arrives at the correct location. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. You can contact the Basin 67 team via e-mail at B67questions@IDWR.idaho.gov. If you wish to call, our toll free number is 1-800-451-4129.

Sincerely,

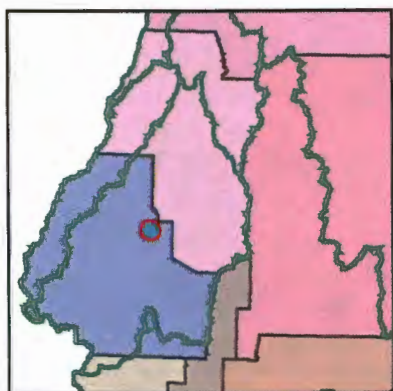
Monica Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau



Idaho Department of Water Resources

Adjudication Claim Number: **67-4027**

T14N R02W
T14N R03W
T15N R02W
T15N R03W



Washington County
IDWR Basin 67



0 0.1 0.2 Miles

A horizontal scale bar with markings for 0, 0.1, and 0.2 miles.

Prepared by M. Van Bussum
On Tuesday, December 27, 2005
2004 NAIP Aerial Photography

MEMORANDUM

TO: File

FROM: Monica Van Bussum

DATE: December 27, 2005

RE: Change of Ownership for 67-4027 from Lakey to Nolan

Please note the POD for this file is also used by license 67-7073 in the name of Yost.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 18, 2005

THOMAS & JULIE HARVEY
1036 HWY 95
INDIAN VALLEY ID 83632

Sent 10/18
MVB

67-4027, 67-10747

Re: Evidence of Priority Date and Ownership

Dear Claimants:

The Notices of Claim to a Water Right (claim) identified with the numbers shown have been filed in the Snake River Basin Adjudication (SRBA). The claims indicate 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. The date of first use, known as the priority date, has not been confirmed. **Proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.**

Enclosed you will find a computer printout of your claims and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. A map of the general area stated in your claims is also enclosed. Please outline the location of your place of use (i.e. house) and note the location of wells or other points of diversion. Please submit the completed maps along with your evidence of priority. This will assist me in making a more accurate recommendation of your claim(s).

PLEASE NOTE: If no evidence is submitted, IDWR will recommend the SRBA Court decree the claim be disallowed. 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, referencing all documents with the corresponding claim number. Send the documents in the enclosed envelope to assure it arrives at the correct location.

This letter addresses multiple, specific issues with the above-mentioned claims. They are listed below.

1. Evidence of Priority for 67-10747

- a. In my last communication of August 24, 2005, in regards to claim 67-10747 I mentioned I had been unable to find a driller's report for the first well on your property. I suggested that you contact the title company and have them trace the deeds back to see if the property in 67-10747 was deemed commercial. If it was, you can use that as evidence of priority.
- b. Also in my communication of August 24, I asked you to send me an affidavit from someone who has been in the area for a while and knows firsthand there have always been two homes on the property, I would have enough information to complete the recommendation for 67-10747. I also mentioned that, if the second home is new and an affidavit is out of the question, you can file a new claim for the second household at a cost of \$25, or you can choose not to file a claim at all as small domestic use rights do not have to be claimed in the SRBA.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

2. I am including a change of ownership form for these claims since I understand from our phone conversation you are purchasing the property from William and Joan Lakey. Please fill it out, sign it and return it to me in the enclosed envelope.
3. Also, on the enclosed Notice of Claim for 67-10747, please ensure the legal description of the place of use is correct as: T15N R01W S32 SW1/4 NE1/4.
 - a. If it is not, please correct it, sign the corrected Notice of Claim, have it notarized and return it to me at this office.
 - b. If it is correct, you do not need to do anything with the Notice of Claim.
4. Claim 67-4027 is also in the Lakeys' names. Please either contact me or send in the change of ownership as soon as possible so I can determine if 67-4027 should be changed to your name. I will need evidence of a priority date for 67-4027.

If I do not receive correspondence from you by **November 4, 2005**, I will set both of the above mentioned water rights to be recommended under Idaho Code 42-111 which will allow for domestic, commercial and heating use, but limits diversion rate to 0.04 cfs and a maximum diversion volume of 2500 gallons per day.

I realize this is a lot of information to process all at once, so please call me at (208) 287-4907 with any questions.

Sincerely,

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau

Enclosures

11/14/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-4027

REBECCA A NOLAN
3016 GOODRICH RD
CAMBRIDGE ID 83610
Telephone Number: (208)257-3849

JOHN D NOLAN
3016 GOODRICH RD
CAMBRIDGE ID 83610
Telephone Number: (208)257-3849

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Add Exp Cond that Heating for house + barn

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

*Condition
added
MVB
12-8-06*

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-29-06

SIGNATURE:

John D Nolan

Please print your name:

John D Nolan

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED
DEC 08 2006

Adjudication Recommendation Report 67-4027 V1

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4027 V1

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	02W	6						X											

Conditions of Approval:

1. X01 Heating use is for house and barn.
2. C18 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.

Remarks:Comments:

1. mvanbussum 6/15/2006 POD
Comment: POD generated from claim map.
2. mvanbussum 12/8/2006 NOE purpose
Comment: Explanatory condition that heating is for house and barn added per NOE correspondence.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: AND/OR
 Water District Number:
 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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
POD	2/15/2005 3:20:30 PM	dnarsavage			Active
Source	2/15/2005 3:31:43 PM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

Source	2/15/2005 3:31:48 PM	dnarsavage	Active
POU	2/15/2005 3:32:33 PM	dnarsavage	Active
Use	2/15/2005 3:34:18 PM	dnarsavage	Active
Season	2/15/2005 3:34:57 PM	dnarsavage	Active
Quantity	2/15/2005 3:35:46 PM	dnarsavage	Active
Summary		02/15/2005 dnarsavage	Active
Priority Date	2/15/2005 3:37:03 PM	dnarsavage	Active
Contacts	6/15/2006 11:22:19 AM	mvanbussum	Active
Priority Date	6/15/2006 11:23:01 AM	mvanbussum	Active
POD	6/15/2006 11:23:22 AM	mvanbussum	Active
Source	6/15/2006 11:28:54 AM	mvanbussum	Active
POU	6/15/2006 11:29:15 AM	mvanbussum	Active
Use	6/15/2006 11:32:36 AM	mvanbussum	Active
Use	6/15/2006 11:32:47 AM	mvanbussum	Active
Season	6/15/2006 11:33:29 AM	mvanbussum	Active
Quantity	6/15/2006 11:34:04 AM	mvanbussum	Active
Summary		06/15/2006 mvanbussum	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log 'ext'</u>
Source	2/15/2005 3:31:44 PM	dnarsavage	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit? (Yes) 3. Has the licensed been issued? (Yes) 5. Can the claimed source be verified using the water right file?
Source	2/15/2005 3:31:48 PM	dnarsavage	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit? (Yes) 3. Has the licensed been issued? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	2/15/2005 3:32:34 PM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (Yes) 3. Is the basis of claim a Application or Permit? (Yes) 4. Has the licensed been issued yet? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

Use	2/15/2005 3:34:19 PM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (Yes) 3. Has the licensed been issued? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Quantity	2/15/2005 3:35:46 PM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (Yes) 3. Has the licensed been issued? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?
Priority Date	2/15/2005 3:37:04 PM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	2/15/2005 3:20:30 PM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

Season	2/15/2005 3:34:57 PM	dnarsavage	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit? (Yes) 3. Has the licensed been issued? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Summary	2/15/2005 3:36:55 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (No) 10. Would you like to set the verification date?
POD	6/15/2006 11:28:06 AM	mvanbussum	Updated shape
POU	6/15/2006 11:31:27 AM	mvanbussum	Updated shape for Active POU
POU	6/15/2006 11:32:14 AM	mvanbussum	Updated shape for Active POU
Use	6/15/2006 11:32:39 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Imagery and claimant communication verify purpose of use.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

Use	6/15/2006 11:32:49 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Imagery and claimant communication verify purpose of use.
Season	6/15/2006 11:33:32 AM	mvanbussum	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required? Description for Question 15 - Recommended IDWR standard period of use for heating and domestic.
Quantity	6/15/2006 11:34:07 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Per Dave Tuthill, no flow measurement needed if claimed diversion rate is less than 0.2 cfs.
Summary	6/15/2006 11:34:47 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification

date?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4027 V1

Contacts	6/15/2006 11:22:22 AM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.
General	6/15/2006 11:23:03 AM	mvanbussum	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Multiple affidavits date to 1958 and substantiate use of water since 1959.
POD	6/15/2006 11:23:25 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	6/15/2006 11:31:53 AM	mvanbussum	Updated shape for Active POU
Source	6/15/2006 11:28:57 AM	mvanbussum	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Imagery and claimant communication verify source.
POU	6/15/2006 11:29:18 AM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Imagery and claimant communication verify POU.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4027 V1

Water Supply Bank:

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 67-4027
Date Received: 10/11/1989
Receipt No: M004901
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

REBECCA A NOLAN Phone: (208)257-3849

3016 GOODRICH RD
CAMBRIDGE ID USA 83610

JOHN D NOLAN Phone: (208)257-3849

3016 GOODRICH RD
CAMBRIDGE ID USA 83610

2. Date of Priority: 11/01/1959

3. Source: LAKEY HOT SPRINGS Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14N	02W	6	NE NW NW	WASHINGTON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
HEATING	01/01	12/31	0.04	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	02W	6	NW	NW	HEATING	
			NW	NW	DOMESTIC	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

WATER IS 158 DEGREES AT THE SURFACE.
| ADDRESS CHANGE BY CLAIMANT LETTER.

15. Basis of Claim: Beneficial Use

RECEIVED

SEP 12 1996

WATER RESOURCES
WESTERN REGION

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A67-04027**
Date Received: 10/11/1989
Receipt No: M004901
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JOAN E LAKEY 208-256-4384
Address: 3024 GOODRICH RD SP 19
CAMBRIDGE ID 83610

OR

Name: WILLIAM DON LAKEY 208-256-4384
Address: 3024 GOODRICH RD SP 19
CAMBRIDGE ID 83610

2. Date of Priority: NOV 1, 1959

3. Source: LAKEY HOT SPRINGS Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	02W	6	NE	NW	NW		WASHINGTON

5. Description of diverting works:
ARTESIAN 12" WELL 50' DEEP DRIVEN INTO SPRING PUMPS, PIPED OUT.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
HEATING	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOUSEHOLD; H/ HOUSE & BARN HEATING SYSTEM

SCANNED
APR 08 2004

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	02W	6	NW	NW		DOMEST	
			NW	NW		HEAT	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-07073; A67-07513

14. Remarks:
WATER IS 158 DEGREES AT THE SURFACE.
|
ADDRESS CHANGE BY CLAIMANT LETTER.

15. Basis of Claim: BENEFICIAL USE

5400

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: A67-04027
Date Received: 10-11-89
Receipt No: 1024901
Received By: JB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM DON LAKEY 208-256-4384
Address: HC 68 BOX 2240
CAMBRIDGE, ID 83610
OR
Name: JOAN E. LAKEY 208-256-4384
Address: HC 68 BOX 2240
CAMBRIDGE, ID 83610

2. Date of Priority: NOV 01, 1959

3. Source: LAKEY HOT SPRINGS Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	02W	6	NE	NW	NW		WASHINGTON

5. Description of diverting works:
ARTESIAN 12" WELL 50' DEEP DRIVEN INTO SPRING PUMPS, PIPED OUT.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
HEATING	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOUSEHOLD; H/ HOUSE & BARN HEATING SYSTEM

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	02W	6	NW	NW		DOMEST	
			NW	NW		HEAT	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-07073; A67-07513

14. Remarks:
WATER IS 158 DEGREES AT THE SURFACE.

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

Number of attachments: 1

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): X William Don Lehey Date: 10-11-89
Date: _____

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of October 19 89

Anna Baunhoff
Notary Public

Seal

Residing at Anna Baunhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires My Commission Expires December 7, 1994

Identification No. _____

Claim No. 67-4027

Map No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION**

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant HERBERT M. and/or IDA E. ASSEL
post office address King City, Missouri 64463

2. The point of diversion is in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 6 Township 14N
Range 2W B.M. located on unnamed springs (hot)
(name of source)
tributary to Weiser River in Washington County,

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

Domestic and heating 11-1959 amount: .80 c.f.s. or _____ acre feet

Industrial 11-1964 amount: .80 c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

Total claimed .80 c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use Domestic period of use from 1/1 to 12/31 (both dates inclusive)

use Heating period of use from 1/1 to 12/31 (both dates inclusive)

use Ind. period of use from 1/1 to 12/31 (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of collection pond and pumps; length is _____ feet; height is _____ feet;

width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____

capacity of pump is _____ g.p.m.; name and address of well driller is _____

67 4027

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

[illegible]

b. Do you get water through a ditch owned by several users? _____ yes, give the name of the ditch
_____. The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
Industrial - is sawmill use for heating - keeping pond ~~XXX~~ from freezing and general
use (sawmill).

See permit 28815/67-2281 cancelled which I lost for non-payment of a licensing fee
when I moved and did not change my address.

Sawmill is located - SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 14 N., R. 3 W., B.M. Domestic place of use
is - NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, T. 14 N., R. 2 W., B.M.

State of Idaho

County of Ada } ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the
foregoing claim to a water right, together with all attached information, and that the matters and facts therein are
true to the best of the affiant's knowledge.

Herbert M. Assel
Claimant

Sworn to before me this 21 day of August, 1972

Gary L. Ross
Notary Public

Residing at Boise,

My commission expires 7/29/1975

For Department Use Only

Received by RSP Date 8/21/1972

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

Prelim. check by RSP Date 8/21/1972 # 8733 00

Fee received by SP Date 8-21-72 Fee \$ 10.00

Approved for publication by _____

Published in _____ Dates _____

67 4027



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-0000
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

SEP 11 1996

PHILIP E. BATT
GOVERNOR

September 5, 1996

KARL BREHER
DIRECTOR

SEP 12 1996

WATER RESOURCES
WESTERN REGION

WILLIAM DON OR JOAN LAKEY
3024 GOODRICH RD SP 19
CAMBRIDGE ID 83610

Re: Snake River Basin Adjudication (SRBA)
Notices of Claim No. A67-00035A, A67-04027, A67-07513 &
A67-10747
Change of Address

*A'Neunds changed. SRBA records
9-11-96*

Dear Claimants,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claims can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

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

Joan Lakey
Claimant Signature

SCANNED
APR 08 2004

MICROFILMED
OCT 22 1996

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

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

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

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

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

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

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

42742
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

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



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☐ ATTEMPTED NOT KNOWN
☐ UNCLAIMED ☐ REFUSED
☐ NO SUCH STREET
☐ NO SUCH NUMBER
☐ INSUFFICIENT ADDRESS

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APR 19 1995**

Department of Water Resources

~~WILLIAM DON LAKEY
JOAN LAKEY
HC 68 BOX 2240
CAMBRIDGE ID 83610~~

**MICROFILMED
OCT 22 1996**

*Correction
3024 Goodrich Rd, Sp 19
Clembridge, Id 83610*

*A67-0035A-
-- 04027-
-- 07513-
-- 10747*

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3024 Goodrich Rd, Sp19
Cambridge, Id 83610*

*> A67-0035A7C own
A67-00085B-0 own
r-04027
r-07073-0 own
r-07513
r-10747*