

06/10/2002

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

RIGHT NUMBER: 29-2549
NAME AND ADDRESS: DOWNATA RANCH & RECREATION INC
C/O DARLENE DOUNS
PO BOX 185
DOWNEY ID 83234

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.02 CFS
7.0 AFY

PRIORITY DATE: 09/21/1967

POINT OF DIVERSION:
T12S R37E S14 NENE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.020 CFS 7.00 AFY

PLACE OF USE: IRRIGATION Within BANNOCK County
T12S R37E S12 SWSW 2.0

2 ACRES TOTAL

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.

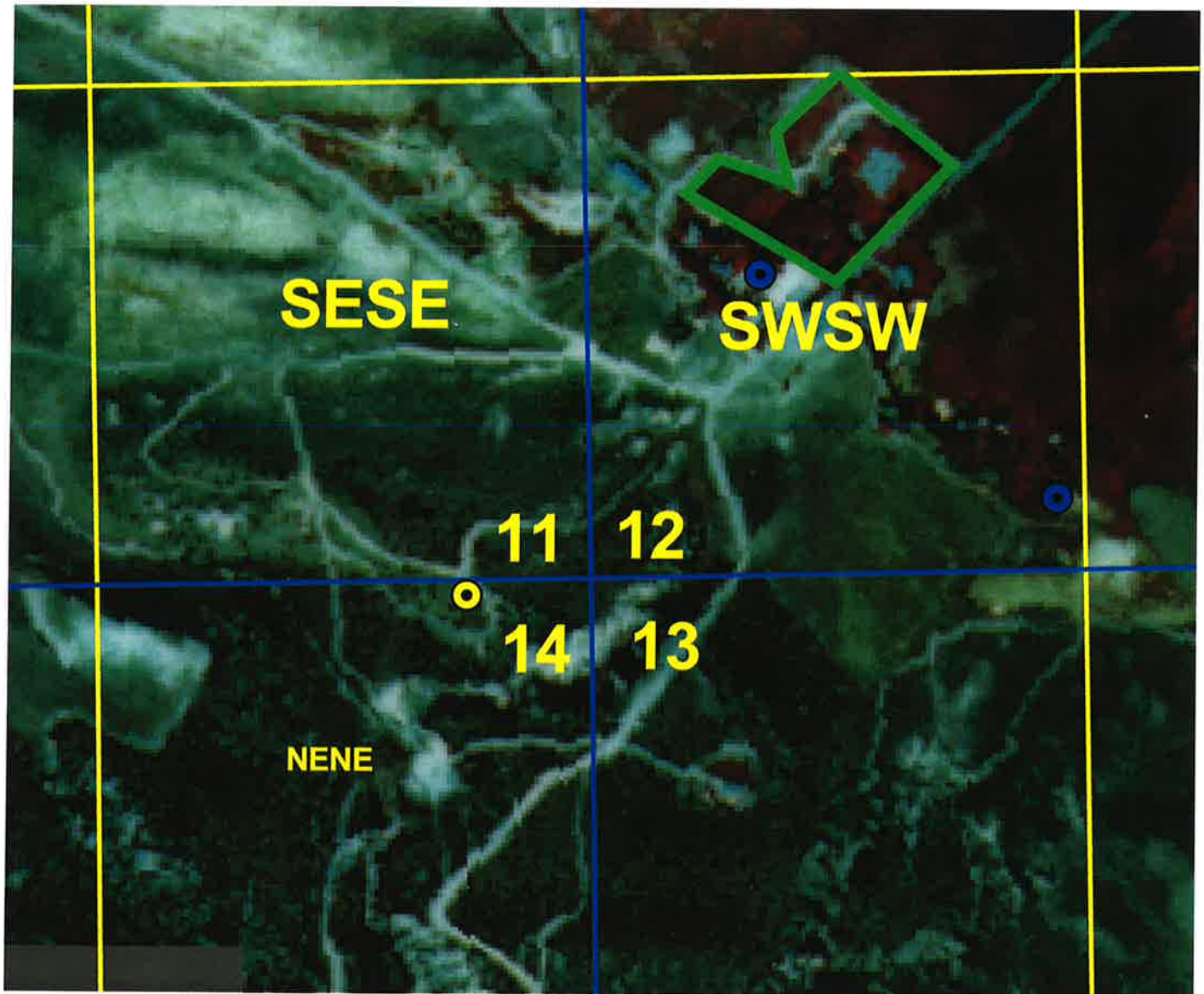
EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES

29-02549

T12S, R37E SEC. 12



POINT OF DIVERSION



PLACE OF USE

ACRES IRRIGATED- 2

PROFILED

SCANNED

FEB 23 2006

GIS: PLACE OF USE

POINT OF DIVERSION

1987/1988 NAPP PHOTOS

DAVE CARLSON

02/20/2003

Dave

**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: April 21, 2003

Water right number: 29-2549

DOWNATA RANCH & RECREATION INC
C/O DARLENE DOUNS
PO BOX 185
DOWNEY ID 83234
Telephone Number: (208) 897-5736

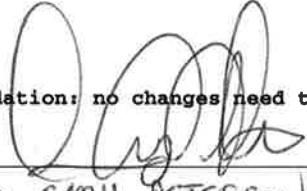
1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

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:

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

DATE: 21 APR 2003

SIGNATURE: 

Please print your name: D. GARY PETERSON ATT FOR DOWNATA RANCH +
RECREATION, INC

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

PROFILED

SCANNED

FEB 23 2006

RECEIVED
APR 21 2003
Department of Water Resources
Eastern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 28, 2002

GARY PETERSON
BEARD ST CLAIR GAFFNEY MCNAMARA CALDER
2105 CORONADO
IDAHO FALLS ID 83404

RE: WATER RIGHTS 29-491A, 29-491B, 29-2293, 29-2396, 29-2491, 29-2549,
29-4074, 29-7406, 29-13338

Dear Mr. Peterson:

On May 8, 2002, our office received your letter requesting we add D. Gary Peterson, Roger H. Thompson and Marilyn Gunnell to the above referenced water rights. I have made the change and copies of the claims are enclosed for your files

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure

cc: Roger H. Thompson
Marilyn Gunnell

PROFILED

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FEB 23 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-2549

WATER RIGHT NUMBER: 29-2549

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOWNATA RANCH & RECREATION INC C/O DARLENE DOUNS PO BOX 185 DOWNEY, ID 83234 (208) 897-5736
Attorney	DOWNATA RANCH & RECREATION INC C/O D GARY PETERSON BEARD ST CLAIR GAFFNEY MCNAMARA CALDER 2105 CORONADO IDAHO FALLS, ID 83404
Attorney	DOWNATA RANCH & RECREATION INC C/O ROGER H THOMPSON THOMPSON MICHIE ASSOCIATES INC 111 E BROADWAY STE 1200 SALT LAKE CITY, UT 84111
Representative	DOWNATA RANCH & RECREATION INC C/O MARILYN GUNNELL 1740 MELWOOD DR GLENDALE, CA 91207
Original Owner	DOWNATA HOT SPRINGS DOWNEY, ID 83234

Priority Date: 09/21/1967

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.020 CFS	7.20 AF
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 12, Twp 12S, Rge 37E, B.M.
BANNOCK County		

Place of UseIRRIGATION Within BANNOCK County

T12S R37E S12 SWSW 2.0

Total Acres: 2

Conditions of Approval:



THOMPSON
MICHIE
ASSOCIATES,
INC.

May 6, 2002

Mr. Dave Carlson
Idaho Department of Water Resources
Eastern District Office
900 North Skyline Drive
Idaho Falls, ID 83402

RECEIVED
MAY 08 2002
Department of Water Resources
Eastern Region

Re: Downata Ranch & Recreation Company
Water Rights

Dear Mr. Carlson:

I was advised by Mr. Gary Peterson, Esquire, to increase the number of persons who should be receiving notices with respect to the water rights of Downata Ranch & Recreation Company.

Consequently, with respect to SRBA water rights nos. 29-13338, 29-2491, 29-02549, 29-00491, 29-07406, 29-02396, 29-04074, 29-02293, and any other water rights appearing in the name of Downata Ranch and Recreation Company, please add the following names (and addresses) of people to receive notices, to the extent they do not already appear:

D. Gary Peterson, Esquire
Beard St. Clair Gaffney McNamara Calder
2105 Coronado
Idaho Falls, Idaho 83404-7495

Roger H. Thompson, Esquire
Thompson Michie Associates Inc.
111 East Broadway, Suite 1200
Salt Lake City, UT 84111

Marilyn Gunnell
1740 Melwood Drive
Glendale, CA 91207

Sincerely,


Roger H. Thompson

cc. Gary Peterson, Esquire

111 EAST
BROADWAY
SUITE 1200
SALT LAKE CITY
UTAH 84111
801 532-6143
FAX 801 532-6159
TRUSTEES
OF
AMERICA'S
REAL
ESTATE
MANAGEMENT
CONSULTING
MARKETING

PROFILED

SCANNED
FEB 23 2006

ROGER H. THOMPSON
EXECUTIVE VICE PRESIDENT
AND GENERAL COUNSEL

DAVE
JUNE 1, 2001

DEAR MS. DOUNS;

WATER RIGHT NUMBERS A29-00491A, A29-00491B, A29-00492A,
A29-02293, A29-02549, A29-04074, A29-02396 AND A29-07406
HAVE BEEN CHANGED TO REFLECT THE ADDRESS ON THE FRONT OF
THIS CARD.

IF YOU HAVE ANY QUESTIONS FEEL FREE TO CONTACT THIS OFFICE
AT 208-525-7161.

RESPECTFULLY SUBMITTED,

Cheri Vandermeulen

CHERI VANDERMEULEN
RECORDS CLERK



DOWNATA RANCH & RECREATION INC
C/O DARLEN DOUNS
PO BOX 185
DOWNEY ID 83234

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FEB 23 2006

CHANGE IN ADDRESS

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

[] Water Right Number(s): A29-00491A A29-04074
A29-00491B A29-07406
A29-00492A A29-02894
A29-02293 A29-2549

[] Old Mailing Address: ~~A29-02296~~ Downata Ranch & Co
PO c/o Gary Peterson ESP
PO Box 51718 IIT 83405-1718

[] New Mailing Address: PO Box 185
Downey Idaho 83234

[] Telephone Number: (208) 897 5736

[] Signature of Claimant: Darlene Downey, Manager

[] Date: 5/31/01

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

SCANNED

FEB 23 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

May 8, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DOWNATA RANCH & RECREATION INC
PO BOX 185
DOWNEY ID 83234

RE: CHANGE OF ADDRESS FOR A29-00491A, A29-00491B,
A29-00492A, A29-02293, A29-02396, A29-02549, A29-04074,
A29-07406

Dear Sir or Madam:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

Downata Ranch & Recreation Inc
C/O D Gary Peterson ESQ
Hansen Beard Law Firm
Po Box 51718
Idaho Falls ID 83405-1718

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure(s)

PROFILED

SCANNED
FEB 23 2006

SCANNED
FEB 23 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

29-491A-dom.
29-491B
29-492A
29-2293
29-2390
29-2649
29-4074
29-7400

NOT DELIVERABLE
NO ADDRESSEE
UNABLE TO FORWARD

WAA
SD



DOWNATA RANCH & RECREATION INC
C/O D GARY PETERSON ESQ
HANSEN BEARD LAW FIRM
PO BOX 51718
IDAHO FALLS ID 834051718

83234

Downey

PO BOX 185

83405+1718



WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

WELL OWNER

Name Wayne McQuivey
Address Hot Springs Ranch Downey, Idaho
Owner's Permit No. 29 - 7570

NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type)
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

WELL CONSTRUCTION

Diameter of hole 20 inches Total depth 367 feet
Casing schedule: ☒ Steel ☐ Concrete
Thickness 1/4 inches Diameter 20 inches From 0 feet To 260 feet
16 inches 16 inches 247 feet 347 feet
Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☒ Yes ☐ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☒ Torch
Size of perforation 5/16 inches by 6 inches
Number 860 perforations From 260 feet To 347 feet
perforations feet
perforations feet

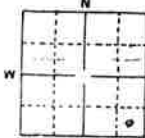
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal depth 20ft Material used in seal ☒ Cement grout
☐ Pudding clay ☐ Well cuttings
Sealing procedure used ☐ Sherry pit ☐ Temporary surface casing
Cemented upper 20ft ☒ Overbore to seal depth

LOCATION OF WELL

Skyline map location must agree with written location.



Subdivision Name JUL 1 1981

Department of Water Resources
Eastern District Office

County Bannock

SE 1/4 SE 1/4 Sec. 11, T. 12 S., R. 37 E.

USE ADDITIONAL SHEETS IF NECESSARY

7. WATER LEVEL

Static water level 144 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug ☒ Pump

8. WELL TEST DATA

☐ Pump ☒ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth From	To	Material	Water Yes	No
20	0	1	top soil		☒
	1	150	hard sandstone		☒
	150	155	fine sand		☒
	155	165	hard sandstone		☒
	165	170	sand and water	x	
	170	225	hard sandstone		☒
	225	230	blue clay and sand		☒
	230	280	brown clay		☒
16	247		reduced to 16" casing but carried 20" down to 260'		☒
	262		started the perforating and perforated to 347'		☒
	280	292	good gravel and water	x	
	292	325	brown clay and water	x	
	325	330	brown clay		☒
	330	367	hard sandstone		☒
			347' to 367' open hole - and no perforations		

10. Work started March 5, 1981 finished June 23, 1981

11. DRILLERS CERTIFICATION

Firm Name Cagle and Son Drilling Firm No. 140

Address Downey, Idaho Date _____

Signed by (Firm Official) [Signature]
and
(Operator) [Signature]

WR5809NP
No. 29-02491

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/03/01
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DOWNATA HOT SPRINGS INC.	05/04/1964	DOMESTIC RECREATION	01/01 12/31 01/01 12/31	0.450 CFS	0.73 AFA 0.73 AFA
TOTAL DIVERSION:					0.450 CFS	0.73 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T12S R37E S12

SWSW

BANNOCK County

Place of use Legal Description for: RECREATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
12S	37E	12	:																	:
			:																	:

Place of use location for DOMESTIC is the same location as described for: RECREATION

Pou County: BANNOCK

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: GEN SUBJECT TO STIPULATION DATED 5/10/1968. SEE FILE.

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date: 08/21/1979

Priority Date: 05/04/1964
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: Field Exam Fee:

Audit: 03/12/85 05/22/88 CONVERT

See, 1st.
Well irrigation
N42 23 12.4 4954
W112 05 30.6
A29 - 2491

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-02549	12S	37E	12		SW	SW			BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A29-00491A NONE
A29-00492
A29-00492A
A29-11054

WR RECORDS IN SAME 40 ACRE TRACT

29-00491A
29-00492
29-02491

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
29-02549	12S	37E	12		SW	SW			BANNOCK		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

29-00491A
29-00492
29-02491

A29-00491A
A29-00492
A29-00492A
A29-11054

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

A. ROOT WATER RIGHT NUMBERS: A29-02549

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	37E	12	SW	SW		DOWNATA RANCH & RECREATION INCA29-02549	/ 2.0	- /			33.0
			SW	SW		DOWNATA RANCH & RECREATION INCA29-00491A	/ 40.0	29-00491A /			
			SW	SW		HADLEY, JACK M A29-11054	/ 5.0	- /			
			SW	SW		DOWNATA RANCH & RECREATION INCA29-00491B	/	- /			
			SW	SW		DOWNATA RANCH & RECREATION INCA29-00492A	/	- /			
			SW	SW		HADLEY, JACK M A29-00492	/ 5.0	29-00492 /			
			SW	SW		UNDERWOOD, WILLIAM C.		11-00015 /			
			SW	SW		MARSHALL, ALEXANDER		11-00016 /			
			SW	SW		DOWNATA HOT SPRINGS INC.		29-02491 /			

ADDITIONAL POU FOUND

TOTAL ACRES	A29-02549	2.00	33.00
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POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-02549	GROUNDWATER	DOWNATA RANCH & RECREATION INC	0.020	0.010		
A29-00491A	HOT SPRINGS	DOWNATA RANCH & RECREATION INC	1.860	0.005		
A29-00492	SPRINGS	HADLEY, JACK M	0.060	0.004		
A29-11054	SPRINGS	HADLEY, JACK M	0.270	0.020		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A29-11054	STOCKWATER	HADLEY, JACK M	FROM 01-01 TO 12-31	0.030 CFS	
A29-11054	DOMESTIC	HADLEY, JACK M	FROM 01-01 TO 12-31	0.040 CFS	
A29-00491B	RECREATION	DOWNATA RANCH & RECREATION INC	FROM 01-01 TO 12-31	0.080 CFS	
A29-00492A	RECREATION	DOWNATA RANCH & RECREATION INC	FROM 01-01 TO 12-31	0.060 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE? Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM:

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS? N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y() N()

WR5809NP
No. 29-02549

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/03/01
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DOWNATA HOT SPRINGS	02/21/1967	IRRIGATION	04/01 10/31	0.020 CFS	7.20 AFA
TOTAL DIVERSION:					0.020 CFS	7.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T12S R37E S12 SWSW

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
12S	37E	12	:																	:	2.0
																				TOTAL ACRES	2.0

Pou County: BANNOCK

Dates:	App. Received:	Priority Date:	02/21/1967
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/21/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 03/12/85 05/22/88 CONVERT

State of Idaho

DOWNATA HOT SPRINGS

of Downey, Idaho

1967 12 JANUARY

proposed works were completed at about

John F. Kennedy

1998



Trial	Control	MCI	AD
1	95	85	75
2	95	85	75
3	95	80	70
4	95	78	68
5	95	75	65

1000

from

in accordance with the laws

d in the records of the Idaho

21 200 1/2 110

621

1981

0135	0146	0147	0148	0149	0150
------	------	------	------	------	------



Figure 1

water hereby confirmed is re-

This micrograph shows a cross-section of a polymer matrix with dispersed particles. The particles are small and dark, and the matrix is a lighter, textured material. The overall appearance is granular and heterogeneous.

2. UNION OF SOVIET REPUBLICS

1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26



Source of supply SWD

a tributary of _____

Location of P.D. (s) SW 1/4 SW 1/4 Sec. 12 12S 37E

Water is used for Irrigation

Quantity of water found 9.1 g.p.m. .02 c.f.

How was the measurement made? Pres. gage

Measurement calculations _____

1 Buckner mod 512 102.752 102.752 b.c.s.
46 PSI = 9.1 g.p.m. .02 c.f.

Diversion works description and diagram

JACOZZI motor 1 HP mod. SKC39R32170X
500" JBD

JACOZZI pump mod P111-0019/A Ser. 5551134

2" Discharge into sprinkler head

Irrigation Requirement 3.5 Ac-ft/AY

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated 2 Acres

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

MR. Hershey

Recommended allowance for licensing _____

Description of required amendments. Comments. _____

Report checked? _____

Examination date 26 June 69

Signature Don Reynolds

[illegible]Permit No. G-33479

Name of Applicant Downata Hot Springs, Downey, Idaho

Source of Water subterranean

a tributary of

Location of P.D. SW¹, SW¹, sec. 12, T. 12 S., R. 37 E., B.N.

Bannock County

Water is used for irrigation

Quantity of water claimed: Permit .04 c.f.s. Depositions 1/2 c.f.s.

Depositions 1/2 c.t.a.

Type of measuring device installed or method of measurement and general description of diversion works pipe and pumps

Well is 34' x 9"

H - 21'

Q = 18 gpm

15/32"

2 Buckner 512 rocket Jet sprinkler nozzles 1 R, 1 LF.
60 lb. pressure

Land to be irrigated or place of use:

TWP.	PGE.	SEC.	Description
12 S	37 E	12	SW ¹ SW ¹ ₄

PGE

SEC

120

SWA

120

SWA

Description

15. *See* *supra* note 1.

Total acreage 2

6

Filed - February 21, 1967 Die - February 23, 1969

Die - February 23, 1969

Made - April 17, 1967

Priority - February 21, 1967

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

Plat

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Downata Ranch & Recreation Inc CLAIM DENT. NO. 429-02549

DATE RECEIVED	CK #	AMOUNT \$	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: _____ Date: _____

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

Claimant must be notified of modifications: ___ (Yes) ___ (No)

Receipt Prepared by: _____
Claim data entered by: _____
Sent to claimant by: _____Date: _____
Date: _____
Date: _____

Checked by: _____ Date: _____

Comments: _____

APR 12 1989

JUN 04 2001

752

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: **A29-02549**
Date Received: 5/ 2/1990
Receipt No: E014030
Received By: _____

AMENDED

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

AMENDED

1. Name: DOWNATA RANCH & RECREATION INC
Address: C/O D GARY PETERSON ESQ
HANSEN BEARD LAW FIRM
PO BOX 51718
IDAHO FALLS ID 83405-1718
208-523-5171

2. Date of Priority: SEP 21, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	37E	12	SW	SW			BANNOCK

5. Description of diverting works:
PUMP & MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		7.20

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

A.F.A.

8. Total consumptive use is 7.2 Acre Feet Per Annum.

9. Non-irrigation uses:

USED TO COOL HOT SPRINGS. SWIMMING POOL WATER RELEASED FOR IRRIG.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	37E	12	SW	SW		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	2.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 33479

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: **A29-02549**
Date Received: 8/11/1993
Receipt No: E014030
Received By: _____

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

1. Name: DOWNATA RANCH & RECREATION INC
Address: PO BOX 51718
C/O D GARY PETERSON ESQ
HANSEN BEARD LAW FIRM
IDAHO FALLS ID 00000
208-523-5171

2. Date of Priority: SEP 21, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12S	37E	12	SW	SW	SW		BANNOCK

5. Description of diverting works:
PUMP & MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		7.20

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

8. Total consumptive use is 7.2 Acre Feet Per Annum.

9. Non-irrigation uses:
USED TO COOL HOT SPRINGS. SWIMMING POOL WATER RELEASED FOR IRRIG.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
12S	37E	12	SW	SW		IRR	2.0
			SW	SW		REC	



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APR 12 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	2.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 33479

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: _____

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APR 12 1994

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

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

CIVIL CASE NUMBER: 39576

Ident. Number

A29-02549.

Date Received

5-1-1990.

Receipt Number

E0140 30/ 80

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAY 01 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Downata Ranch & Recreation, Inc. Phone (208) 523-5171
c/o D. Gary Peterson, Esq. - Hansen Beard Law Firm
Mailing Address P.O. Box 51718, Idaho Falls, Idaho Zip 83405-1718

2. Date of Priority (Only one (1) per claim) FEBRUARY 21, 1967

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 12S Range 37E Section 12,
_____ 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Bannock

Additional points of diversion if any: None

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,

_____ 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. Pump and mainline (depth of well
not known).

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APR 12 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 11-1 amount 0.02 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.02 (cfs) and/or (b) (acre feet)

8. Total consumptive use claimed is 7.2 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Used to cool the hot springs water used in the resort swimming pool not in excess of the 0.02 diversion note. Swimming pool water then released for irrigation.

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	
12S	37E	12											2						2
12S	37E	12											LR						

Total number of acres irrigated 2

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

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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APR 12 1994

Last Name Downata Ranch Ident No. & Recreation, Inc.

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 29-02549
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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments None

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 assistant secretary Title

of Downata Ranch & Recreation, Inc. Organization, that I have signed the foregoing document in the space below as assistant secretary Title of Downata Ranch & Recreation, Inc. Organization and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

D. Gary Peterson
Title and Organization Assistant Secretary - Downata Ranch & Recreation, Inc. Date 4-26-90

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

Subscribed and sworn (or affirmed) before me this 26th day of April May 19 90

SEAL

Notary Public Ernest Carlson

Residing at Idaho Falls, Idaho

My Commission Expires 4-14-1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that D. Gary Peterson 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 Hansen, Beard, Martin & St. Clair, Chartered, P.O. Box 51718, Idaho Falls Idaho 83405-1718

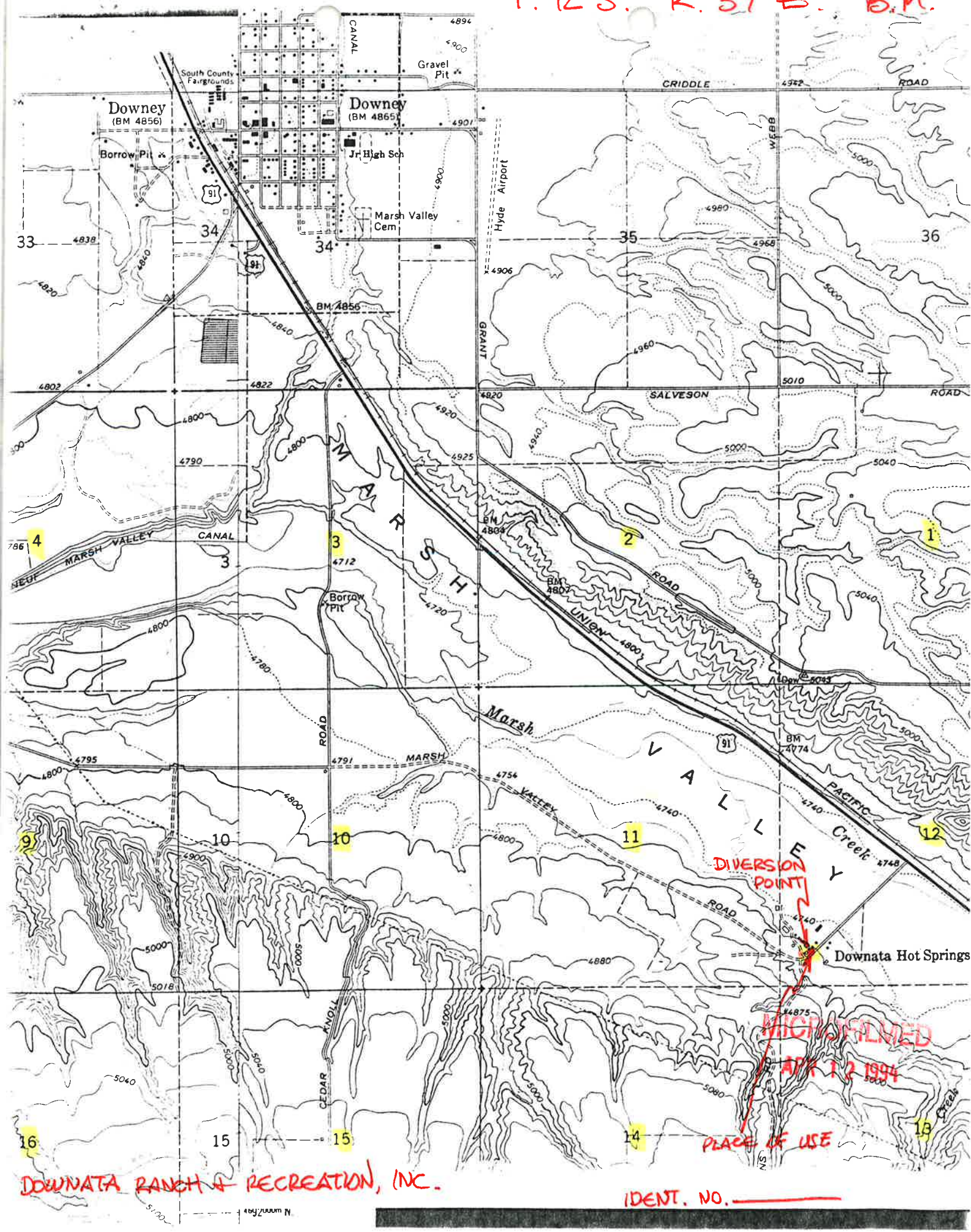
Date 4/26/90

MICROFILMED
APR 12 1994

Last Name Downata Ranch & Recreation, Inc. Ident. Number _____

Copies White-State, Yellow-Claimant

T. 12 S. R. 37 E. B.M.



DOWNATA RANCH & RECREATION, INC.

IDENT. NO. _____