

04/28/2003

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

RIGHT NUMBER: 29-4075

NAME AND ADDRESS: AICO RECREATIONAL PROPERTIES LLC
3249 INDIAN SPRINGS RD
AMERICAN FALLS ID 83211

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.780 CFS

PRIORITY DATE: 04/01/1952

POINT OF DIVERSION:

T08S R31E S18 SWNESE Within POWER County Source: GROUND WATER

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.720 CFS
COMMERCIAL	01/01 12/31	0.040 CFS
DOMESTIC	01/01 12/31	0.060 CFS

PLACE OF USE: IRRIGATION Within POWER County

T08S R31E S18	SWNE	6.0	T08S R31E S18	NESE	3.0
T08S R31E S18	NWSE	20.0	T08S R31E S18	SESE	7.0

COMMERCIAL Within POWER County

T08S R31E S18	NESE	T08S R31E S18	NWSE
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DOMESTIC Within POWER County

T08S R31E S18	NESE
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36 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: Beneficial Use

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

11/03/2002

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COMMERCIAL Within POWER County

T08S R31E S18	NESE	T08S R31E S18	NWSE
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DOMESTIC Within POWER County

T08S R31E S18	NESE
---------------	------

36 ACRES TOTAL

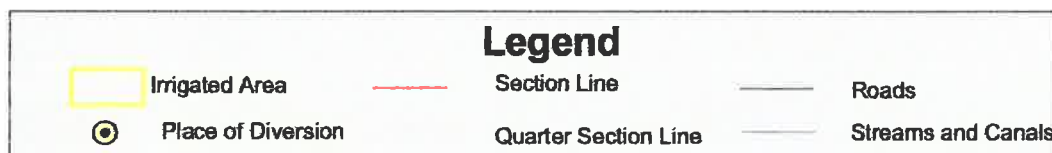
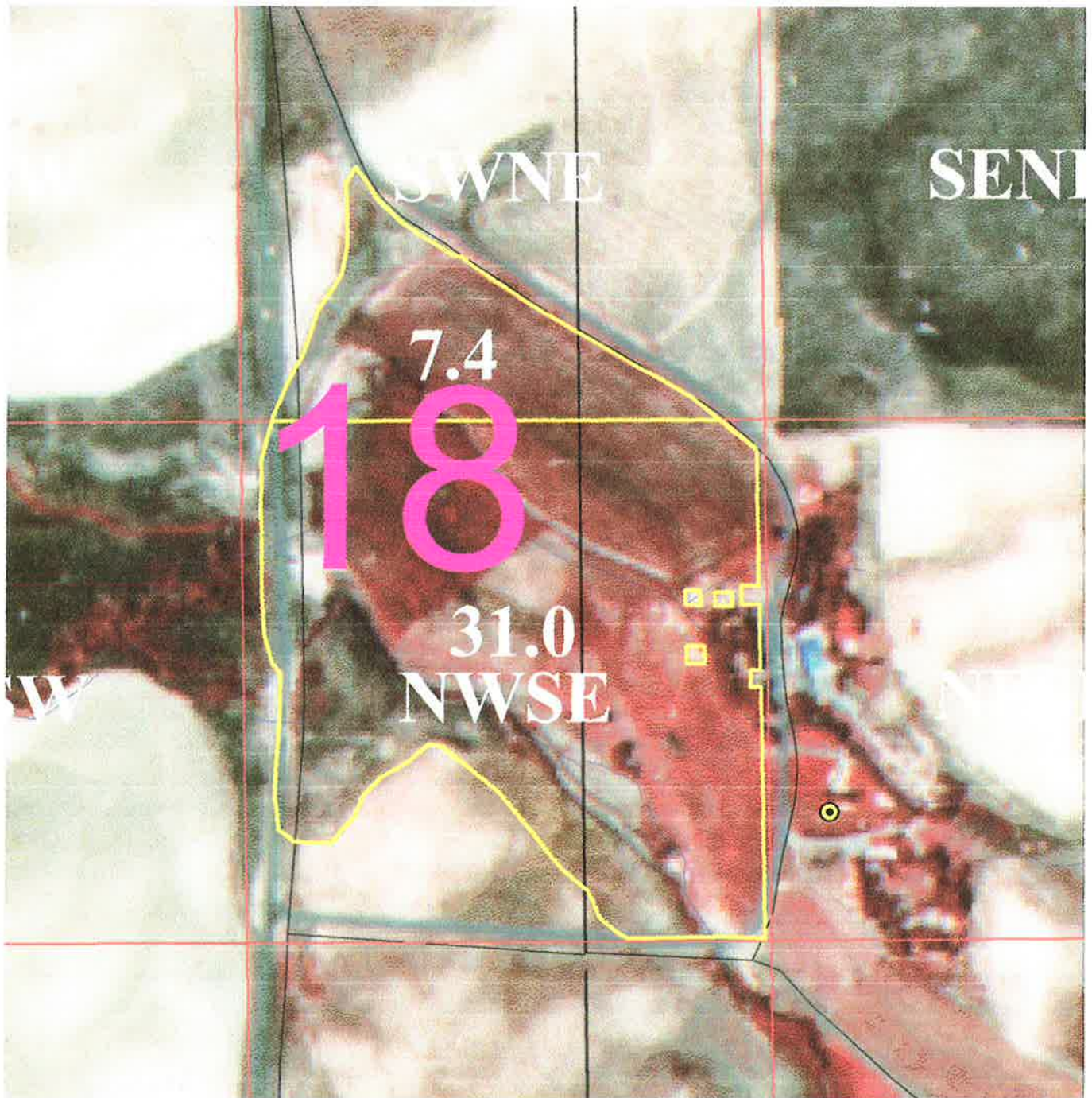
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Township , 8S31E

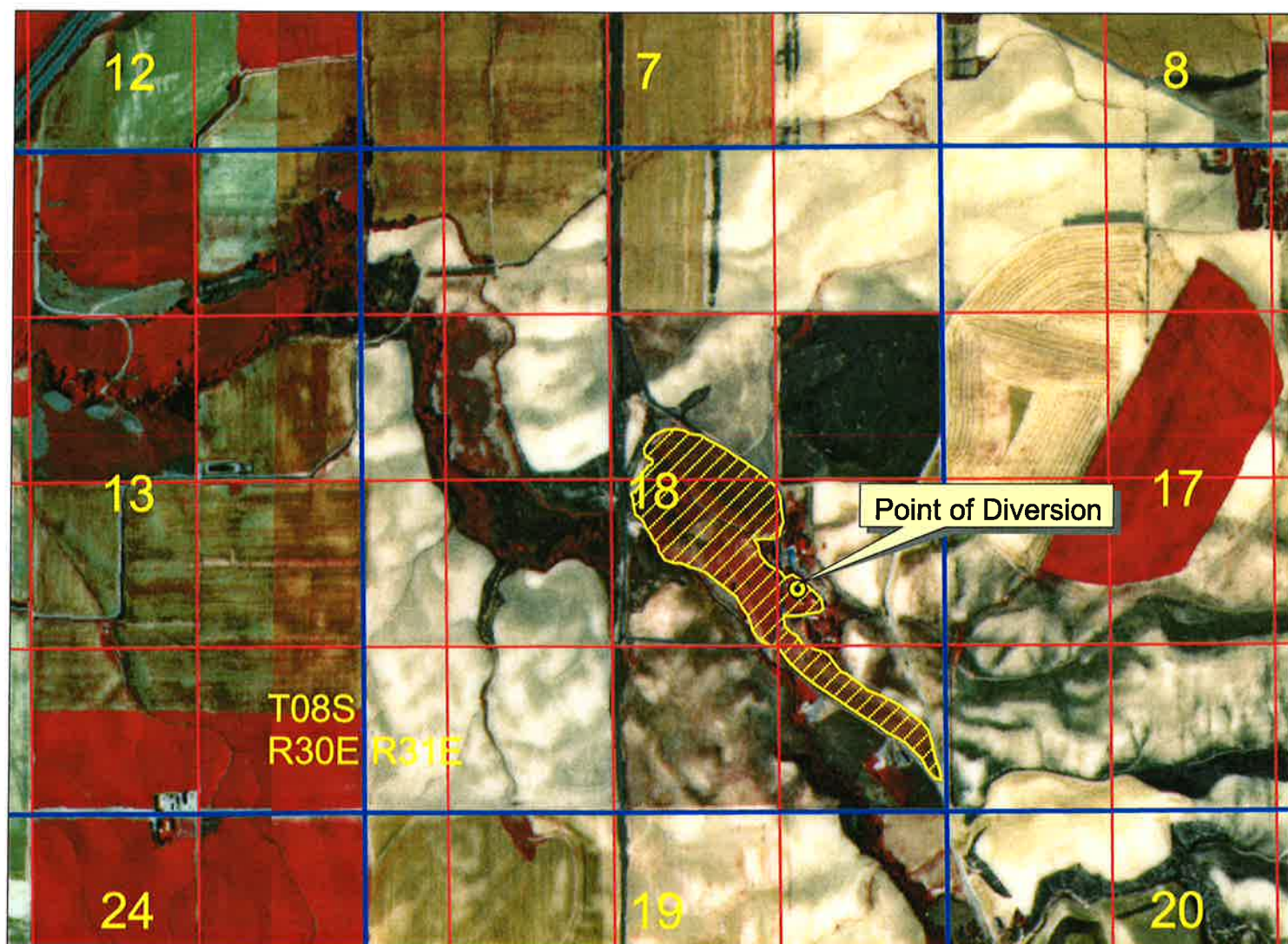


200 0 200 400 Feet

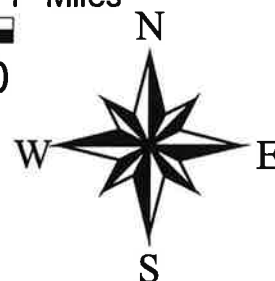




State of Idaho
Department of Water Resources
Eastern Region
Water Right 29-04075



1:16000



- Point(s) of Diversion
- ▨ Place of Use
- ▭ Section Lines
- ▭ Quarter Quarter Lines

PROFILED

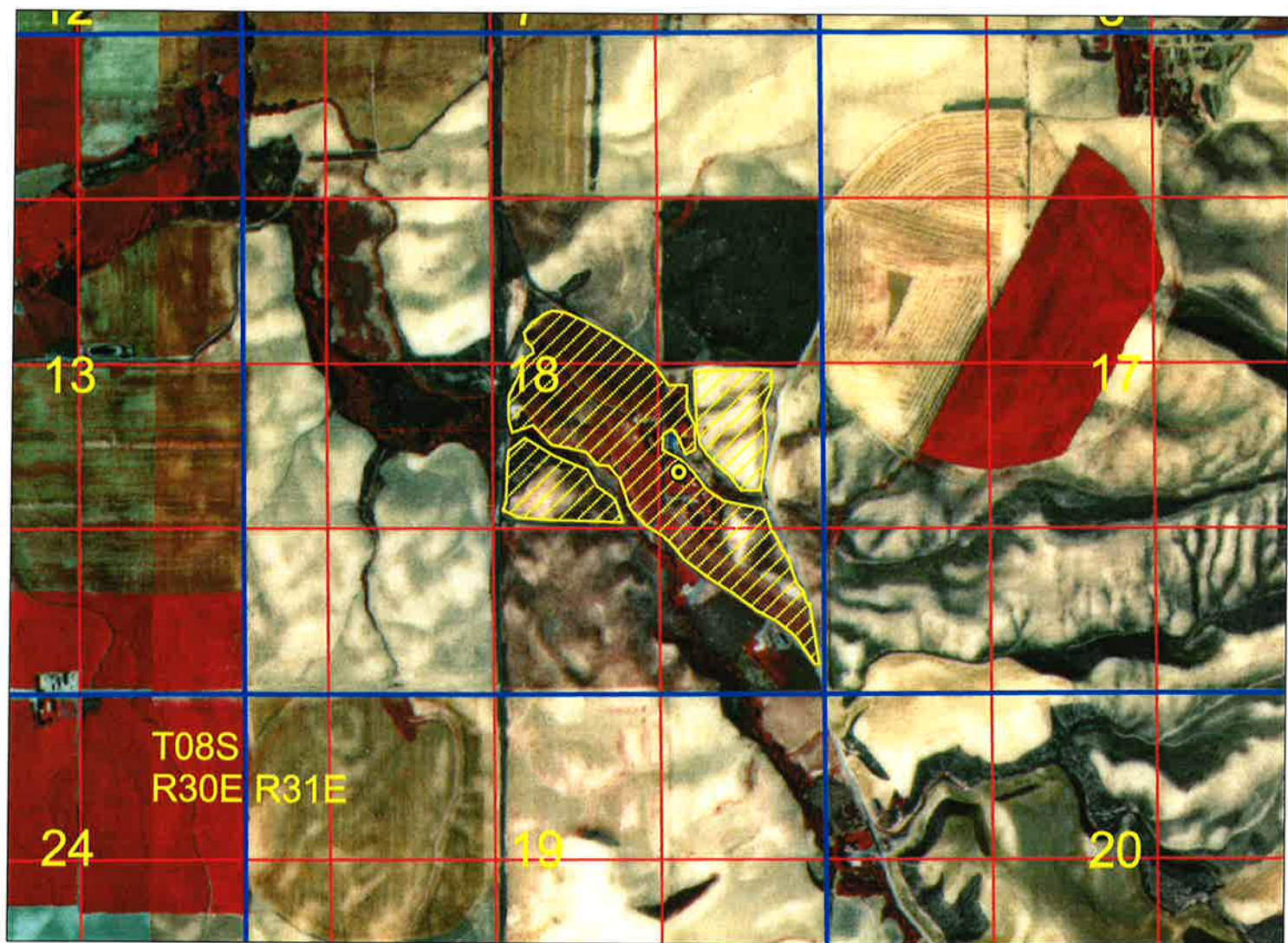
SCANNED
MAR 10 2006

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: P. Meyer
Date: November 2002

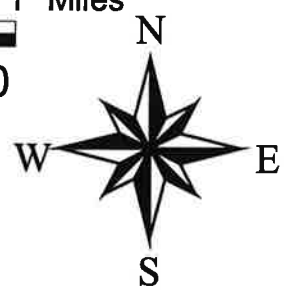


State of Idaho
Department of Water Resources
Eastern Region

SRBA Notice of Claim: 29-4075



1:16000



- Point(s) of Diversion
- ▨ Place of Use
- ▭ Section Lines
- ▭ Quarter Quarter Lines

SCANNED
MAR 10 2006

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: P. Meyer
Date: January 2002

SCANNED

MAY 16 2001

Log for claim A29-04075

Spatial Dynamics AMH

6/8/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s31e	18	SWNE	8	7.4	
08s31e	18	NWSE	32	31	
Totals:			40	38.4	



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29

RIGHT ID
POD ID
Quad
Claim Type
Easting
Northing
GPSID

Diversion Description

ARTESIAN WELL PUMP IRR.SYSTEM D/2,C/SHOWERS,RESTROOMS,RV PARK
Could not contact claimants. Could not locate facility.

Assumptions

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin)
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked
Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

0

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

0

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description

Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System

☐

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

☐

New Contact Comments

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AICO RECREATIONAL PROPERTIES LLC 3249 INDIAN SPRINGS RD AMERICAN FALLS ID 83211 (208) 226-2174	04/01/1952	IRRIGATION COMMERCIAL DOMESTIC	04-01 11-01 04-01 10-01 01-01 12-31	0.520 CFS 0.620 CFS 0.060 CFS	
TOTAL DIVERSION:					1.200 CFS	
CONSUMPTIVE USE:						120.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T08S R31E S18

NESE

POWER County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		
: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				SUM
08S 31E 18 :				08 :								32				40.0
												TOTAL ACRES				40.0

Place of use Legal Description for: COMMERCIAL

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		
: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				
08S 31E 18 :												C C				

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		
: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				: Lt Ac Lt Ac Lt Ac Lt Ac				
08S 31E 18 :												D				

POU County: POWER

Non-Irrigation Uses: C/RESORT,RESTROOMS,CLEANING POOL/DECK,RV PARK(105),D/2 HOME&APPT.

Other Rights: NONE

Remarks: GEN DOMESTIC USE IS FOR ONE SINGLE DOMESTIC HOME AND AN APPARTMENT
COMMERCIAL USE: SHOWERS,RESTROOMS,& CLEAN UP OF POOL & DECK
105 SPACE RV PARK
OWNERSHIP CHANGED 9-10-98 SVH

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

AJ5809NP
No. A29-04075

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/23/00
PAGE: 34

=====

Audit: 04/05/90 WILSON 07/19/94 THOMPSON 03/29/95 POST-STD 09/11/98 SVANHOFF

CLAIM TO A WATER RIGHT

Notice is hereby given that M. K. Thornhill

(name of claimant)

The extent and nature of said claim is as follows:

- | | | | | | | | |
|--------|----------------------|-----|-------------------------------|---------------------|-------------------|----|------------------------|
| Amount | <u>0.04</u> | Use | <u>domestic</u> | Period of Use: From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | <u>0.40</u> | Use | <u>irrigation</u> | Period of Use: From | <u>Apr. 1</u> | To | <u>Nov. 1</u> |
| Amount | <u> </u> | Use | <u> </u> | Period of Use: From | <u> </u> | To | <u> </u> |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | | (both dates inclusive) |

- (4) Priority claimed: (the date water was first applied to beneficial use) April, 1952

(5) A) Point of diversion: (give location of point where water is diverted from its source)

NE ¼ SE ¼, Sec. 18 Twp. 8S Rge. 31E B.M. County of Power

Additional points of diversion:

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. 8"x 210', 20 HP pump

- [illegible]

Total No. of acres 33

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: swimming resort facilities, showers, restrooms, cleanup of pool and decks.

- (7) If you are claiming water as a member of an organization, list name of organization:

TBS - R31E
Power Co.

25-06

40

10-4

11-40
Pool
Well

7.23

16

15-19

38

11-73

18 17
19 20

1/4 Cor.

FILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 14, 1998

TERRY ANDERSEN
AICO RECREATIONAL PROPERTIES LLC
3249 INDIAN SPRINGS RD
AMERICAN FALLS ID 83211

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A29-04075

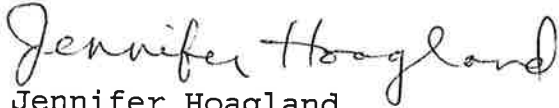
Dear Mr. Andersen:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,


Jennifer Hoagland
Technical Records Specialist

Enclosure

DELOG SVH 9/4/98
RECEIVED
SEP 04 1998
Department of Water Resources
Eastern Region
OK SVH 9/10/98

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) 29-04075
Adjudication Claim Number(s) 29-04075
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) 711-K. Thornhill - Rockland, New York
(Possibly Dewey Hess?) American Falls, ID 83211
4. New Owner/Claimant(s) Terry Anderson ^{mgr} / AICO Recreational Properties LLC
Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR
New Mailing Address 3249 Indian Springs Rd.
City, State and ZIP Code American Falls, ID 83211
New Telephone Number (208) 226-2174
5. Date you acquired the property July 2, 1996
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated 34 Number and type of stock N/A
Diversion rate in CFS 1.2 Number of homes 1 Other uses culinary water for RV Park
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Terry Anderson, Mgr. Date 8/25/98
Rosanna Anderson, Asst. Mgr. Date 8/25/98
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

4-1
WARRANTY DEED

Accom

98001175

FOR VALUE RECEIVED

JOHN K. BAKER AND JULIE A. BAKER, HUSBAND AND WIFE

the grantors, do hereby grant, bargain, sell, and convey unto
AICO RECREATIONAL PROPERTIES LLC

the grantees, whose current address is
3247 INDIAN SPRINGS RD., AMERICAN FALLS, ID. 83211

the following described premises, to-wit:

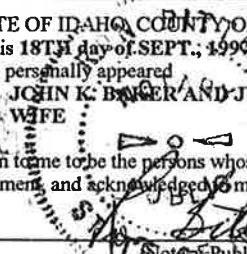
SEE EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all incumbrances except as herein above set forth and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: SEPTEMBER 18, 1997


JOHN K. BAKER


JULIE A. BAKER

STATE OF IDAHO, COUNTY OF BANNOCK On this 18TH day of SEPT., 1997, before me, a notary public in and for said State, personally appeared JOHN K. BAKER AND JULIE A. BAKER, HUSBAND AND WIFE known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.  Notary Public Residing at POCATELLO, Idaho Comm. Expires 5/30/99	
--	--

169208

Instrument #	8
Dwr #	2:48 PM
Req. of	First American Title
JAN 26 1998	
POWER COUNTY AM FALLS C. SCHREIBER	
BY	Mureen Schelste
DEPUTY	RD. 12 99

'98 JAN 23 PM 4 21

98001175

No. _____

Recorded in favor of:
FIRST AMERICAN TITLE

Date: _____

Official Record Book 704

Bannock County Recorder

Fee 12.00 Deputy MJ

Paid

CK

4-2

98001175

EXHIBIT "A"

PARCEL 1:

THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER AND THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 8 SOUTH, RANGE 31 E.B.M., POWER COUNTY, IDAHO, LESS RIGHT OF WAY.

EXCEPTING THEREFROM: A PORTION OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$ SE $\frac{1}{4}$) OF SECTION 18, TOWNSHIP 8 SOUTH, RANGE 31 E.B.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE WESTERLY SIDE OF COLD CREEK ROAD AND THE SOUTH LINE OF THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ FROM WHICH THE CORNER OF SAID SECTION 18 BEARS SOUTH 89°53' EAST, 25.00 FEET; THENCE NORTH 89°53' WEST, ALONG THE SOUTH LINE OF SAID SECTION 18, 604.70 FEET; THENCE NORTH 43°00' WEST, 70.60 FEET; THENCE NORTH 15°49' WEST 144.39 FEET; THENCE NORTH 65°28' WEST, 49.62 FEET; THENCE NORTH 35°28' EAST, 450.48 FEET TO THE SOUTHWESTERLY SIDE OF AN EXISTING COUNTY ROAD; THENCE SOUTH 57°45' EAST, ALONG THE SIDE OF SAID COUNTY ROAD, 120.00 FEET; THENCE ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 450.00 FEET, THROUGH A CENTRAL ANGLE OF 18°55' FOR AN ARC LENGTH OF 148.57 FEET; THENCE SOUTH 38°50' EAST, 332.96 FEET; THENCE ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 250.00 FEET, THROUGH A CENTRAL ANGLE OF 38°20' FOR AN ARC LENGTH OF 167.26; THENCE SOUTH 0°30' EAST, 2.90 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM: BEGINNING AT A POINT ON THE SOUTH LINE OF AND NEAR THE SOUTHEAST CORNER OF SECTION 18, TOWNSHIP 8 SOUTH, RANGE 31 E.B.M., BY A POWER POLE ON THE WESTERLY LINE OF A COUNTY ROAD; THENCE WESTERLY 604.0 FEET TO THE EASTERLY LINE OF AN EXISTING NATURAL DRAINAGE CREEK, COMMONLY KNOWN AS COLD CREEK, ON THE SECTION LINE AND MARKED WITH A 1½" X 3½' IRON PIN DRIVEN 2½ FEET INTO THE GROUND; THENCE NORTH 27°32' WEST 236.0 FEET, TO A STEEL FENCE POST ON THE NORTHEASTERLY BANK AND CURVE TO THE LEFT OF SAME CREEK; THENCE ON A CURVE TO THE RIGHT OF WITH A RADIUS EQUAL TO 51 FEET, AND DELTA ANGLE EQUAL TO 64°00' AND LENGTH OF 56.8 FEET; THENCE NORTH 36°28' EAST 391.0 FEET, MORE OR LESS, TO A SECOND POINT ON THE SOUTHWESTERLY BOUNDARY LINE OF SAID COUNTY ROAD; THENCE SOUTH 57°00' EAST 120.0 FEET TO A THIRD POINT ON THE ROAD LINE; THENCE ALONG THIS ROAD LINE A CURVE TO THE RIGHT WITH A RADIUS OF 910.0 FEET, CHORD 635 FEET AND A LENGTH OF CURVE OF 648.0 FEET, BOTH MORE OR LESS, TO PLACE OF BEGINNING.
ALL IN THE SOUTHEASTERLY PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$ SE $\frac{1}{4}$) OF SECTION 18, TOWNSHIP 8 SOUTH, RANGE 31 E.B.M.

EXCEPTING THEREFROM: COMMENCING AT A POINT ON THE EASTERLY RIGHT OF WAY LINE OF STATE HIGHWAY #37, WHICH POINT IS ONE-QUARTER MILE NORTH OF THE SOUTHERLY

4-3

SECTION LINE OF SECTION 18, TOWNSHIP 8 SOUTH, RANGE 31 E.B.M., AND WHICH POINT IS ALSO 50' EAST OF THE CENTERLINE OF SAID HIGHWAY AND 67.0 FEET EAST OF THE NORTH-SOUTH CENTER QUARTER SECTION LINE OF SAID SECTION; THENCE SOUTH 85°30' EAST 1182.0 FEET TO A POINT, WHICH POINT IS ON THE SOUTHWESTERLY SHOULDER OF AN EXISTING COUNTY ROAD; AND NORTH 77°25' WEST, 83.2 FEET OF THE SOUTHEAST CORNER OF AN EXISTING CONCRETE BRIDGE WHICH CROSSES SAID ROAD; THENCE SOUTH 44°38' EAST 332.0 FEET TO ANOTHER POINT ON THE AFORESAID ROADWAY, THE TRUE POINT OF BEGINNING; THENCE SOUTH 46°15' EAST 112.5 FEET; THENCE SOUTH 57°47' EAST 261.0 FEET; THENCE SOUTH 32°13' WEST 362.0 FEET TO A POINT ON THE NORTHEASTERLY BANK OF AN EXISTING NATURAL DRAINAGE CREEK; THENCE NORTH 57°47' WEST 24.0 FEET TO A POINT; THENCE NORTH 12°47' WEST 127.26 FEET; THENCE NORTH 57°47' WEST 147.0 FEET; THENCE NORTH 32°13' EAST 148.0 FEET; THENCE NORTH 17°47' WEST 168.0 FEET; THENCE NORTH 58°14' EAST 42.5 FEET TO THE PLACE OF BEGINNING.

ALL IN THE SE¼ SE¼ OF SECTION 18, TOWNSHIP 8 SOUTH, RANGE 31 E.B.M.

EXCEPTING THEREFROM: A PARCEL OF LAND IN THE SE¼ SE¼ OF SECTION 18, TOWNSHIP 8 SOUTH, RANGE 31 EAST OF THE BOISE MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 18; THENCE NORTH 89°53' WEST, ALONG THE SOUTH LINE OF SAID SECTION, 25.00 FEET TO THE WEST LINE OF AN EXISTING COUNTY ROAD (COLD CREEK ROAD); THENCE NORTH 0°30' EAST, ALONG SAID ROAD 2.90 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 250.00 FEET, THROUGH A CENTRAL ANGLE OF 38°20' FOR AN ARC LENGTH OF 167.26 FEET; THENCE NORTH 38°50' WEST, 332.96 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 450.00 FEET, THROUGH A CENTRAL ANGLE OF 18°55', FOR AN ARC LENGTH OF 148.57 FEET; THENCE NORTH 57°45' WEST, 120.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE LEAVING THE SIDE OF SAID COUNTY ROAD, SOUTH 35°28' WEST, 450.48 FEET; THENCE NORTH 65°28' WEST, 24.95 FEET; THENCE NORTH 35°42' WEST, 83.73 FEET; THENCE NORTH 61°20' WEST, 117.19 FEET; THENCE NORTH 76°13' WEST, 68.13 FEET; THENCE NORTH 26°47' WEST, 63.38 FEET; THENCE NORTH 13°13' EAST, 56.92 FEET; THENCE NORTH 57°10' WEST, 43.21 FEET; THENCE NORTH 31°40' EAST, 362.00 FEET TO THE SOUTHERLY SIDE OF SAID COUNTY ROAD; THENCE SOUTH 57°59' EAST, 429.00 FEET TO THE TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM:

A PARCEL OF LAND IN THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 8 SOUTH, RANGE 31 EAST OF THE BOISE MERIDIAN, POWER COUNTY, IDAHO, BEING A PORTION OF THAT CERTAIN REAL PROPERTY CONVEYED TO M.K. THORNHILL AND JOSEPHINE THORNHILL, AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID RECREATIONAL AREA THAT BEARS NORTH 31°49' WEST 2247.1 FEET, MORE OR LESS, FROM THE SOUTHEAST CORNER OF SAID SECTION 18, THENCE NORTH 0°05' EAST 188.0 FEET, THENCE NORTH 33°04' EAST 214.7 FEET, THENCE SOUTH 89°55' WEST 377.7 FEET, THENCE SOUTH 4°57' WEST 342.2 FEET, THENCE SOUTH 84°47' EAST 291.0 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT: ANY PROPERTY LYING WEST OF HIGHWAY 37, IN SECTION 18, TOWNSHIP 8 SOUTH, RANGE 31 EAST BOISE MERIDIAN, POWER COUNTY, IDAHO.

PARCEL 2

4-4

98001175

A PARCEL OF LAND IN THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 8 SOUTH, RANGE 31 EAST OF THE BOISE MERIDIAN, POWER COUNTY, IDAHO, BEING A PORTION OF THAT CERTAIN REAL PROPERTY CONVEYED TO M.K. THORNHILL AND JOSEPHINE THORNHILL, AND DESCRIBED AS FOLLOWS:

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Antiques
Indian Goods
Family Reunions
Overnight Camping



Indian Springs Swimming & RV Park

Swimming At Its Best

American Falls, Idaho

Phone: (208) 226-2174

State of Idaho
Department of Water Resources
900 N. Skyline Drive
Idaho Falls, ID 83402-1718

RECEIVED
APR 03 1995

RE: AJ5809NP No.: A29-04075

Department of Water Resources
Eastern District Office

ATTN: Dave Carlson - Water Right Agent - Adjudications

Dear Mr. Carlson:

As you can see from the attached Adjudication Claim Profile Report, that you sent me on January 3, 1995, priority date was 04/01/1952. All descriptions of water use, source and land descriptions are listed on this report. To further explain the conditions of our water rights, we have found according to records that were available before American Falls Natatorium burned down in 1949, and all records were destroyed, this original well was drilled as a 3" culinary well in the 1930's. In 1952, my father (M.K. Thornhill) and grandfather (C.C. Thornhill) purchased the property, redeveloped it as a pool and resort. At that time, they determined that they needed additional area for camping, and henceforth, more irrigation water. In April of 1952, they contracted George Vollmer, to drill a well. He determined that they should drill at the old existing 3" well site, which he redrilled to a depth of 100' x 8" casing. At the time, I was home visiting for the weekend and was unloading my car at around 10:30 p.m. and heard water running. Upon investigation, I found water spouting out of the partially driven in casing. The next morning we went out when the driller came back, and discovered he had hit an 80° artesian well flowing 24 PSI in the 8" casing.

In 1972, my wife and I purchased the complex and pool and have operated it continuously, irrigating 36 acres and using the well for 125 R.V. spaces and water to operate the resort.

Yours Truly,

D. Merritt Thornhill
Owner/Operator
Indian Springs Nat Inc.
d/b/a Indian Springs Swimming & RV
3249 Indian Springs Road
American Falls, ID 83211

Enc.

DMT/maf

MICROFILMED
NOV 13 1999

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	M K THORNHILL 3250 S INDIAN SPRINGS RD AMERICAN FALLS ID 83211 (208) 226-2079	04/01/1952	IRRIGATION COMMERCIAL DOMESTIC	04-01 11-01 04-01 10-01 01-01 12-31	0.52 CFS 0.62 CFS 0.06 CFS	
C	D MERRITT THORNHILL 3249 S INDIAN SPRINGS RD AMERICAN FALLS ID 83211 (208) 226-2174					
TOTAL DIVERSION: CONSUMPTIVE USE:					1.20 CFS	120.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T08S R31E S18 NESE

POWER County

Place of use Legal Description for: IRRIGATION

NE								NW				SW				SE																													
T	R	S	:	Lt	Ac	Lt	Ac	SUNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM																			
			:							:					:					:						:																			
08S	31E	18	:					08		:					:					:						:	40.0																		
																							32																					40.0	
																							TOTAL ACRES																						

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 29-4075
Date Received: 4/5/1990
Receipt No: E012854
Received By:

AMENDED

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

AMENDED

1. Name of Claimant(s)

AICO RECREATIONAL PROPERTIES LLC Phone: (208)226-2174
3249 INDIAN SPRINGS RD
AMERICAN FALLS ID 83211

RECEIVED

MAR 11 2002

Department of Water Resources
Eastern Region

2. Date of Priority: 04/01/1952

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08S	31E	18	SW NE SE	POWER	

5. Description of diverting works:

ARTESIAN WELL PUMP IRR.SYSTEM D/2,C/SHOWERS,RESTROOMS,RV PARK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.91	
COMMERCIAL	04/01	10/01	0.62	
DOMESTIC	01/01	12/31	0.06	

7. Total Quantity Appropriated is:
1.59 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
08S	31E	18	SE SE	IRRIGATION	13

29-4075
PROFILE

01/31/2002

SCANNED
MAR 10 2006

SW	NE	IRRIGATION	6
NE	SE	IRRIGATION	20
NW	SE	IRRIGATION	31
NE	SE	DOMESTIC	
NE	SE	COMMERCIAL	
NW	SE	COMMERCIAL	

Section Acres 70

Total Acres 70

11. Place of use in counties: POWER

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

13. Other Water Rights Used:

14. Remarks:

DOMESTIC USE IS FOR ~~ONE~~ ^{TWO} SINGLE DOMESTIC ~~HOMES~~ ^{HOMES} AND AN APPARTMENT COMMERCIAL USE:
SHOWERS, RESTROOMS, & CLEAN UP OF POOL & DECK ~~105~~ ¹²⁵ SPACE RV PARK OWNERSHIP CHANGED 9-10-98 SVH

15. Basis of Claim: Statutory Claim

16. Signature(s)

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

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am Terry Andersen, of
Managing Member Title
AICO Recreational Properties LLC that I have signed the foregoing
Organization

document in the space below as Managing Member of
Title

AICO Recreational Properties LLC and that the statements contained in the
Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Managing Member, AICO Recreational Properties LLC
Title and Organization

3/8/02
Date

State of Idaho)

County of POWER) SS.

Subscribed and sworn (or affirmed) before me this

of 8 day of March 2002

[Signature]

Notary Public

Residing at ABERDEEN, ID

My commission Expires 4-03-03



SCANNED

MAR 19 2006

SCANNED

MAY 16 2001

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: A29-04075

Date Received: 4/05/1990

Receipt No: E012854

Received By: Kau

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: M. K. THORNHILL 208-226-2079
Address: 3250 SOUTH INDIAN SPRINGS ROAD
AMERICAN FALLS, ID 83211

OR

Name: D. MERRITT THORNHILL 208-226-2174
Address: 3249 SOUTH INDIAN SPRINGS ROAD
AMERICAN FALLS, ID 83211

2. Date of Priority: APR 01, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	31E	18	NE	SE			POWER

5. Description of diverting works:
ARTESIAN WELL PUMP IRR.SYSTEM D/2,C/SHOWERS,RESTROOMS,RV PARK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.520		
DOMESTIC	01/01	12/31	0.060		
COMMERCIAL	04/01	10/01	0.620		

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

8. Total consumptive use is 120.0 Acre Feet Per Annum.

9. Non-irrigation uses:
C/RESORT,RESTROOMS,CLEANING POOL/DECK,RV PARK(105),D/2 HOME&APPT.

A29-04075

Page 1

Date: 04/05/90

MICROFILMED
NOV 13 1992



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	31E	18	SW		NE		IRR	8.0
			NE		SE		DOMEST	
			NE		SE		COMMER	
			NW		SE		IRR	32.0
			NW		SE		COMMER	
							Section Acres	40.0
							Total Acres	40.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
NONE

14. Remarks:

DOMESTIC USE IS FOR ONE SINGLE DOMESTIC HOME AND AN APPARTMENT
COMMERCIAL USE: SHOWERS, RESTROOMS, & CLEAN UP OF POOL & DECK
105 SPACE RV PARK

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): *M A Thompson* Date: 4-5-90

Date: _____

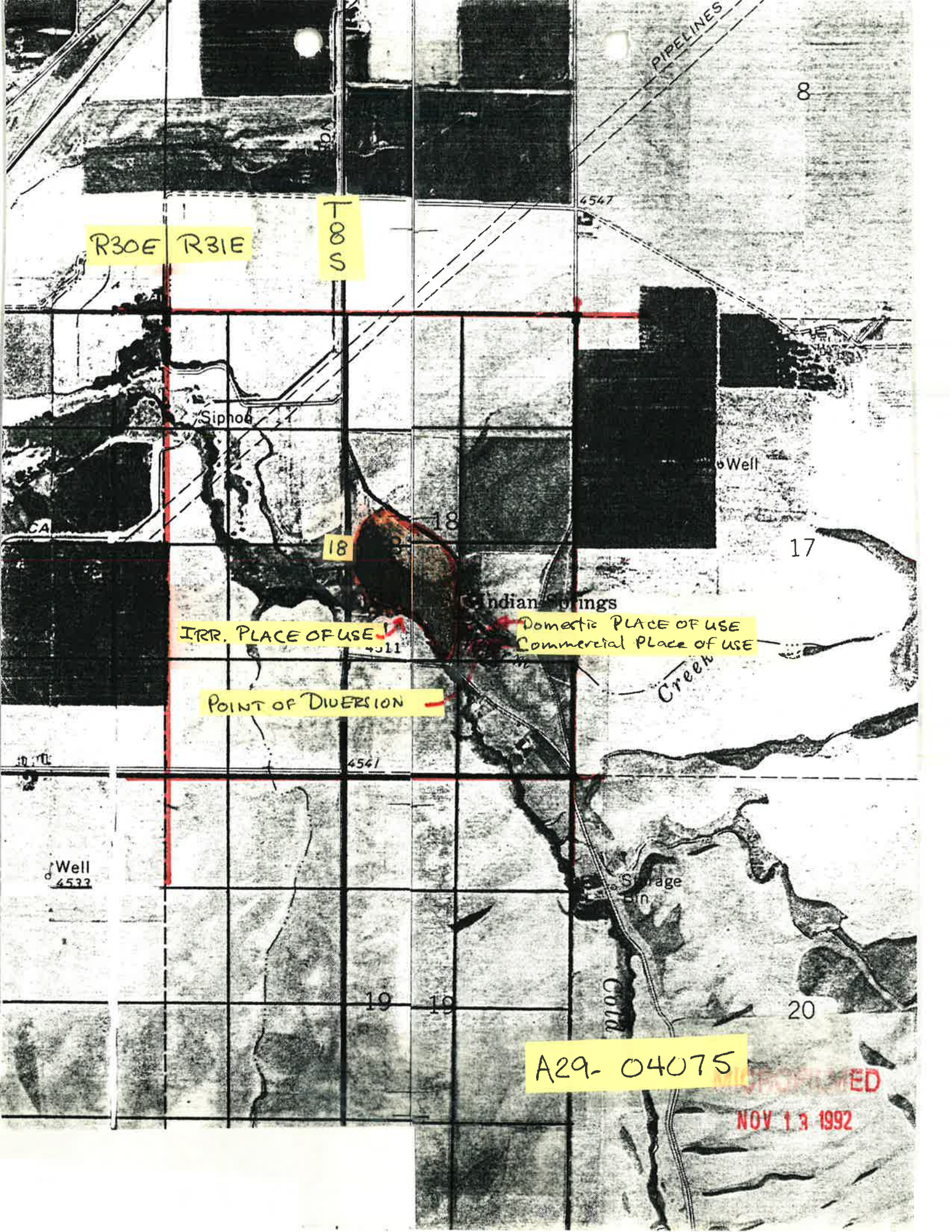
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 5 day
of April 19 90 *Betty J Thompson*
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires 6-30-94





R30E R31E

T
8
S

PIPELINES

8

4547

Siphon

Well

18

18

17

Indian Springs

IRR. PLACE OF USE

Domestic PLACE OF USE

Commercial PLACE OF USE

POINT OF DIVERSION

Creek

4541

Well
4532

Storage
Bin

Cold

19

19

20

A29- 04075

UNRECORDED

NOV 13 1992

AJ0749NP
No. A29-04075

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/11/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AICO RECREATIONAL PROPERTIES LLC 3249 INDIAN SPRINGS RD AMERICAN FALLS ID 83211 (208) 226-2174	04/01/1952	IRRIGATION COMMERCIAL DOMESTIC	04-01 11-01 04-01 10-01 01-01 12-31	0.52 CFS 0.62 CFS 0.06 CFS	
TOTAL DIVERSION:					1.20 CFS	
CONSUMPTIVE USE:						120.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T08S R31E S18

NESE

POWER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
08S	31E	18	:				08	:					:					:					:	40.0
																							TOTAL ACRES	40.0

Place of use Legal Description for: COMMERCIAL

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
08S	31E	18	:					:					:					:	C	C			:	

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
08S	31E	18	:					:					:					:	D				:	

POU County: POWER

Non-Irrigation Uses: C/RESORT,RESTROOMS,CLEANING POOL/DECK,RV PARK(105),D/2 HOME&APPT.

Other Rights: NONE

Remarks: GEN DOMESTIC USE IS FOR ONE SINGLE DOMESTIC HOME AND AN APPARTMENT
COMMERCIAL USE: SHOWERS,RESTROOMS,& CLEAN UP OF POOL & DECK
105 SPACE RV PARK
OWNERSHIP CHANGED 9-10-98 SVH

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag: