

12/13/2002

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

RIGHT NUMBER: 29-4492  
NAME AND ADDRESS: FLOYD L WALDEN  
255 PORTNEUF AVE  
LAVA HOT SPRINGS ID 83246

JOAN B MARTIN  
255 PORTNEUF AVE  
LAVA HOT SPRINGS ID 83246

SOURCE: GROUND WATER TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.110 CFS

PRIORITY DATE: 12/31/1914

POINT OF DIVERSION:

T09S R38E S21 SESE Lot 1 Within BANNOCK County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| COMMERCIAL            | 01/01 12/31          | 0.110 CFS       |

PLACE OF USE: COMMERCIAL Within BANNOCK County

T09S R38E S21 Lot 1 SESE

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

THIS WATER RIGHT IS USED WITH 29-4493 FOR COMMERCIAL USE WITHIN THE HOTEL.

WATER IS 122 F TEMPERATURE GEOTHERMAL WATER.

02/13/2003

Allen

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: 29-4492

FLOYD L WALDEN  
255 PORTNEUF AVE  
LAVA HOT SPRINGS ID 83246  
Telephone Number: (208) 776-5504

JOAN B MARTIN  
255 PORTNEUF AVE  
LAVA HOT SPRINGS ID 83246  
Telephone Number: (208) 776-~~5506~~ 5504

RECEIVED  
MAY 01 2003  
Department of Water Resources  
Eastern Region

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

Quantity listed is 0.110 CFS. Our claim is for 0.75 (CFS) used for commercial purposes at the hotel.

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

Increase the quantity to 0.75 CFS.

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

This water has been used for mineral baths, heating & culinary uses for the Riverside Inn since 1914. The current operation of the hotel relies on this water.

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

DATE: 4/22/03

SIGNATURE:

F. L. Duke Walden

Please print your name:

F. L. DUKE Walden

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

5/21/03 Measurements were made to outflow of Hotel by K. Wilson and A. Taberny (SOS FIVE). Recommendation is what was measured.

No change to be made

M

SCANNED  
APR 06 2006

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7/6/01 Met Mr. Wilson and Mrs. Martha (wife). TOOK FACILITIES.  
 USED, SPRING, PUMP/HEAT EXCHANGE ROOM. THERM AND BOSS

MEASUREMENTS DONE ON THIS FACILITY. 17 SEPT 1996, BY  
 STAFF/GRASSER (THE PUMP FILL STATION WAS LEFT THERE). A  
 THERMAL CALCULATION SHOWS 0.33 cfs. CLAIMS  
 29-04492 AND 4493 CLAIM 0.95 cfs EACH. THE TOTAL

Q SHOULD BE, ACCORDING TO CLAIMS/PUMP:  
 Number  
 29-07527 - 0.40  
 0.95  
 0.4492 - 0.4493  
 0.75  
 1914  
 1992  
 (0.33 Thermal)  
 (0.07 measured)  
 1914

1.90 cfs (0.33)  
 SEEMS THERE ISN'T ENOUGH WATER

II. Priority date supported by affidavit.

III. Measure vs. Claimed (cfs)

Claimed 0.75 cfs  $\approx$  337 gpm  
 Measured 0.07  $\approx$  31.4 gpm

IV. REMASURED 10/15/02 KATH WILSON & ALI LABONRY  
 PIPE/BURST/SPLITTER OR NOTOR DISCHARGES TO POND  
 2 Worn. Big Bucket (4 1/2 gal) + Little Bucket (2 1/2 gal)  
 8.04 sec  
 8.12 "  
 7.98 "  
 8.04 sec. = 336 gpm +  
 10.01 sec. = 1499 = 486 gpm  
 10.01 "  
 10.02 "  
 10.01 sec  
 Discharge is assumed  
 To be Bore Spring  
 And well.



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 7, 2001

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

JOAN B MARTIN  
PO BOX 127  
LAVA HOT SPRINGS ID 83246-0127

RE: CHANGE OF ADDRESS FOR A29-04492 AND A29-04493

Dear Ms. Martin:

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:

Joan B Martin  
255 Portneuf Ave  
Lava Hot Springs ID 83246

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*

Cheri Vandermeulen  
Records Clerk

Enclosure(s)

SCANNED

APR 06 2006

**PROFILE**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**  
RE EXAM.

RECEIVED

SEP 11 1997

Department of Water Resources

**A. GENERAL INFORMATION**Permit No. 29-7527

1. Owner: Walden Mountain Ent. Inc. Phone No. 776-5504  
Current Address: P.O. Box 127 Lava Hot Springs, ID 83246
2. Accompanied by: F. L. Duke Walden/owner EXAM DATE: 6-29-2000  
17 SEPT 96  
Address: 255 Portneuf Lava Hot Springs, ID 83246 Phone No. 776-5504  
Riverside Inn  
Relationship to Permit Holder: owner
3. Source: Groundwater tributary to —

**B. OVERLAP REVIEW**

1. Other water rights with the same place of use: —
2. Other water rights with the same point of diversion: —

**C. DIVERSION AND DELIVERY SYSTEM****1. Point(s) of Diversion:**

| Ident No. | Gov't Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County  | Method of Determination/Remarks |
|-----------|-----------|-----|-----|-----|------|------|------|---------|---------------------------------|
|           |           |     | SE  | SE  | 21   | 09S  | 38E  | Bannock | on site / USGS FSA Aerial       |
|           |           |     |     |     |      |      |      |         |                                 |
|           |           |     |     |     |      |      |      |         |                                 |
|           |           |     |     |     |      |      |      |         |                                 |

**2. Place(s) of Use:** South side of Portneuf River USGS Quad  
Indicate Method of Determination On site FSA Aerial

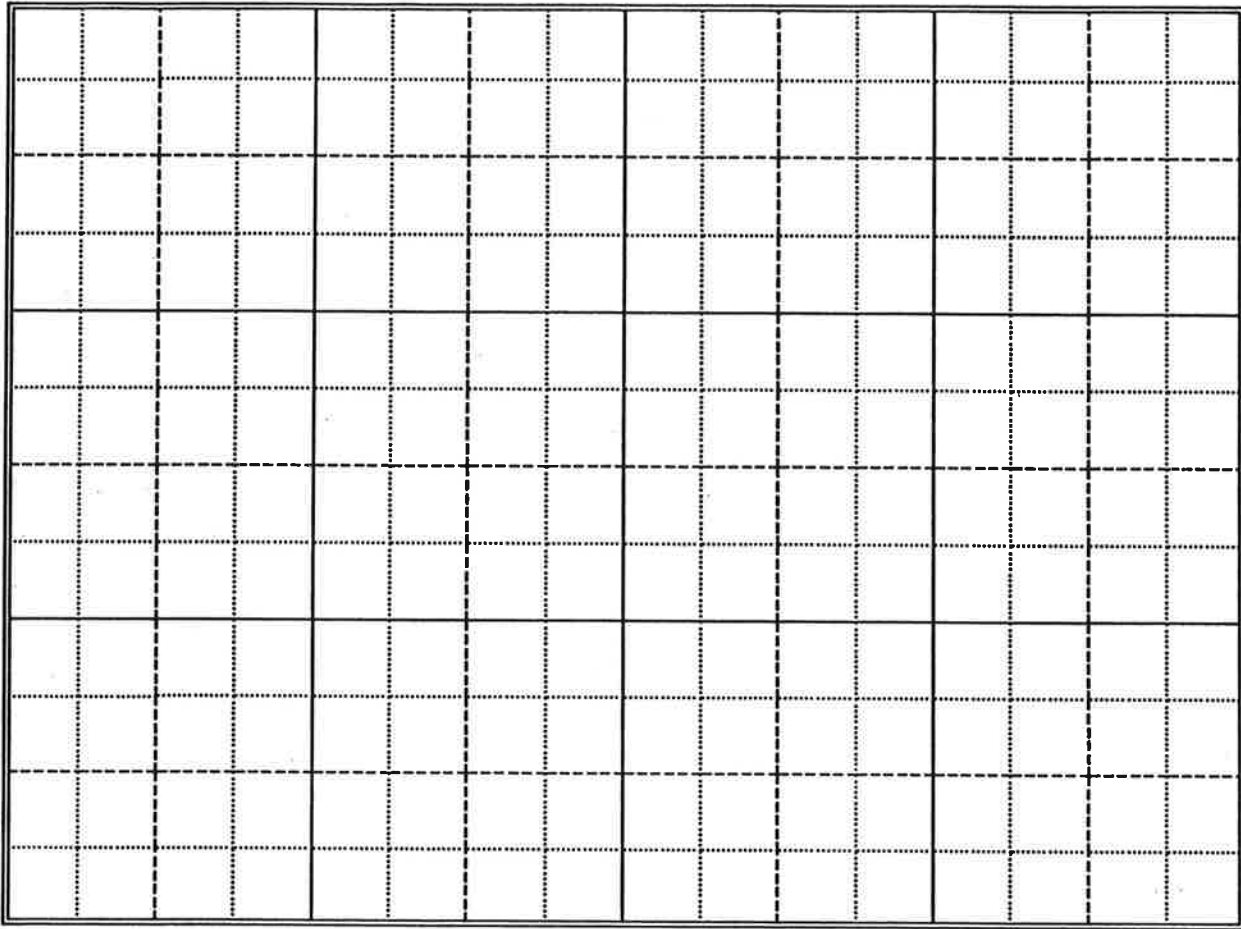
| TWP | RGE | SEC | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 09S | 38E | 21  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | C  |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

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APR 06 2006

3. **Delivery System Diagram:** Include all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = \_\_\_\_\_

\_\_\_\_ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

\_\_\_\_ Aerial Photo Attached (required for irrigation of 10+ acres)

\_\_\_\_ Photo of Diversion and System Attached

4.

| Well or Diversion Identification No.* | Motor Make | Hp | Motor Serial No. | Pump Make   | <sup>Model</sup><br>Pump Serial No. or Discharge Size |
|---------------------------------------|------------|----|------------------|-------------|-------------------------------------------------------|
| Main Pump                             | —          | 3  | —                | Leeson Pump | U6K940029                                             |
|                                       |            |    |                  |             |                                                       |
|                                       |            |    |                  |             |                                                       |

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

#### D. FLOW MEASUREMENTS

1.

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
| Pressure Gauge        |      |      |           |            | 0-60 |             |
|                       |      |      |           |            |      |             |

2. Measurements: Operating PSI = 16 PSI  
Theoretical = 0.33 CFS

Pump #1 3/4 HP Serial No. 169622509  
Pump #2 3/4 HP Serial No. 1696224E19

Pump #3 Serial No. 16962217  
Pump #5 Serial No. 169622E19

# D. FLOW MEASUREMENTS

1.

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
| Pressure Gauge        |      |      |           |            | 0-60 |             |
|                       |      |      |           |            |      |             |

2. Measurements: Operating PSI = 16 PSI

Theoretical = 0.33 CFS

Pump #1 3/4 HP Serial No. 169622509

Pump #4 Serial No. 16962217

Pump #2 3/4 HP Serial No. 1696224E19

Pump #5 Serial No. 169622E19

Pump #3 3/4 HP Serial No. 169622372

Pump #6 Serial No. 1696220E19

Bell & Gossett ITT Pumps

## E. NARRATIVE/REMARKS/COMMENTS

Note: Applicant runs hotel, spas and pool on a combination of city water and permit groundwater source. Hotel has 16 rooms, plus 1 apartment. There are 3 indoor hot tubs and 1 outdoor hot tub, plus 1, 20 foot pool.

\* City water used for potable uses.

\* Groundwater source - all other uses.

→ Groundwater system - Water at 122°F, from well goes to heat exchanger, then to 3 indoor hot tubs, then to outside hot tub and pool. After this water is discharged back into Portneuf River.

→ Groundwater and city water are sent through a system of 6, 3/4 HP pumps that serve hotel and apartment for heating purposes.

for Q Theoretical: HP = 3

PSI = 16

Eff. = 70 %

## E. NARRATIVE/REMARKS/COMMENTS

Note: Applicant runs hotel, spas and pool on a combination of city water and permit groundwater source. Hotel has 16 rooms, plus 1 apartment. There are 3 indoor hot tubs and 1 outdoor hot tub, plus 1, 20 foot pool.

\* City water used for potable uses.

\* Groundwater source - all other uses.

- Groundwater system - Water at  $122^{\circ}\text{F}$ , from well goes to heat exchanger, then to 3 indoor hot tubs, then to outside hot tub and pool. After this water is discharged back into Portneuf River.
- Groundwater and city water are sent through a system of 6,  $\frac{3}{4}$  HP pumps that serve hotel and apartment for heating purposes.

for Q Theoretical: HP = 3

PSI = 16

Eff. = 70 %

Have conditions of permit approval been met? ☒ yes ☐ no

## F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

$$Q_{\text{Theor.}} = \frac{3.14 R^2 (8.814) \cdot 7 \text{ eff}}{20' \text{ Lift} + (16 \text{ PSI} \times 2.308)} = 0.33 \text{ cfs} \quad (\text{KCW})$$

$$Q_{\text{MEASURED}} = 0.07 \text{ cfs}$$

## G. VOLUME CALCULATIONS

### 1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

### 2. Volume Calculations for Other Uses:

owner says pump runs 2 hrs / day / 365 / days / year

$$0.07 \text{ cfs} \times 365 \text{ d} \times 1.9835 = 238.9 \text{ afa} \quad (\text{KCW})$$

50.7 afa

Non-consumptive as it flows back into Portneuf River

## H. RECOMMENDATIONS

### 1. Recommended Amounts

| Beneficial Use | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa)    |
|----------------|---------------|-------|------------------------------|-----------------------------|
|                | From          | To    |                              |                             |
| Commercial     | 1-1           | 12-31 | 0.33 cfs (KCW)               | 238.9 afa (KCW)             |
|                |               |       | 0.07 cfs                     | 50.7 afa                    |
|                |               |       |                              |                             |
|                |               |       |                              |                             |
|                |               |       |                              |                             |
|                |               |       |                              |                             |
| Totals:        |               |       | 0.33 cfs (KCW)<br>0.07 cfs   | 238.9 afa (KCW)<br>50.7 afa |

### 2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None  
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

## I. AUTHENTICATION

Field Examiner's Name Scott C. Miller Date 6-29-2000

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL

LOG NAME: 29-7527  
START: 06-29-2000 12:25  
END: 06-29-2000 12:35  
INTERVAL:00:01:00

06-29-2000 12:25:00  
+5.586E+0 ft/s  
+2.983E+1 gal/m  
+6.647E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

06-29-2000 12:26:00  
+5.558E+0 ft/s  
+2.968E+1 gal/m  
+6.613E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

06-29-2000 12:27:00  
+5.560E+0 ft/s  
+2.969E+1 gal/m  
+6.616E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

06-29-2000 12:28:00  
+5.653E+0 ft/s  
+3.018E+1 gal/m  
+6.726E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

06-29-2000 12:29:00  
+5.694E+0 ft/s  
+3.041E+1 gal/m  
+6.775E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

06-29-2000 12:30:00  
+5.542E+0 ft/s  
+2.959E+1 gal/m  
+6.594E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

06-29-2000 12:31:00  
+5.484E+0 ft/s  
+2.928E+1 gal/m  
+6.525E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

06-29-2000 12:32:00  
+5.478E+0 ft/s  
+2.925E+1 gal/m  
+6.518E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

06-29-2000 12:33:00  
+5.569E+0 ft/s  
+2.974E+1 gal/m  
+6.627E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

06-29-2000 12:34:00  
+5.594E+0 ft/s  
+2.987E+1 gal/m  
+6.656E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

06-29-2000 12:35:00  
+5.540E+0 ft/s  
+2.958E+1 gal/m  
+6.591E-2 ft3/s  
+TOTAL 0000000 gal  
-TOTAL 0000000 gal  
NORMAL

Maximum Flow Rate = 0.07 cfs

Walden Mountain Ent. Inc./ Duke Walden

Re-Measurement

29-07527

RECEIVED

DEC 01 1997

Department of Water Resources  
Eastern Region

## MEMORANDUM

DATE: November 26, 1997

TO: Skip Jones, Eastern Region

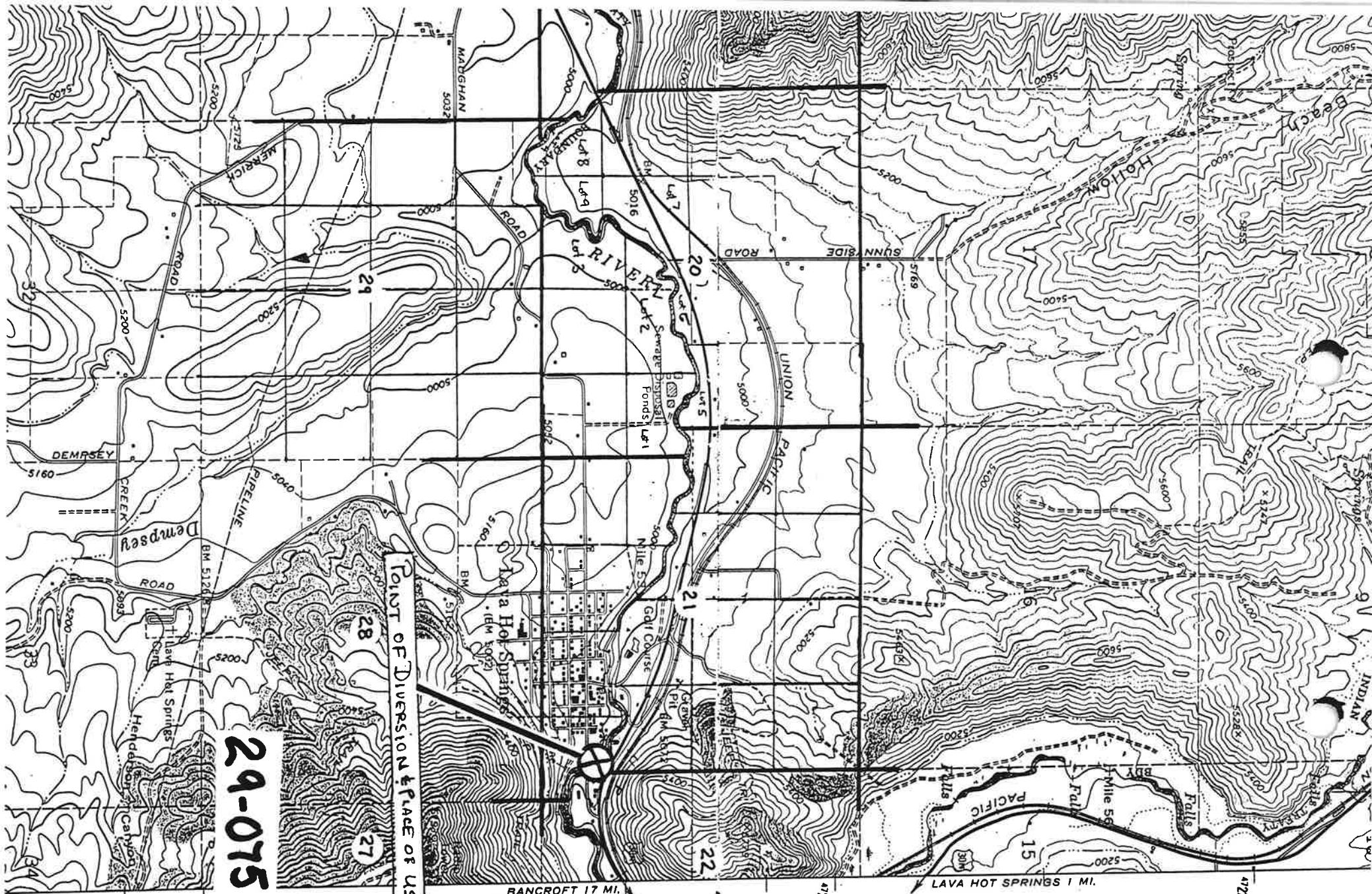
FROM: Shelley W. Keen *SWK*

RE: Need for re-examination

---

As you and I discussed this morning, I am returning the field report for permit 29-07527 so that you can obtain a measurement of the diversion rate. To explain the issue, I have attached Norm's note to me. Let me know if you have any questions.

*Shelley —  
This hot water resource is  
so valuable to the competition  
for it so intense that our  
licensing needs extra care.  
The photo's certainly do not  
look like 0.33 cfs. suggest  
another look. Theoretical may  
be overlooking something. we*



29-07527

POINT OF DIVERSION & PLACE OF USE

R38E  
T9S

3400  
FEET

BANCROFT 17 MI.  
SODA SPRINGS 33 MI.

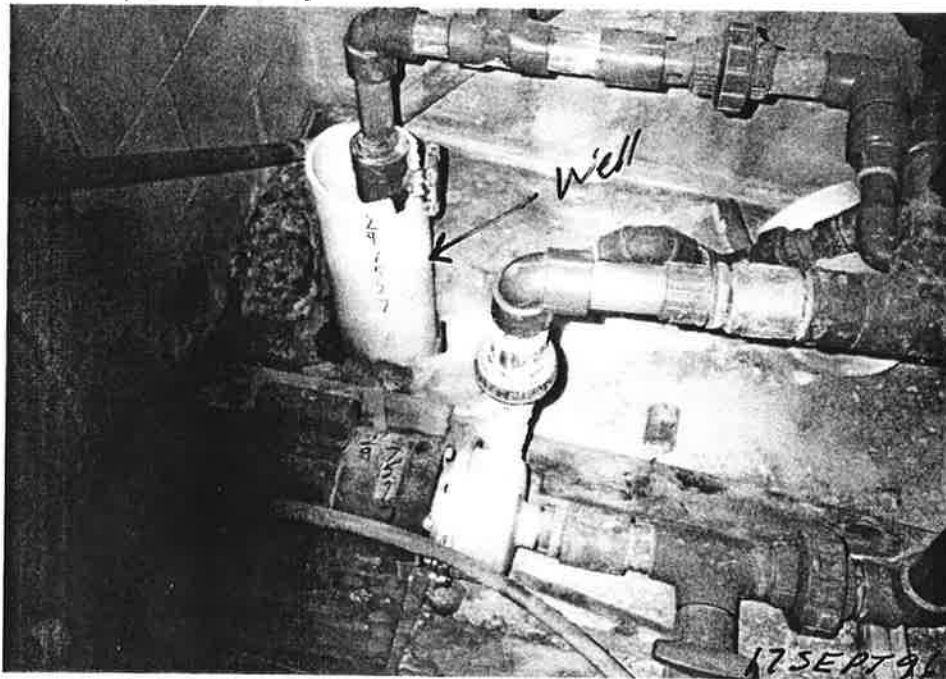
LAVA HOT SPRINGS 1 MI.

Wall



29-  
07527

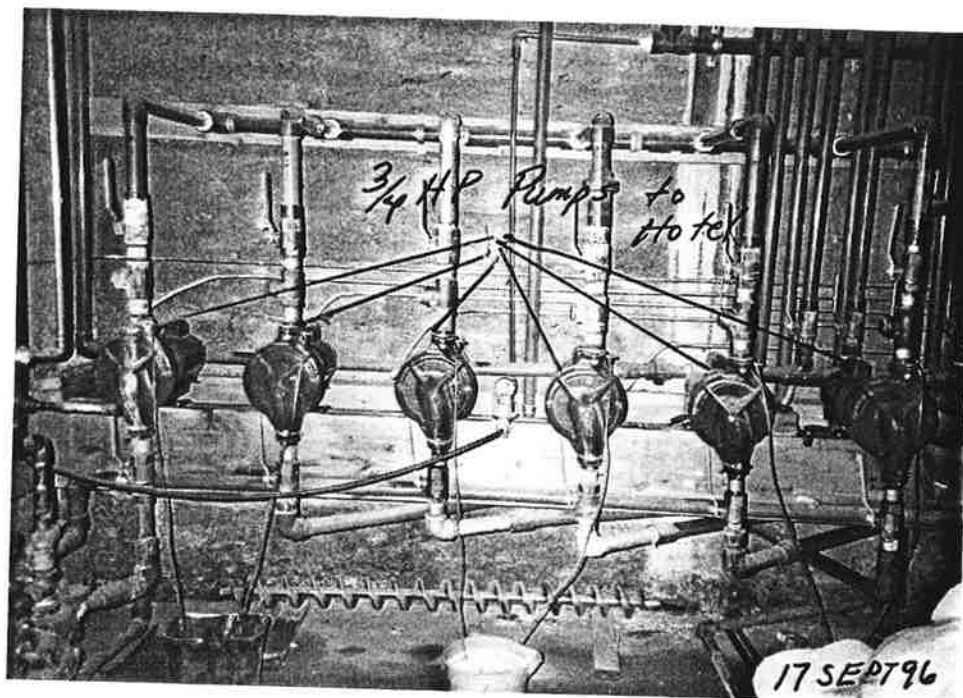
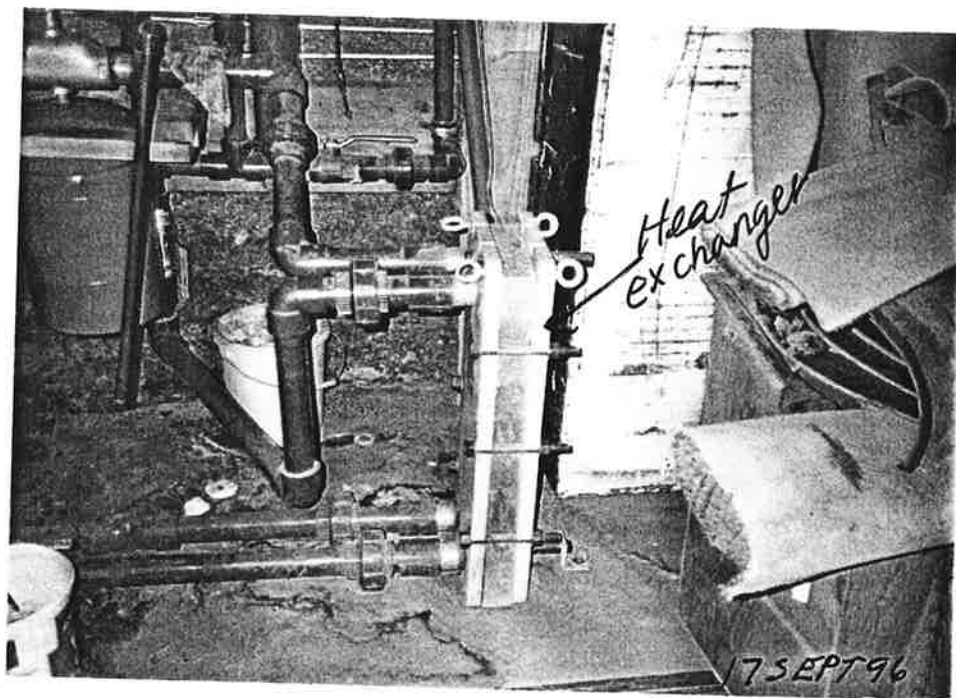
Point of Diversion



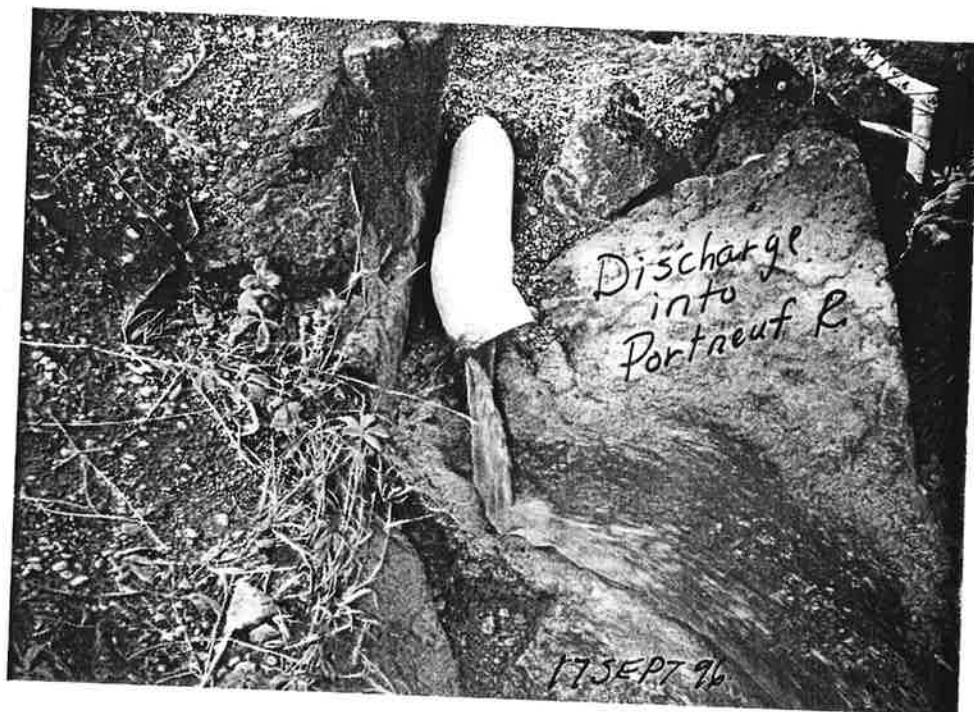
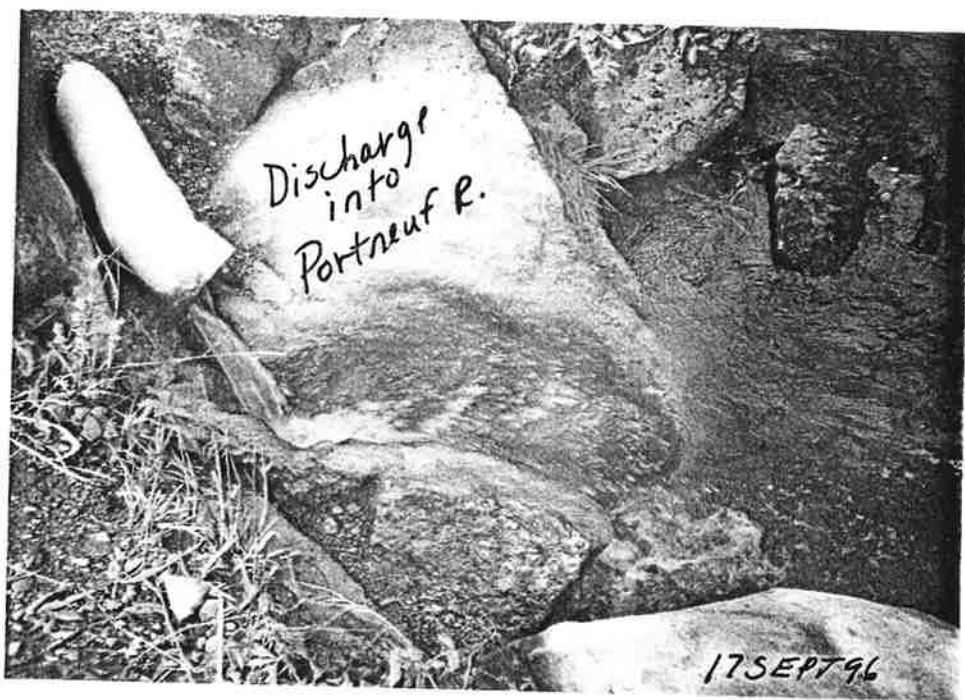
Examiner: Steven Garrison



29-7527



29-7527



29-7527



State of Idaho **SCANNED**  
**DEPARTMENT OF WATER RESOURCES**

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS  
GOVERNOR  
R. KEITH HIGGINSON  
DIRECTOR

August 24, 1990

Floyd L. Walden  
Joan B. Martin  
255 Portneuf Ave.  
Lava Hot Springs, ID 83246

RE: Change of Ownership on Notices A29-04492 and 04493

Dear Ms. Martin and Mr. Walden:

Pursuant to the Change in Ownership submitted for the above-referenced Notice(s) of Claim, the Department's records have been modified to reflect you as the new owner.

Please find enclosed a typed Notice(s) noting the change in claimant. Review the form(s) and if there are other corrections or questions feel free to contact this office.

If there are no questions or corrections, please keep this notice(s) for your records.

Respectfully submitted,

Ernest Carlsen  
Adjudication Supervisor

EC:jt

Enclosure

**MICROFILMED**

**NOV 13 1992**

## CHANGE IN OWNERSHIP

Page 1

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

☒ Water Right Number(s): A29-04492, A29-04493

☒ Name and Address of Former Claimant(s): WILLIAM M. PAPADIKOLAS

761 S. 1100 E.

SALT LAKE CITY, UT 84102

☒ New Claimant(s): FLOYD L. (DUKE) WALDEN OR  
JOAN B. MARTIN

☒ New Mailing Address: 255 BATHURST AVE.  
LAWA HOT SPRINGS, ID 83246

New Telephone Number: (208) 776-5304 (776-9906)

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

☒ Attach proof of ownership  
Describe proof attached: WARRANTY DEED & TITLE INSURANCE  
(Proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former claimant.)

☒ Signature of New Claimant(s): F. Duke Walden

Date: 8-24-90

RECEIVED

AUG 24 1990

Department of Water Resources  
Eastern District Office

MICROFILMED

NOV 13 1992

CHANGE IN OWNERSHIP

Page 2

[ ] Signature of Former Claimant(s): \_\_\_\_\_

Date: \_\_\_\_\_

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

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: \_\_\_\_\_

Claim Numbers of Split, if any:

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

**WESTERN REGIONAL OFFICE**

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

**EASTERN REGIONAL OFFICE**

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

**STATE OFFICE**

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

**SOUTHERN REGIONAL OFFICE**

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

**NORTHERN REGIONAL OFFICE**

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

**MICROFILMED**

**NOV 13 1992**

## EXHIBIT "A"

Beginning at a point 10 feet South and 90 feet East of the Northwest corner of Block 1, HALL'S FIRST ADDITION TO HALL CITY, BANNOCK COUNTY, IDAHO, and running thence South 100 feet; thence East 90 feet; thence North 100 feet; thence West 90 feet to the PLACE OF BEGINNING. Likewise that tract described as: Beginning at a point 60 feet West and 10 feet South of the Northeast corner of Block 1, HALL'S FIRST ADDITION TO HALL CITY, BANNOCK COUNTY, IDAHO, and running thence West 60 feet; thence South 90 feet; thence East 60 feet; thence North 90 feet to the PLACE OF BEGINNING. All within the incorporated limits of the VILLAGE OF LAVA HOT SPRINGS, BANNOCK COUNTY, IDAHO, as the same appears from the official plat recorded in the office of the County Clerk and recorded of BANNOCK COUNTY, IDAHO.

Commencing at a point 120 feet East of the Southwest corner of Block 1, HALL'S, FIRST ADDITION TO HALL CITY; thence North 110 feet, running parallel with Second Avenue East; thence East 30 feet, running parallel with Main Street; thence South 110 feet, running parallel with Second Avenue East to the North line of Main Street; thence West 30 feet, following the North line of Main Street, to the PLACE OF BEGINNING.

ALSO: Commencing at a point 210 feet East of the Southwest corner of Block 1, HALL'S FIRST ADDITION TO HALL CITY, BANNOCK COUNTY, IDAHO; thence running East along the North line of Main Street 30 feet; thence North parallel with the West line of Third Avenue East 110 feet to a 20 foot alley; thence West along the South side of said alley 30 feet; thence South parallel with Second Avenue East 110 feet to the POINT OF BEGINNING, as the same appears on the official plat thereof, filed in the office of the County Recorder of BANNOCK COUNTY, IDAHO, and being in the Village of Lava Hot Springs, Idaho.

ALSO: Commencing 90 feet West of the Southeast corner of Block 1, HALL'S FIRST ADDITION TO HALL CITY, within the incorporated limits of the town of Lava Hot Spring, as the same appears in the official plat thereof, filed and recorded in the office of the County recorder in said BANNOCK COUNTY; thence North 110 feet; thence West 60 feet; thence South 110 feet; thence East 60 feet, to the PLACE OF BEGINNING.



MICROFILMED

NOV 13 1992

## WARRANTY DEED

90008908

For Value Received WILLIAM M. PAPANIKOLAS AND GILLIAN H. PAPANIKOLAS, Husband and Wife

the grantor s, do hereby grant, bargain, sell, and convey unto Accepted and Approved By \_\_\_\_\_

JOAN B. MARTIN AND FLOYD L. WALDEN, Husband and Wife

the grantee s, whose current address is

212 Portneuf Ave., P.O. Box 127,  
Lava Hot Springs, Idaho 83246

the following described premises, to-wit:

SEE ATTACHED EXHIBIT "A"

Grantors are assigning judification claims in a manner prescribed by Idaho Department of water resources.

Grantors are relinquishing any claims against water and mineral rights.

Subject to Reservations in United State and State Patents, existing and recorded rights of way and easements, zoning and building ordinances, use restrictions of record, if any and taxes and assessments as prorated between the parties hereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee s, that t he y the owner s in fee simple of said premises; that said premises are free from all incumbrances except as hereinabove set forth and that t he y will warrant and defend the same from all lawful claims whatsoever.

Dated:

July 11, 1990

x *William M. Papanikolas*  
WILLIAM M. PAPANIKOLAS

x *Gillian H. Papanikolas*  
GILLIAN H. PAPANIKOLAS

STATE OF IDAHO, COUNTY OF *Cannock*  
On this *11th* day of July, 19 *90*,  
before me, a notary public in and for said State, personally  
appeared  
WILLIAM M. PAPANIKOLAS AND  
GILLIAN H. PAPANIKOLAS

Notary Seal

known to me to be the person s who se name s are  
subscribed to the within instrument, and acknowledged to  
me that they executed the same.

*Janice R. Bensch*  
Notary Public  
Residing at *Lava Hot Springs*, Idaho  
Comm. Expires *5-14-1993*

90008908

NO. *526*  
RECORDED & INDEXED  
FIRST AMERICAN TITLE  
90 JUL 11 P4:45

*6.00* *By*

INSTRUMENT No.

THIS INDENTURE, made this 29th day of March in the year of our Lord, One Thousand Nine Hundred and Seventy-Eight, between the MARGUERITE W. CAREY TRUST, by John Carey and Albertha Western, Trustees, and the ESTATE OF MARGUERITE W. CAREY, DECEASED, by John Carey, Personal Representative, and John Carey, as an individual, Parties of the First Part, and DEXTER D. BRANTZEG and PEGGY J. BRANTZEG, husband and wife, of Blackfoot, County of Bingham, State of Idaho, the Parties of the Second Part:  
 whose address is: The Riverside Inn, Lava Hot Springs, Idaho 83246

WITNESSETH: That the said Parties of the First Part, for and in consideration of the sum of EIGHTY THOUSAND AND NO/100 - - - (\$80,000.00) - - - DOLLARS, lawful money of the United States of America, to them in hand paid by the said Parties of the Second Part, the receipt whereof is hereby acknowledged does by these presents, Grant, Bargain, Sell and Convey and Confirm unto said Parties of the Second Part, and to their heirs and assigns forever: All those certain lots, pieces or parcels of land situate, lying and being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

Beginning at a point 10 feet South and 90 feet East of the Northwest corner of Block 1, HALL'S FIRST ADDITION to Hall City, Bannock County, Idaho, and running thence South 100 feet; thence East 90 feet; thence North 100 feet; thence West 90 feet to the place of beginning, containing 9,000 square feet, more or less. Likewise, that tract described as: Beginning at a point 60 feet West and 10 feet South of the Northeast corner of Block 1, HALL'S FIRST ADDITION to Hall City, Bannock County, Idaho, and running thence West 60 feet; thence South 90 feet; thence East 60 feet; thence North 90 feet to the place of beginning, containing 5,400 square feet, more or less, all within the incorporated limits of the Village of Lava Hot Springs, Bannock County, Idaho, as the same appears from the Official Plat recorded in the Office of the County Clerk and Recorder of Bannock County, Idaho.

Together with an undivided one-fourth interest in one hot spring at the Southerly edge of the Portneuf River and a distance of approximately 75 feet in a Northeasterly direction from the hotel property hereinabove described.

Together with all the tenements, hereditaments, appurtenances, easements of every kind and character, all interest in any party wall or party walls used in connection with said property or to be used therewith, and all interest in and to the ground beneath the same, whether expressly mentioned herein or not, all water rights, including water rights represented by stock in companies or associations thereunto belonging or in anywise appertaining, and particularly all water rights, privileges, easements or uses belonging to and/or enuring to the benefit of the Grantors, and/or assignee of and successor in interest to one William R. Godfrey, to take and use all of the hot water required for private or business purposes in conducting the Riverside Hotel in the Village of Lava Hot Springs, Idaho, by, through and under a certain agreement made and executed on or about the 10th day of April, A. D. 1918, by and between James Hall of Lava Hot Springs, Idaho, Party of the First Part, and William R. Godfrey, therein named as W. R. Godfrey of the same place, as Party of the Second Part, and recorded on the 12th day of August, A. D. 1918, in the office of the County Clerk and Recorder of Bannock County, Idaho, in Book 2 of Leases, at Page 48 of the Records of said County.

Together with all right, title and interest of the Grantors in and to the said lease and agreement, as well as all water, water pipes, ditches, tanks, flumes, flood gates, pumping apparatus, boxes, conduits, and contrivances of every kind and character used in storing or conveying said water into or upon the premises hereinabove described, whether said contrivances be used upon or off the above-described premises, used in pumping and conveying said water in said agreement referred to, which said water, pipes, tanks, flumes, pumping apparatus, flood gates, boxes, conduits and contrivances are hereby declared to be appurtenant to the premises hereinbefore described.

Commencing at a point one hundred and twenty feet East of the

Southwest corner of Block One, HALL'S FIRST ADDITION TO HALL CITY; thence North one hundred and ten feet, running parallel with Second Avenue East; thence East thirty feet, running parallel with Main Street; thence South one hundred and ten feet, running parallel with Second Avenue East to the North line of Main Street; thence West thirty feet, following the North line of Main Street to the place of beginning, and containing three thousand three hundred square feet, within the incorporated limits of the Village of Lava Hot Springs, County of Bannock, and State of Idaho, as the same appears from the Official Plat thereof, filed and recorded in the Office of the County Recorder in said Bannock County.

ALSO: Commencing at a point 210 feet East of the Southwest corner of Block 1, HALL'S FIRST ADDITION TO HALL CITY, Bannock County, Idaho; thence running East along the North line of Main Street 30 feet; thence North parallel with the West line of Third Avenue East 110 feet to a 20-foot alley; thence West along the South side of said alley 30 feet; thence South parallel with Second Avenue East 110 feet to the point of beginning, as the same appear on the Official Plat thereof filed in the Office of the County Recorder of Bannock County, Idaho, and being in the Village of Lava Hot Springs, Idaho.

ALSO: Commencing 90 feet West of the Southeast corner of Block 1, HALL'S FIRST ADDITION TO HALL CITY, within the incorporated limits of the Town of Lava Hot Springs, as the same appears in the official Plat thereof, filed and recorded in the Office of the County Recorder in said Bannock County; thence North 110 feet; thence West 60 feet; thence South 110 feet; thence East 60 feet, to the place of beginning.

Together with personal property found in Bill of Sale of even date.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said Parties of the Second Part, and to their heirs and assigns forever and the said Parties of the First Part, and their heirs and assigns, warrant the said premises in the quiet and peaceable possession of the said Parties of the Second Part, their heirs and assigns against the said Parties of the First Part, and their heirs and assigns against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said Parties of the First Part have hereunto set their hands and seals the day and year first above written.

MARGUERITE W. CAREY TRUST

By Alberta Western  
Alberta Western, Trustee

By John Carey  
John Carey, Trustee

ESTATE OF MARGUERITE W. CAREY

By John Carey  
John Carey, Personal Representative

John Carey  
John Carey, for himself

3-3  
STATE OF UTAH )  
: ss.  
COUNTY OF SALT LAKE )

90008939

On the 7 day of <sup>April</sup>~~March~~, 1978, personally appeared before me ALBERTHA WESTERN, one of the Trustees of the Marguerite W. Carey Trust, the signer of the above instrument, who duly acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL)

*[Signature]*  
Notary Public for Utah  
Residing at *[Signature]*, Utah  
My Commission Expires: *2/3/80*

Notary Seal

STATE OF OREGON )  
: ss.  
COUNTY OF DESCHUTES )

On the 29 day of March, 1978, personally came before me, a Notary Public in and for said County and State, the within John Carey, as an individual, as Trustee of the Marguerite W. Carey Trust, and as Personal Representative of the Estate of Marguerite W. Carey, Deceased, to me personally known as the individual described in and who executed the foregoing instrument, and acknowledged to me that he executed the same freely and voluntarily for the uses and purposes therein mentioned.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first in this, my certificate, written.

(SEAL)

*[Signature]*  
Notary Public for Oregon  
Residing at *[Signature]*, Oregon  
My Commission Expires: *1-14-81*

90008939

NO.  
RECORDED  
FIRST AMERICAN TITLE  
'90 JUL 12 AM 1:14

Notary Seal

March 28, 1995

To whom it may concern:

I, Elma Godfrey Schultz, am the daughter of William Godfrey who built the Riverside Inn, 255 Portneuf, Lava Hot Springs, Idaho. The hotel was built in 1914-1915. My father utilized natural hot water from a spring and from groundwater on the hotel property. The hot water was used for bathing, for heating the hotel, and for the benefit of hotel guests. I lived in the hotel in 1915, when I was in the second grade. At that time the hot mineral water was piped into the hotel for use in the mineral baths and to heat the hotel. The spring on the edge of the river was utilized by the hotel only. To my knowledge the Terrell property next door to the hotel never shared a spring with the hotel or on hotel property.

Elma Schultz  
Elma Schultz

Dated MARCH 28, 1995.

STATE OF Idaho  
County of BANWICK

} ss.

On this 28<sup>th</sup> day of MARCH, in the year  
of 1995, before me (Robert D. Bergendorf, Notary  
Public), personally appeared ELMA SCHULTZ,  
known to me (or proved to me  
on the oath of \_\_\_\_\_), to be the person  
whose name is subscribed to THIS instrument, and  
acknowledged to me that she (or they) executed the same.

Robert D. Bergendorf  
Notary Public  
Residing at LAVA HOT SPRINGS,  
MY Commission Expires: FEB 28, 1999.

RECEIVED  
MICROFILMED  
MAR 30 1995  
NOV 13 1996  
Department of Water Resources  
Eastern District Office

MAY 18 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: A29-04492  
Date Received: 4/18/1990  
Receipt No: E013303  
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JOAN B MARTIN 208-776-9906  
Address: 255 PORTNEUF AVE  
LAVA HOT SPRINGS ID 83246

OR

Name: FLOYD L WALDEN 208-776-5504  
Address: 255 PORTNEUF AVE  
LAVA HOT SPRINGS ID 83246

*Per 303-618-3060*

2. Date of Priority: DEC 31, 1914

3. Source: GROUNDWATER Trib. to: PORTNEUF RIVER

4. Point of Diversion:

|          |       |         |        |        |     |     |         |
|----------|-------|---------|--------|--------|-----|-----|---------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
| 09S      | 38E   | 21      | SE     | SE     |     | 1   | BANNOCK |

5. Description of diverting works:  
PUMP & PIPELINE, WELL & SPRING.

6. Water is used for the following purposes:

|            |       |       |        |      |        |
|------------|-------|-------|--------|------|--------|
| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
| COMMERCIAL | 01/01 | 12/31 | 0.750  |      |        |

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
MINERAL BATHS, HEATING, & CULINARY USES FOR THE RIVERSIDE HOTEL.

MICROFILMED

NOV 13 1990

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 09S      | 38E   | 21      | SE     | SE  | 1   | COMMER |       |

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:  
29-04492

14. Remarks:

GROUNDWATER BEING DIVERTED IS HOT WATER SOURCE.  
ADDITIONAL P/U & P/D DESCRIPTION: BLOCK 1, HALLS 1ST  
ADDITION TO CITY OF LAVA HOT SPRINGS.  
DBA RIVERSIDE INN  
OWNERSHIP CHANGE 8/24/90/JT  
\*  
PROOF OF PRIORITY RECEIVED 30MAR95, ABR\*\*\*

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): *John H. Maeder* Date: 3-30-95  
\_\_\_\_\_  
Date: \_\_\_\_\_

MICROFILMED  
NOV 13 1995

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 30<sup>th</sup> day  
of March 19 95

Wendy J. Murphy  
Notary Public



Residing at Idaho Falls

My Commission Expires 6/23/2000

MICROFILMED  
NOV 13 1999

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: A29-04492  
Date Received: 4/18/1990  
Receipt No: E013303  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: FLOYD L. (DUKE) WALDEN 208-776-5504  
Address: 255 PORTNEUF AVE.  
LAVA HOT SPRINGS, ID 83246  
OR  
Name: JOAN B. MARTIN 208-776-9906  
Address: 255 PORTNEUF AVE.  
LAVA HOT SPRINGS, ID 83246

2. Date of Priority: APR 10, 1918

3. Source: GROUNDWATER Trib. to: PORTNEUF RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 09S      | 38E   | 21      | SE     | SE     | SE     | 1   | BANNOCK |

5. Description of diverting works:  
PUMP & PIPELINE, WELL & SPRING.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| COMMERCIAL | 01/01 | 12/31 | 0.750  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
MINERAL BATHS, HEATING, & CULINARY USES FOR THE RIVERSIDE HOTEL.

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 09S      | 38E   | 21      | SE     | SE  | 1   | COMMER |       |

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:  
29-04492

14. Remarks:

GROUNDWATER BEING DIVERTED IS HOT WATER SOURCE.  
ADDITIONAL P/U & P/D DESCRIPTION: BLOCK 1, HALLS 1ST  
ADDITION TO CITY OF LAVA HOT SPRINGS.  
DBA RIVERSIDE INN  
OWNERSHIP CHANGE 8/24/90/JT

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): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A29-04492  
Date Received: 5/17/1990  
Receipt No: E013303  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM M. PAPANIKOLAS *Walden c/o* 801-583-5346  
Address: 761 SOUTH 1100 EAST  
SALT LAKE CITY, UT 84102

2. Date of Priority: APR 10, 1918

3. Source: GROUNDWATER Trib. to: PORTNEUF RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 09S      | 38E   | 21      | SE     | SE     |     | 1   | BANNOCK |

5. Description of diverting works:  
PUMP & PIPELINE, WELL & SPRING.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| COMMERCIAL | 01/01 | 12/31 | 0.750  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
MINERAL BATHS, HEATING, & CULINARY USES FOR THE RIVERSIDE HOTEL.

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 09S      | 38E   | 21      | SE     | SE  | 1   | COMMER |       |

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:  
29-04492

14. Remarks:

GROUNDWATER BEING DIVERTED IS HOT WATER SOURCE.  
ADDITIONAL P/U & P/D DESCRIPTION: BLOCK 1, HALLS 1ST  
ADDITION TO CITY OF LAVA HOT SPRINGS.  
DBA RIVERSIDE INN

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): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

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

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

CIVIL CASE NUMBER: 39576  
Ident. Number A29-04492  
Date Received 4-18-90  
Receipt Number E013303

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED

APR 18 1990

Department of Water Resources  
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Walden c/o William M. PAPANIKOLAS DBA Riverside Inn Phone (801) 583-5346  
Mailing Address 761 South 1100 East, SLC, UT Zip 84102

2. Date of Priority (Only one (1) per claim) April 10, 1918

3. Source of water supply (a) ground water (hot water)  
which is tributary to (b) Portneuf River

4. a. Location of existing point of diversion is: Township 9S Range 38E Section 21,  
SE 1/4 of SE 1/4 of \_\_\_\_\_ 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of BANNOCK

Additional points of diversion if any: Block 1, Hall's 1st addition to city, Lava Hot Springs

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

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

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

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

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

Pump and pipeline, well and spring, 3 hp pump (jet)  
with 2" line about 25' to building from spring and well.

MICROFILMED

NOV 13 1992

A2904492



6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Commercial purposes from 1/1 to 12/31 amount ~~20~~ .75 cfs or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) ~~20~~ .75 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) uses include hot water for bathing, soaking, recreation, all

culinary uses and for heating the Riverside Inn. both

10. Description of place of use:

indoors and outdoors

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 |        |
| 9S  | 38E | 21  |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       | C      |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated \_\_\_\_\_

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 ☒ 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.

See Hot Springs claim by William PAPANIKOLAS 29-4493 or None ( )

14. Remarks:

MICROFILMED

NOV 13 1992

Last Name PAPANIKOLAS Ident No. ~~29-4493~~

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 29-4492  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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

Number of attachments \_\_\_\_\_

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

Signature of Claimant (s) Wm H. Pope

Date 4/12/90

Date \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_

Title \_\_\_\_\_

of \_\_\_\_\_, that I have signed the foregoing  
Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_

Title

Organization

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

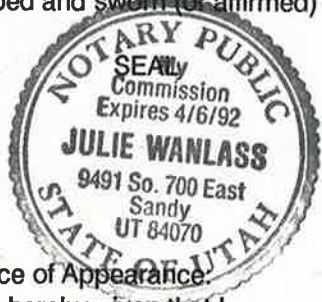
Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_

Date \_\_\_\_\_

State of Idaho/or Utah )  
County of Salt Lake ) SS.

Subscribed and sworn (or affirmed) before me this 12<sup>th</sup> day of April 19 90



Notary Public Julie Wanlass

Residing at Sandy, Utah

My Commission Expires 4-6-92

Please Print Name

17. Notice of Appearance

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

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

**MICROFILMED**

**NOV 13 1992**

Last Name PAPANIKOLAS

Ident. Number 33576

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