

03/01/2001

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

RIGHT NUMBER: 29-7346

NAME AND ADDRESS: CITY OF LAVA HOT SPRINGS
PO BOX 187
LAVA HOT SPRINGS, ID 83246

SOURCE: GROUND WATER

QUANTITY: 0.31 CFS

PRIORITY DATE: 09/28/1976

POINT OF DIVERSION: T09S R38E S21 SESW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1-01 12-31	0.31 CFS

PLACE OF USE:

MUNICIPAL Within BANNOCK County
T09S R38E S21 T09S R38E S22
T09S R38E S28

PLACE OF USE IS WITHIN CITY LIMITS OF LAVA HOT SPRINGS.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-7346

NAME AND ADDRESS:

CITY OF LAVA HOT SPRINGS
PO BOX 187
LAVA HOT SPRINGS ID 83246

SOURCE: Source:
GROUND WATER

Tributary:

QUANTITY: 0.310 CFS 0.000 AFY

PRIORITY DATE: 09/28/1976

POINT OF DIVERSION:

~~T09S R38E S21 SEW~~ Within BANNOCK County
~~T09S R38E S21 SEW Lot 3~~ Within BANNOCK County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	MUNICIPAL	1/01 12/31	0.310 CFS

PLACE OF USE: MUNICIPAL within BANNOCK County

~~T09S R38E S21~~
~~T09S R38E S22~~
~~T09S R38E S28~~

0 ACRES TOTAL

Place of use is within the service area of the City of Lava Hot Springs municipal water supply system as provided for under Idaho Law.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

~~PLACE OF USE IS WITHIN CITY LIMITS OF LAVA HOT SPRINGS.~~

SM
Emc

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Allen

02/18/2003

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: 29-7346

CITY OF LAVA HOT SPRINGS

PO BOX 187

LAVA HOT SPRINGS ID 83246

Telephone Number: (208) 776-5820

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

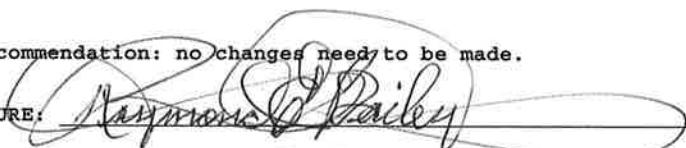
2. Describe the changes you wish to make in the proposed recommendation:

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: 4/18/03

SIGNATURE:


Please print your name: Raymond E. Bailey, Mayor

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

PROFILED

SCANNED

APR 27 2006

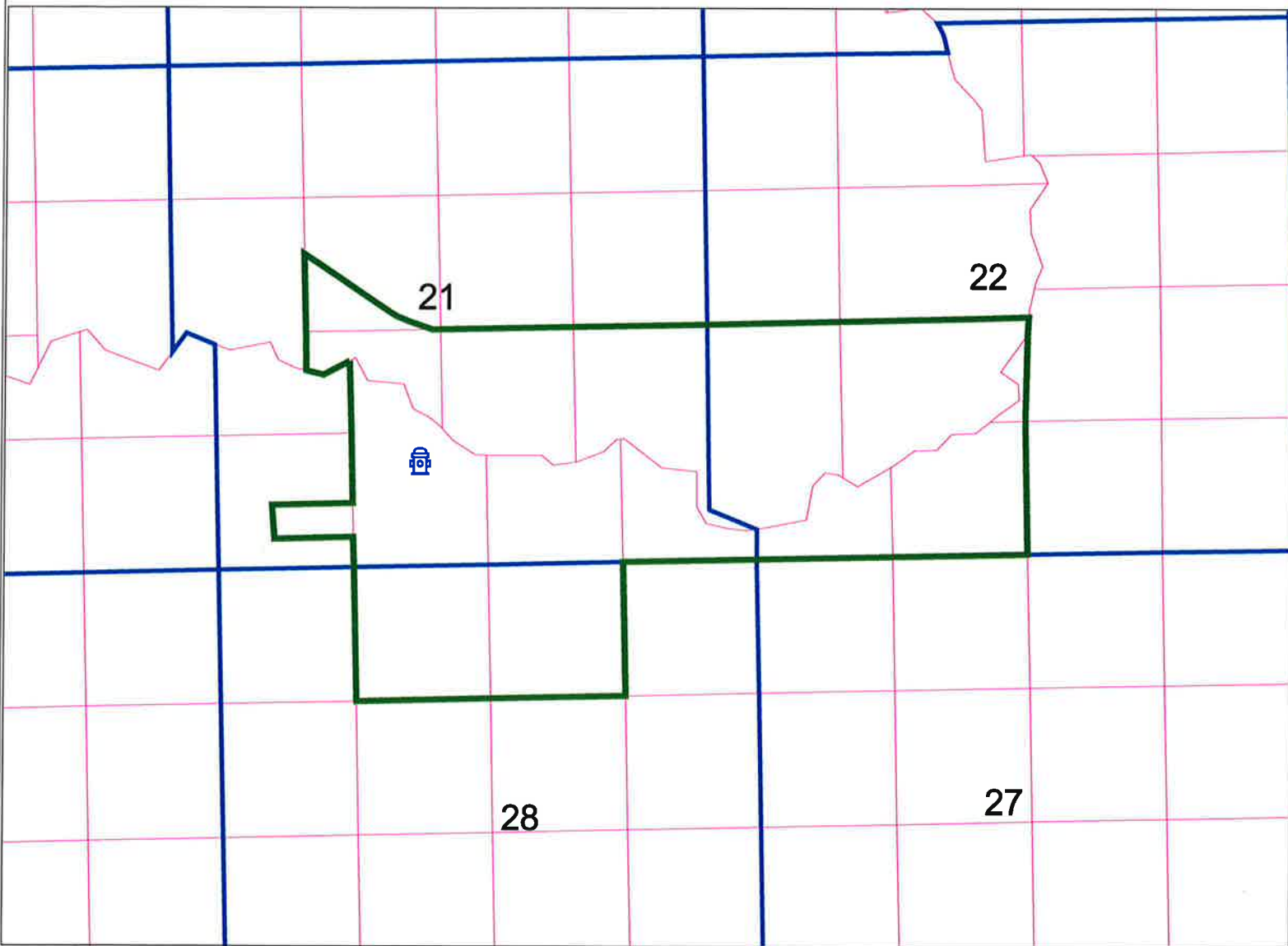


State of Idaho

Department of Water Resources

Claim No.: 29-7346

T09S R38E



-  Well.shp
-  Place of use.shp
-  Sections
-  QQ



PROFILED

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: E. Carlsen
Date: February, 2004

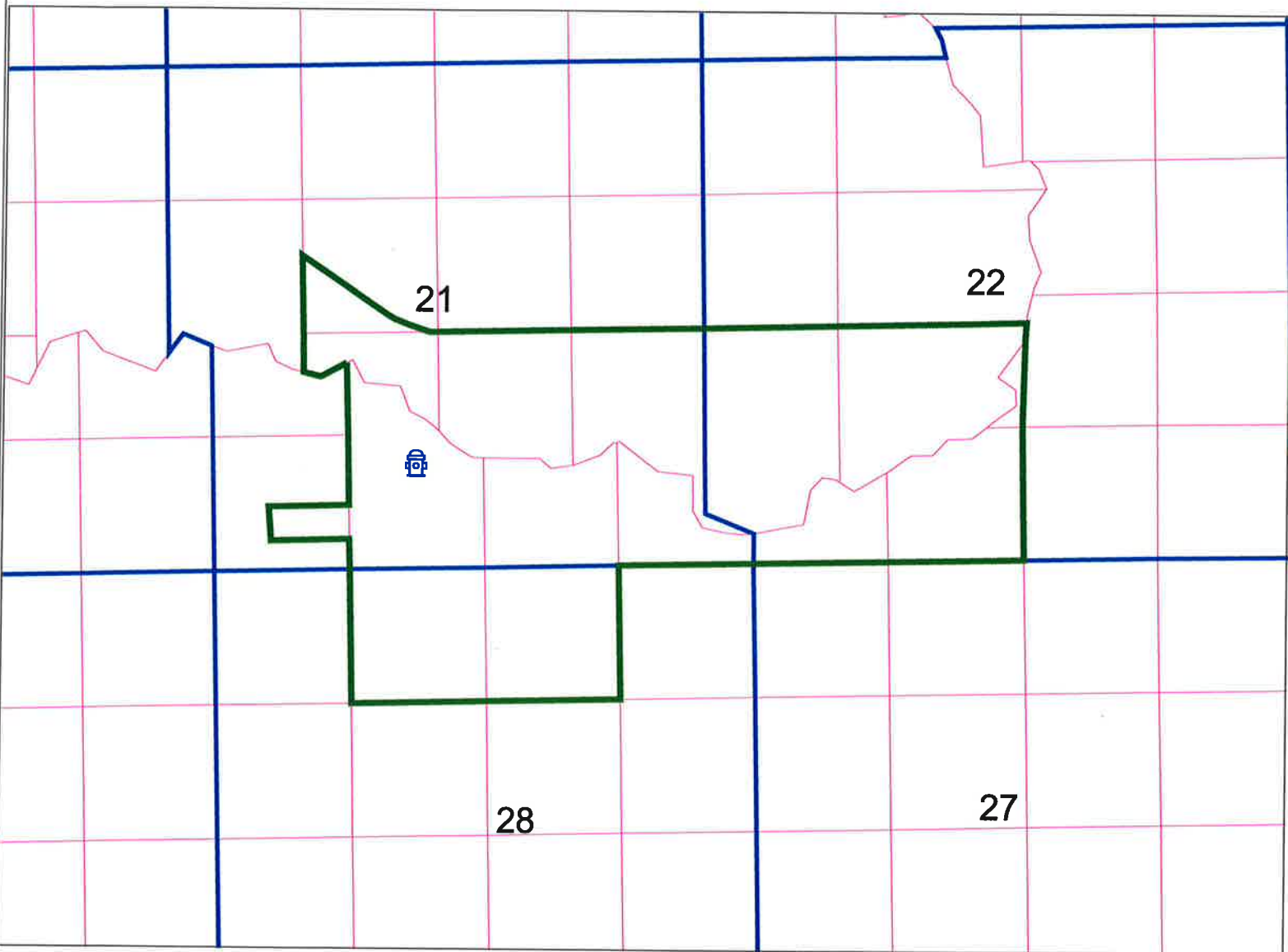


State of Idaho

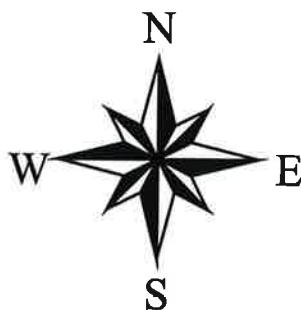
Department of Water Resources

Claim No.: 29-7346

T09S R38E



-  Well.shp
-  Place of use.shp
-  Sections
-  QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: E. Carlsen
Date: February, 2004

CRS...SHEPHERD ENGINEERING

Civil/Municipal, Transportation, Industrial, Recreation
Construction & Development Services

February 20, 2002

Idaho Department of Water Resources
Attn: Allen Ruberry
900 N. Skyline Drive
Idaho Falls, Idaho 83402

RECEIVED
FEB 21 2002
Department of Water Resources
Eastern Region

RE: City of Lava Hot Springs, Water Improvement Project

Dear Mr. Ruberry:

The City of Lava Hot Springs is in the process of performing an environmental review pursuant to the National Environmental Policy Act for USDA, Rural Development, in order that they may assess the environmental impacts of construction of improvements to Lava's culinary drinking water system. These planned improvements include:

- * Water Line Installation/ Replacements
- * Existing Well Upgrades/ Connections
- * Water Meter Installation
- * Telemetry /Control System Installation
- * A new 400,000 gallon reinforced concrete storage tank

All water lines will be installed within existing right-of-ways. Existing wells will be upgraded at current locations. An enlargement of the existing water right on the Church Well (#29-7346 V1) will be requested from 0.310 cfs to 0.558 cfs. Two Portneuf River crossings are planned but will only replace two existing conduits attached to existing bridges above the bottom elevations of the structures. No work associated with this project is anticipated in the River. A map showing the features of the project is attached.

We would appreciate your consideration of the proposed project and any concerns or issues which should be addressed regarding this project. Any comments should be directed to me at the address listed on this letter. If there are questions regarding the project, please feel free to contact me. We anticipate some construction work would begin this spring and so we would ask that any comments be returned to us by March 8, 2002. Thank you in advance for your timely input.

Sincerely,



L. Wayne Shepherd, P.E.
Project Manager

246 → .25 → New WR

29-4229

29-8056 #2 West Well

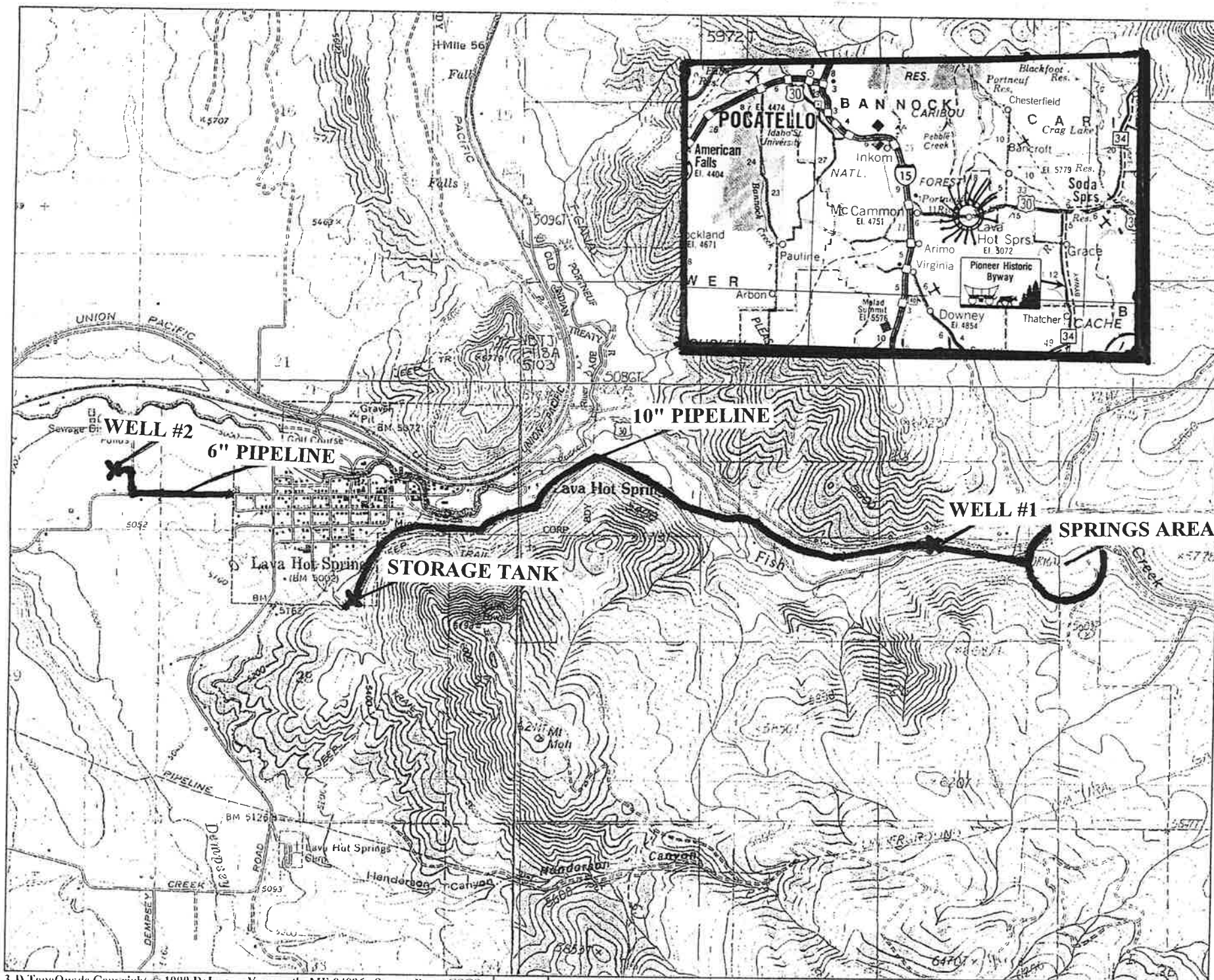
4230 V1
Springs

PROFITED

SCANNED

APR 27 2006

P.O. Box 4609, Pocatello, Idaho 83205-4609, Phone: (208)233-9793, FAX: (208)233-9806



JUN 06 2001

29-7346 License August 1983

①. Change AS License. So Recommended.

②. Reference is made to 29-04229 & 4230.
Each will be considered on its own merits.
No reference to each other or this recommendation.

7/5/01 ③. 250gpm (50 cfs) by March of Test Pumping.

ADVISED THE NEED FOR AN APPLICATION FOR Permit
to further develop this well.Remark/COND
JF3 CIB

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

02/28/01 15:25:03

Page 1

Water Right Number - 29-07346

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
CITY OF LAVA HOT SPRINGS

1 - P.O. BOX 187

2 -

3 -

City- LAVA HOT SPRINGS

State- ID Zip- 83246

Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
09/28/1976 *OK* 15 EASTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
09S 38E 21 SE SW *OK* (5) BANNOCK

+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
40 - MUNICIPAL 01/01 12/31 0.310 *OK*

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.310 0.0

+ - - - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - - - - - Remarks - - - - - +

GEN P/U WITHIN CITY LIMITS OF LAVA HOT SPRINGS. *Jφ3*

+ - - - - - - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - - - - - - - - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

JUN 06 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: A29-07346

Date Received: 3/12/1990

Receipt No: E012308

Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF LAVA HOT SPRINGS 208-776-5820
Address: P.O. BOX 187
LAVA HOT SPRINGS, ID 83246

2. Date of Priority: SEP 28, 1976

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
WELL PUMP PIPELINES TO STORAGE RESERVOIR FOR MUNICIPAL SYSTEM

6. Water is used for the following purposes:

| | | | | | |
|-----------|-------|-------|-------|------|--------|
| Purpose | From | To | C.F.S | (or) | A.F.A. |
| MUNICIPAL | 01/01 | 12/31 | 0.310 | | |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
M/CITY OF LAVA HOT SPRINGS

10. Place of Use:

| | | | | | | | |
|----------|-------|---------|--------|-----|-----|------|-------|
| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
| 09S | 38E | 21 | | | | MUNI | |
| | | 22 | | | | MUNI | |
| | | 28 | | | | MUNI | |

A29-07346

Page 1

Date: 03/12/90

A2907346



MICROFILMED

NOV 13 1992

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:
29-04229/04230

14. Remarks:
P/U WITHIN CITY LIMITS OF LAVA HOT SPRINGS.

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am City Clerk of City of Lava Hot Springs ^{Title} _{Organization}, that I have signed the foregoing document in the space below as City Clerk of City of Lava Hot Springs ^{Title} _{Organization} and that the statements contained in the foregoing document are true and correct.

Cando P. Simick
Signature of Authorized Agent

Clerk / City of Lava Hot Springs
Title and Organization

3/12/90
Date

State of Idaho

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 12th day

of March 19 90

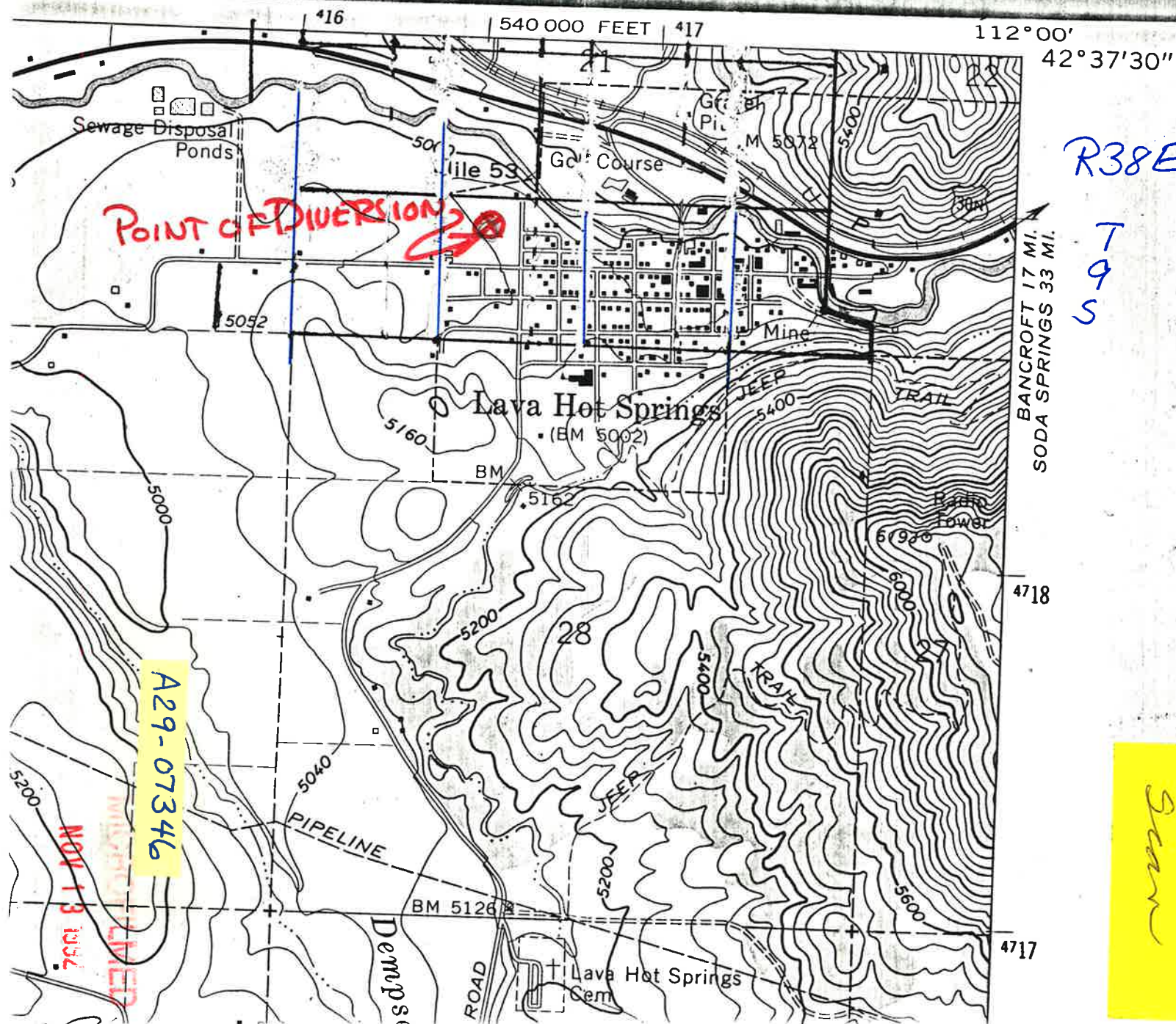
Galeen Wray
Notary Public

Seal



Residing at Idaho Falls

My Commission Expires 5/29/1991



WITH NATIONAL MAP
LOGICAL SURVEY
OR RESTON, VIRG