

04/28/2003

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

RIGHT NUMBER: 29-13285

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

SOURCE: SPRINGS

TRIBUTARY: WARM CREEK

QUANTITY: 1.150 CFS

PRIORITY DATE: 01/01/1920

POINT OF DIVERSION:

T08S R31E S18 NWNESE Within POWER County Source: SPRINGS

T08S R31E S18 SWNESE Within POWER County Source: SPRINGS

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

RECREATION

01/01 12/31

1.150 CFS

PLACE OF USE: RECREATION Within POWER County

T08S R31E S18 NESE

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

01/21/2003

IDAHO DEPARTMENT OF WATER RESOURCES
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3249 INDIAN SPRINGS RD
AMERICAN FALLS ID 83211

SOURCE: SPRINGS

TRIBUTARY: WARM CREEK

QUANTITY: 1.150 CFS

PRIORITY DATE: 01/01/1913

POINT OF DIVERSION:

T08S R31E S18 NWNESE Within POWER County

T08S R31E S18 SWNESE Within POWER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

RECREATION

01/01 12/31

1.150 CFS

PLACE OF USE: RECREATION Within POWER County

T08S R31E S18 NESE

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

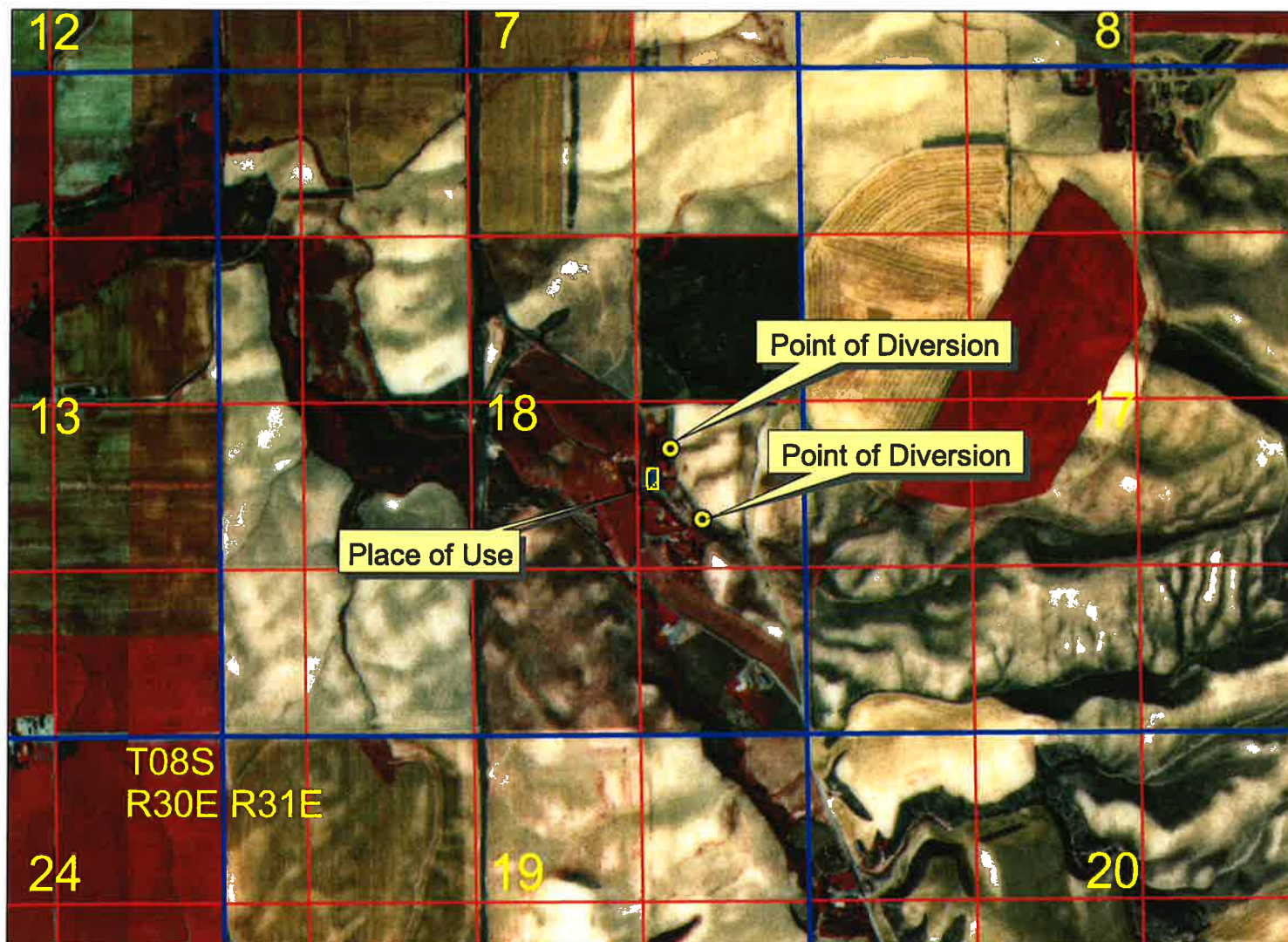
NO LAWFUL APPROPRIATION SHOWN

EXPLANATORY MATERIAL:



State of Idaho
Department of Water Resources
Eastern Region

Notice of Claim 29-13285



1:16000



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

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

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-13285 V1

Comments:

1. pmeyer 3/5/2003 Disallowal

Comment: No evidence of priority submitted.

2. ecarlsen 4/28/2003 Notice of Error

Comment: Met with Terry Anderson on April 24 to discuss the recommendations on claims 29-4075 and 29-13285. Mr. Anderson was concerned because the recommendations did not reflect his current and future anticipated uses. After reviewing the Departments role in making the recommendations we looked at each claim. The irrigation use under 29-4075 is larger by three acres than originally claimed under the 243 claim. Though there was an explanation of water being used in the pool facility it was not specifically claimed under the 243 claim. I did increase the rate of diversion for commercial use from 0.02 to 0.04 cfs with no increase in the total Q. The commercial use under this right does not include use of the water for the RV Park. Mr. Anderson brought with him some old newspaper articles and advertisements to show the historical use. These documents are conflicting with regard to the date water was first used in the pool. A newspaper article from the American Falls Express dated Sept 22, 1927 states the natural hot spring was a popular bathing spot but no effort was made to develop it into a commercial business until 1920. Between 1920 and 1927 the land around the spring was purchased and the pool was constructed. Based on this article I am changing the recommendation to reflect a priority date of January 1, 1920.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	1/21/2003 10:49:56 AM	pmeyer			Active
Summary			01/21/2003	pmeyer	Active
Summary			01/21/2003	pmeyer	Active
Summary			01/21/2003	pmeyer	Active
Priority Date	4/28/2003 8:51:15 AM	ecarlsen			Active
Summary			04/28/2003	ecarlsen	Active

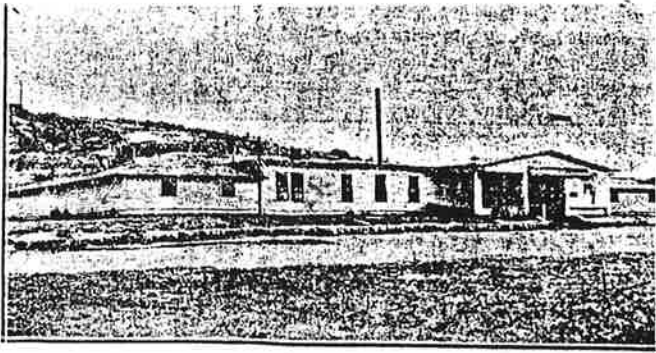
Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13285 V1

Priority Date	4/28/2003 8:51:15 AM	ecarlson	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - News paper article from the American Falls Express dated September 22, 1927 states commercial use was initiated in 1920.
Summary	4/28/2003 8:53:05 AM	ecarlson	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
Priority Date	1/21/2003 10:49:57 AM	pmeyer	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (No) 12. Does the claim file contain sufficient evidence of Priority Date? (No) 13. Has additional evidence of priority date been submitted? (No) 14. Can any portion of the claim be recommended as a valid water right? Description for Question 12/13 - None submitted.



INDIAN SPRINGS NATATORIUM FAMOUS THROUGHOUT IDAHO

Another Power county institution that draws visitors from all parts of the state is the Indian Springs natatorium, located four miles south of American Falls. The pool is fed by a natural hot water spring, and is widely known for its excellent bathing facilities.

Records of the natatorium show that more than 50,000 persons visited the resort last year; and indications are that, in spite of a cold, backward spring and a season which has been remarkable for the absence of hot days, the attendance will go well above that figure this year. Any institution that can draw that many visitors is a decided asset to any community.

In early days, and even before the white man came, the thermal springs were a popular bathing place. Thousands bathed in the cave in the hillside, and it was a common practice to organize bathing parties and visit the springs, but no efforts were made to develop and exploit them until 1920.

Seven years ago the Indian Springs Natatorium company was organized. After a careful investigation all the land lying about the springs was purchased. A bath house was erected, and a pool 50x100 feet in size was constructed. The bath house is modern in every particular, being fitted up with dressing rooms, laundry, shower baths and confectionery store.

When the company was formed the first step was the investigation of the water supply. This investigation showed that the water came from a single spring, which, however, had three principal outlets. The largest of these discharged into the pool in the cave, another issued from the hillside about fifty feet to the north, and the third some thirty yards to the south.

Water from the smaller springs was piped to the cave, and its entrance walled up. Then the company ran a pipe line a distance of 200 feet to the new pool that had been constructed. As the springs flow at the rate of 1,700,000 gallons daily, a change of water in the pool is possible every three hours. By the time the water reaches the pool its temperature ranges from 85 to 90 degrees, and, unlike most water containing minerals, it is almost odorless. The temperature of the water in the cave is 92 degrees, cooling just a trifle as it flows to the pool. A chemical analysis shows the presence of salt and lime, with strong traces of magnesia, soda and iron.

Judicious advertising of the natatorium's superior bathing facilities has drawn visitors from all parts of the state, and its popularity is ever on the increase. During the summer months the grounds about the building are filled with camping parties, and not a day passes that there are not from fifteen to twenty-five bathers enjoying themselves in the pool.

American Falls is exceedingly for-

tunate in the possession of a natural attraction such as the natatorium. Judging from past experience, the resort and the great American Falls dam will attract larger numbers of visitors every year.

→ 2.6 hrs.

2.62 cfs.

May 8, 1924.

NATATORIUM PATRONAGE GOOD.

The Indian Springs Natatorium is running far ahead of last year in patronage, according to receipts of the pool to date, says Manager Armstrong. The resort is a favorite for picnic parties and class outings from American Falls and nearby towns. The splendid roads tributary to the pool are also largely responsible for the good attendance according to Armstrong.

May 14, 1925

June 11, 1925

GOLF MATCH SUN. AT INDIAN SPRINGS

Local Club Will Attempt Comeback from Early Season Defeat by Pocatello Club—Links Are in Fine Condition.

American Falls golfers will attempt Sunday to square themselves with the Pocatello club for the trimming they received earlier in the season, when the best they could score against the Gate City players was three points. The Indian Springs course will be in fine condition for the meet and some great golf is predicted.

The American Falls team will be handicapped by the loss of H. O. Whitney, star golfer, who is recovering from an operation for appendicitis. Otherwise the team is intact, and probably will tee off as follows, subject to possible alterations by the tournament committee: Clark Travalute, K. E. Torrence, G. M. Oliver, S. L. Baird, M. M. Myers, W. L. Newton, L. E. Tillotson, H. F. Fitzpatrick, F. D. Durkee and T. C. Sparks.

The rise of W. L. Newton among the list of golfers is the outstanding event in local competition. He was not placed on the team at the beginning of the season, but has gone through the lineup so fast as a result of the right of challenge that he is now an outstanding contender for most any position on the list.

The tournament Sunday will begin at 10 a. m., and go for 18 holes of match play.

Indian Springs Natatorium and Golf Links Playground for Idaho

The reputation of Indian Springs Natatorium and the Indian Springs Golf Links is rapidly making a leading playground out of this resort located four miles south of American Falls on the State highway. And when the great reservoir is completed American Falls will be the best natural summer resort in Idaho.

The Indian Springs Natatorium utilizes the flow of two large warm springs that maintain a temperature of 92 degrees the year through and furnish as pure water as can be found. Unlike most warm springs it is not sulphurous nor has it an odor of any kind. It is absolutely clear and is pleasant to the taste.

The natatorium company has built a large bath house entirely around the large natatorium in which the water is changed every forty minutes by the natural flow of the springs. So at-

tractive is this pool that motorists drive for hundreds of miles to enjoy its waters, either in winter or summer. Gold fish abound in pools adjacent to the Natatorium and the revenue from this source is an important one to the natatorium company.

The golf links of the Indian Springs Golf Club lie adjacent to the natatorium. The nine hole course was laid out by a Salt Lake professional and is considered without an equal in the state. The membership is only \$15 per year and this revenue amply supports the course which possess more natural advantages than any other course in the Intermountain country. The club has sixty members and tournaments are played frequently with neighboring towns.

Patronage at this resort has increased notably this year and no doubt will continue to increase as its advantages become known to more people.

American Falls Press
July 5, 1928

SWIM



In the crystal waters of

Indian Springs

NATATORIUM

Southern Idaho's most
popular summer resort.

Refreshing waters changed
every two hours in this,
one of the finest natatori-
ums in the west.

Furnishes recreation,
amusement and healthful-
ness for many thousands of
people every season.

2,220,000 gal./day
3.43 c.f.s.

~~7.56 c.f.s.~~

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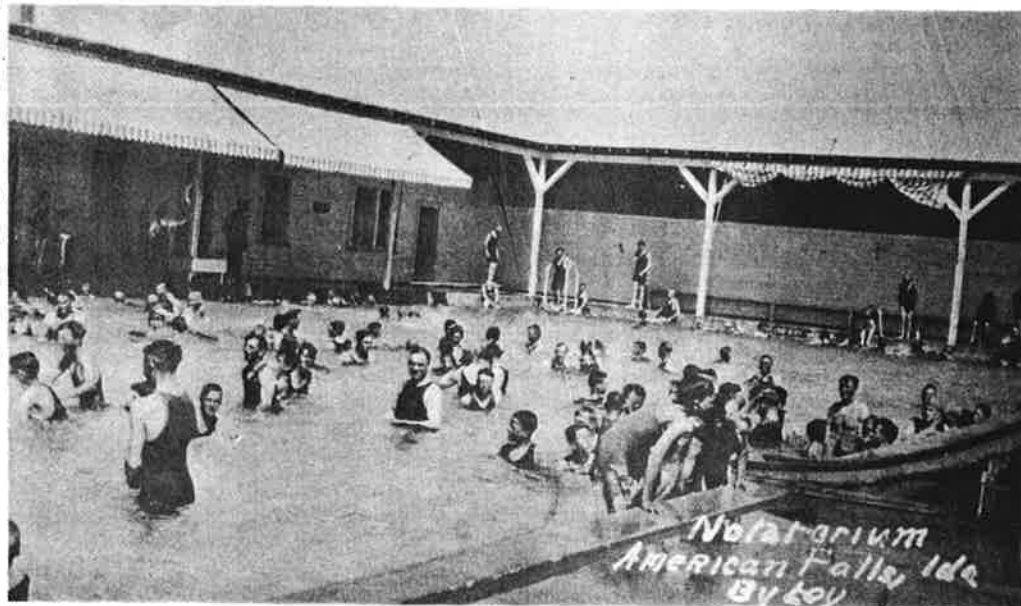
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Swim For Fun

Swimmers Have Been Enjoying Indian Springs Natatorium Since 1915



Indian Springs has provided the close and convenient enjoyment of a naturally heated pool to swimmers for 60 years.

Located in a beautiful setting just four miles south of American Falls, the pool and facilities are open from 10 a.m. to 10 p.m. daily from early April through Labor Day.



Indian Springs Natatorium Inc.

Phone (208) 226-2174 American Falls, Idaho
ANTIQUES — GIFTS — FAMILY REUNIONS — OVERNIGHT CAMPING

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 29-13285

Date Received: 2/4/2002

Receipt No:

Received By:

E 027524
9C

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

1. Name of Claimant(s)

AICO RECREATIONAL PROPERTIES LLC Phone: (208)226-2174

3249 INDIAN SPRINGS RD
AMERICAN FALLS ID 83211

2. Date of Priority: 01/01/1913

3. Source: SPRINGS Trib. to: WARM CREEK

4. Point of Diversion:

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

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
RECREATION	01/01	12/31	1.15	

7. Total Quantity Appropriated is:

1.15 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	NE SE	RECREATION	

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:

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am Terry Andersen, Managing Member of ALCO Recreational Properties LLC Title Managing Member of ALCO Recreational Properties LLC Organization that I have signed the foregoing document in the space below as Managing Member Title Managing Member of ALCO Recreational Properties LLC Organization and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Managing Member, ALCO 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 4-23-03

