

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: **A36-00200**
Date Received: 3/26/1990
Receipt No: S011673
Received By: _____

address changed

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

1. Name: PRISTINE SPRINGS INC 208-736-1684
Address: 201 WARM CREEK ROAD
JEROME ID 83338

2. Date of Priority: SEP 30, 1970

3. Source: WARM CREEK Trib. to: SNAKE RIVER
SUNNY BROOK SPRINGS WARM CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	17E	29	NE	NW		9	JEROME

5. Description of diverting works:
CONCRETE PONDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	40.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
FISH PROPAGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	19	SE	SE	13	FISH	
		29	NW	NE	8	FISH	
			SW	NE	12	FISH	

MICROFILMED

Pristine Springs, Inc.

201 Warm Creek Road 4350 North 2850 East

Jerome, ID 83338

Twin Falls, ID 83301

(208) 736-1684

FAX (208) 736-1695



RECEIVED

JUL 29 1993

Department of Water Resources
Southern Region Office

*Please make a note of
our new address.*

6101 1991 HELS INC
ID Dept. of Water Resources
222 Shoshone St. E.
Twin Falls, ID.
83301

MICROFILMED

OCT 12 1994

SD-0601-2 Last Name: PRISTINE SPRINGS

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
-	PRISTINE SPRINGS INC						
-		O	36-02603B ✓	04/17/1964	SUNNY BROOK	27.200	19 FISH
-					ALPHEUS CRE		
-					SPLIT RIGHT		
-		C	A36-15218 ✓	07/02/1971	GROUNDWATER	4.500	55 DIV S
-							52 AES
-		C	A36-15378 ✓	09/30/1970	WARM CREEK	748.000	53 AES S
-							32 WAQ S
-		C	36-02040 ✓	07/18/1927	BRIGGS CREE	10.000	19 FISH
-		C	36-02607 ✓	11/27/1964	BRIGGS CREE	60.000	19 FISH
-		C	A36-00200 ✓	09/30/1970	WARM CREEK	40.000	19 FISH
-					SUNNY BROOK		
-		C	A36-02603B ✓	04/17/1964	SUNNY BROOK	27.200	19 FISH
-					ALPHEUS CRE		
-		C	A36-07130 ✓	05/06/1970	GROUNDWATER	4.500	19 FISH
-		C	A36-15336 ✓	01/01/1956	WASTE WATER	100.000	19 FISH

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

OCT 12 1994

STATE

S E L	First Name	O W N er	WATER RIGHT			DIVERSION		STATE	
			Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc		

C	36-00200	✓	09/30/1970	WARM CREEK SUNNY BROOK SPRING	40.000	19	FISH
C	36-02603	C	✓	04/17/1964	ALPHEUS CRE	25.300	19 FISH
C	36-07130	✓	05/06/1970	GROUNDWATER	4.500	19	FISH
C	36-15218	✓	07/02/1971	GROUNDWATER	4.500	55	DIV S
						52	AES
C	36-15336	✓	01/01/1956	WASTE WATER	100.000	19	FISH

(Menu _____)

OCT 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

09-Aug-1993

PRISTINE SPRINGS, INC
201 WARM CREEK ROAD
JEROME ID 83338

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim #36-00200, 36-02039, 36-02040, 36-02603C,
36-02603D, 36-02607, 36-07130, 36-15180,
36-15218, 36-15336, 36-15378

Change in Address

Dear Claimant:

Thank you for notifying us of your change in address of the water rights referenced above. SRBA Judge Hurlbutt issued an Order June 17, 1993 requiring claimants like yourself identified in a Director's Report to use Standard Form 3 for change in address.

I have enclosed Standard Form 3 for your use. Please contact us or the Court (208/736-3011) if you have any questions.

Sincerely,


Jeanie Robertson
Records Clerk

Enclosures:
Standard Form 3 (11)

cc: Josephine P. Beeman
DAVIS WRIGHT & TREMAINE

MICROFILMED
OCT 12 1994.

RECEIVED

SEP 22 1993

Department of Water Resources
Southern Region Office

RECEIVED

SEP 17 1993

Department of Water Resources
Adjudication Bureau

36-00200

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.

Case No. 39576

STANDARD FORM 3

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department
of Water Resources,

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

Petitioner,

CONSENT TO SUBSTITUTION OF
PARTY

vs.

The United States; the State of Idaho; and
all Claimants to the Use of Water From
the Snake River Basin Water System,

Respondents.

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The *Substitution* shall be filed by the new claimant/purchaser.

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☒ CHANGE IN ADDRESS

My name is Pristine Springs, Inc.
36-00200 36-02039 36-02040 36-02603C 36-15218

I am the claimant of 36-02603D 36-02607 36-07130 36-15180 36-15336
(Insert each water right number) 36-15378

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is 201 Warm Creek Road
Jerome Idaho 83338

My phone number is: Work 208 736-1684 ~~Home~~ 208 736-1600

☐ **CONSENT TO SUBSTITUTION OF PARTY**

My name is _____

My address is _____

My phone number is: Work _____ Home _____

The name and address of the party who I wish to be substituted for are:

I am the new claimant/purchaser of _____ and
(Insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court* to support my *Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

(Signature of prior claimant/seller)

(Signature of new claimant/purchaser)

☐ **ATTORNEY OF RECORD COMPLETING FORM**

My name is _____

I am the attorney of record for _____
(Identify party/claimant)

My address and phone number are _____

VERIFICATION

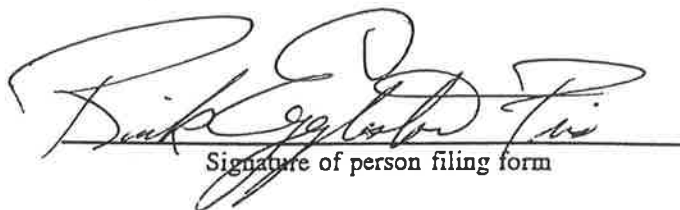
(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Twin Falls

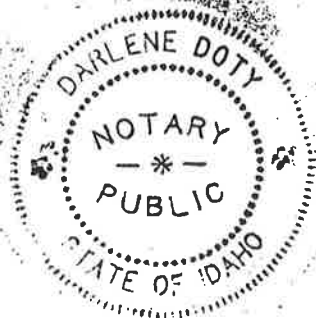
Pristine Springs, Inc., being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.


Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on 9/1/93
(Insert Date)



Darlene Doty
Notary Public for Twin Falls County
Residing at: Buhl
My Commission expires: 8/30/97

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on 9/15, 1993, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

N/A

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

5. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734

Marcy Blodine Sec.
(Signature of person or attorney mailing the form)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

30-Sep-1993

PRISTINE SPRINGS INC
201 WARM CREEK ROAD
JEROME ID 83338

RE: Snake River Basin Adjudication (SRBA)
Change in Address

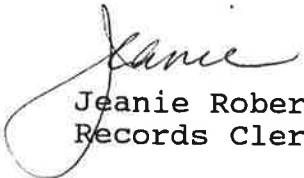
Notice of Claim # 36-00200, 36-02039, 36-02040, 36-02603C,
36-02603D, 36-02607, 36-07130, 36-15180,
36-15218, 36-15336, 36-15378

Dear Claimant:

Thank you for notifying us of your change in address of the water rights referenced above. We have changed the Department's records accordingly.

If you have any questions, please feel free to contact this office.

Sincerely,


Jeanie Robertson
Records Clerk

MICROFILMED

OCT 12 1994

Water Right Number - 36-00200

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** A - ATTORNEY ***
BEEMAN

JOSEPHINE P

1 - DAVIS WRIGHT TREMAINE
2 - 702 WEST IDAHO ST SUITE 700
3 -
City- BOISE State- ID Zip- 83702
Phone - 208-338-8233*** C - CURRENT OWNER ***
PRISTINE SPRINGS INC1 - 201 WARM CREEK ROAD
2 -
3 -
City- JEROME State- ID Zip- 83338
Phone - 208-736-1684*** O - ORIGINAL OWNER ***
PROFESSIONAL INVESTORS LIFE INSURANCE CO1 - PO BOX 2888
2 -
3 -
City- TULSA State- OK Zip- 74101
Phone - 918-665-8280+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
09/30/1970 17 SOUTHERN D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
WARM CREEK SNAKE RIVER
SUNNY BROOK SPRINGS WARM CREEK
SPRING WARM CREEK

+ - - - - Point of Diversion - - - - - +						
TwN	Rng	Sec	Tract	Lot	RFlg	County
09S	17E	20	SW SW SW	4	(53)	JEROME
		29	SE NE NW	9	(53)	JEROME
			SE NW NW	10	(53)	JEROME

+ - - - - Water Use - - - - - +		+ - - - - Diversion Rate		+ - - - - Diversion Volume	
Code	Description	Period From	Period To		
19	FISH PROPAGATION	01/01	12/31	40.000	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
40.000 0.0

+ - - - - Place of Use - - - - - +								
TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09S	17E	20	SW SW	4		19	FISH PROPAGATION	(53) JEROME
09S	17E	29	NE NW	9		19	FISH PROPAGATION	(53) JEROME
09S	17E	29	NW NW	10		19	FISH PROPAGATION	(53) JEROME
09S	17E	30	NE NE	8		19	FISH PROPAGATION	(53) JEROME

MICROFILMED
OCT 12 1994

Water right number - 36-00200

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres:

+ - - Diversion Means - DITCHES TO CONCRETE PONDS

+ - - Non-Irrigation Use - FISH PROPAGATION, COMMERCIAL HATCHERY

+ - - Other Rights for Same Use - 36-02603D

Remarks
FACILITY VOLUME 156,770 CU. FT. USE OF THIS RIGHT WITH RIGHT NO. 36-02603D IS LIMITED TO A TOTAL COMBINED FACILITY VOLUME OF 156,770 CU. FT.

Old Water Right Numbers
3600200

Conditions of Approval
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION - PURSUANT TO IDAHO CODE 42-1416A. C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO - IDAHO CODE 42-1416A.

Decree Plaintiff	Decree Defendant	Decree Date
AQUA LIFE INC.	EMERALD PERRINE, ET AL	12/08/1982

Comments

Date: 08/02/1991 User Id: BAUMHOFF Subject: CHANGE OF OWNERSHIP
RECEIVED A CHANGE OF OWNERSHIP 7-29-91 WITH TWO DEEDS.
RONALD YANKE DEED TO PRISTINE SPRINGS, INC.

PROF. INVESTORS INS. CO DEED TO RONALD YANKE
WE WILL ALSO BE RECEIVING A NOTICE OF APPEARANCE FROM JO BEEMAN.

Date: 08/20/1991 User Id: CLELLAND Subject: NOTICE OF APPEARANCE
RECEIVED THIS DAY.

Date: 07/13/1992 User Id: CLELLAND Subject: SOURCE OF WATERS
WARM CREEK CONTAINS WASTE WATER FROM 36-02603C FOR 25.3 CFS AND
SUNNY BROOK SPRINGS UNDER 36-02603D. COMBINED TOTAL = 31.7 CFS.

36-07130 HOT WATER WELL RUN-OFF OF 4.5 CFS; AND 1.9 CFS FROM
THAT LEAVES 8-9 CFS FROM OTHER SOURCES WITHIN WARM CREEK SYSTEM.

Date: 08/11/1992 User Id: CLELLAND Subject: OVERLAP WITH 36-02603D
BOTH THESE RIGHTS ARE USED IN THE HATCHERY BUILDING WITH 7,200

CU.FT. FACILITY VOLUME.

Date: 09/23/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/22/92. CHANGED NOE FLAG FROM BLANK TO A.

Date: 10/22/1992 User Id: MERRITT Subject: RESPONDED TO NOE
MEETING IN TWIN FALLS OFFICE 10/8/92 WITH RICK EGGLESTON WITH
MODIFIED VOLUME AMOUNT TO INCLUDE PONDS MISSED IN FIRST REVIEW.

BEEMAN ON PHONE. CHANGED P/U BY DELETING PONDS IN LT13 S19,
LETTER OF CONFIRMATION TO FOLLOW.

Date: 09/29/1993 User Id: ROBERTSO Subject: ADDRESS CHANGE
Change of address received 9/17/93. A36-00200 also changed.

+ - - Audit Fields - - +
09/29/93 ROBERTSO

MICROFILMED
OCT 12 1994

Water right number - 36-00200

Prefix Translation: WATER RIGHT

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 11/02/1992	Field Inspection Made	- 06/11/1992	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 03/26/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011673	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	- C

MICROFILMED
OCT 12 1994

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

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

CIVIL CASE NUMBER: 39576

RECEIVED

AUG 20 1991

Ident. Number: A36-00200
Date Received: 3/26/1990
Receipt No: S011673
Received By:

AMENDED *See 8/20/91*

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PRISTINE SPRINGS, INC. 208-326-5687
Address: 4074 N 2000 E
FILER, ID 83328

2. Date of Priority: SEP 30, 1970

3. Source: WARM CREEK Trib. to: SNAKE RIVER
SUNNY BROOK SPRINGS WARM CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	17E	29	NE	NW		9	JEROME

5. Description of diverting works:
CONCRETE PONDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	40.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
FISH PROPAGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	19	SE	SE	13	FISH	
		29	NW	NE	8	FISH	
			SW	NE	12	FISH	

A36-00200

Page 1

Date: 08/02/91

MICROFILMED

JAN 25 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	29	SE	NE	14	FISH	
			NE	NW	9	FISH	
			NW	NW	10	FISH	
			SE	NW	11	FISH	
			NE	SE	19	FISH	
			NW	SE	18	FISH	
			SW	SE	15	FISH	

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
A36-02603B & A36-07130

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/ 8/1982

AQUA LIFE INC.
Decree Plaintiff

EMERALD PERRINE, ET AL
vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Executive Vice President of
Pristine Springs, Inc. Title
Organization, that I have signed the foregoing
document in the space below as Executive Vice President of
Pristine Springs, Inc. Title
Organization and that the statements contained in the
foregoing document are true and correct.

Rick Eggleston
Signature of Authorized Agent
Rick Eggleston
Executive Vice President
Pristine Springs, Inc.
Title and Organization
8/19/91
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 19 day
of August 19 91
M. H. Hinkle
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 9/96

17. Notice of Appearance:

Notice is hereby given that I, Josephine P. Beeman will be
Print Name
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 *Josephine P. Beeman*
Josephine P. Beeman
Address DAVIS WRIGHT TREMAINE
702 West Idaho St., Suite 700, Boise, ID 83702
Date 15 August 1991

DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200

JOSEPHINE BEEMAN
(208) 338-8233

August 19, 1991

Allen Merritt
Adjudication Supervisor
Idaho Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Basin 36 SRBA Claims For Pristine Springs: A36-00200, A36-00200, A36-02603B, A36-07130, A36-15218

Dear Allen:

Accompanying this letter are the SRBA claims for Pristine Springs, an Idaho Corporation which purchased a fish propagation facility in basin 36 on June 14, 1991.

At the time of purchase, three SRBA claims had already been filed for the property: A36-0020, A36-02603B, and A36-07130. These claims were timely filed on March 13, 1990 and March 26, 1990, during the first round service in basin 36. Change in ownership papers were filed for these claims on behalf of Pristine Springs. The claims are submitted today in 'amended' form to show that Davis Wright Tremaine is counsel for Pristine Springs in the adjudication.

A review of the three existing claims revealed an aesthetic use for A36-07130 with no point of diversion or place of use. The existing license for water right 36-7130 did not include aesthetics as a use.

To correctly claim the aesthetic use, a new claim A36-15218 is submitted today with an accompanying fee of \$500 (\$50 for the flat fee and \$450 for the aesthetic use). A request for extension of time to file A36-15218 explains the recent purchase and the discovery of the problem with the aesthetic claim. An affidavit from Rick Eggleston accompanying A36-15218 supports historic use of the aesthetic lake on the property.

MICROFILMED

JAN 25 1993

Fax: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • LOS ANGELES, CALIFORNIA • PORTLAND, OREGON
RICHLAND, WASHINGTON • SEATTLE, WASHINGTON • WASHINGTON, D.C.

Davis Wright Tremaine

Allen Merritt
August 19, 1991
Page 2

Please do not hesitate to call me at (208) 338-8233 with any questions regarding these claims. I appreciate your help during our recent review of water use on the 'Pristine Springs' property.

Sincerely,

DAVIS WRIGHT TREMAINE

A handwritten signature in cursive script that reads "Jo Beeman".

Josephine P. Beeman

JPB:md
Enclosure

cc: Wendell M. Starke
Rick Eggleston

MICROFILMED

JAN 25 1993

fee: \$450.00

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: A36-00200
Date Received: 3/14/1990
Receipt No: 5011673
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PROFESSIONAL INVESTORS LIFE INSURANCE CO 918-665-8280
Address: P.O. BOX 2888
TULSA, OK 74101

2. Date of Priority: SEP 30, 1970

3. Source: WARM CREEK Trib. to: SNAKE RIVER
SUNNY BROOK SPRINGS WARM CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	17E	29	NE	NW		9	JEROME

5. Description of diverting works:
CONCRETE PONDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	40.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/FISH PROPAGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	17E	19	SE	SE	13	FISH	
		29	NW	NE	8	FISH	

A36-00200

Page 1

Date: 03/14/90

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JAN 25 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09S	17E	29	SW		NE	12	FISH	
			SE		NE	14	FISH	
			NE		NW	9	FISH	
			NW		NW	10	FISH	
			SE		NW	11	FISH	
			NE		SE	19	FISH	
			NW		SE	18	FISH	
			SW		SE	15	FISH	

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
A36-02603B & A36-07130

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/08/1982

AQUA LIFE INC.

Decree Plaintiff

vs

EMERALD PERRINE, ET AL

Decree Defendant

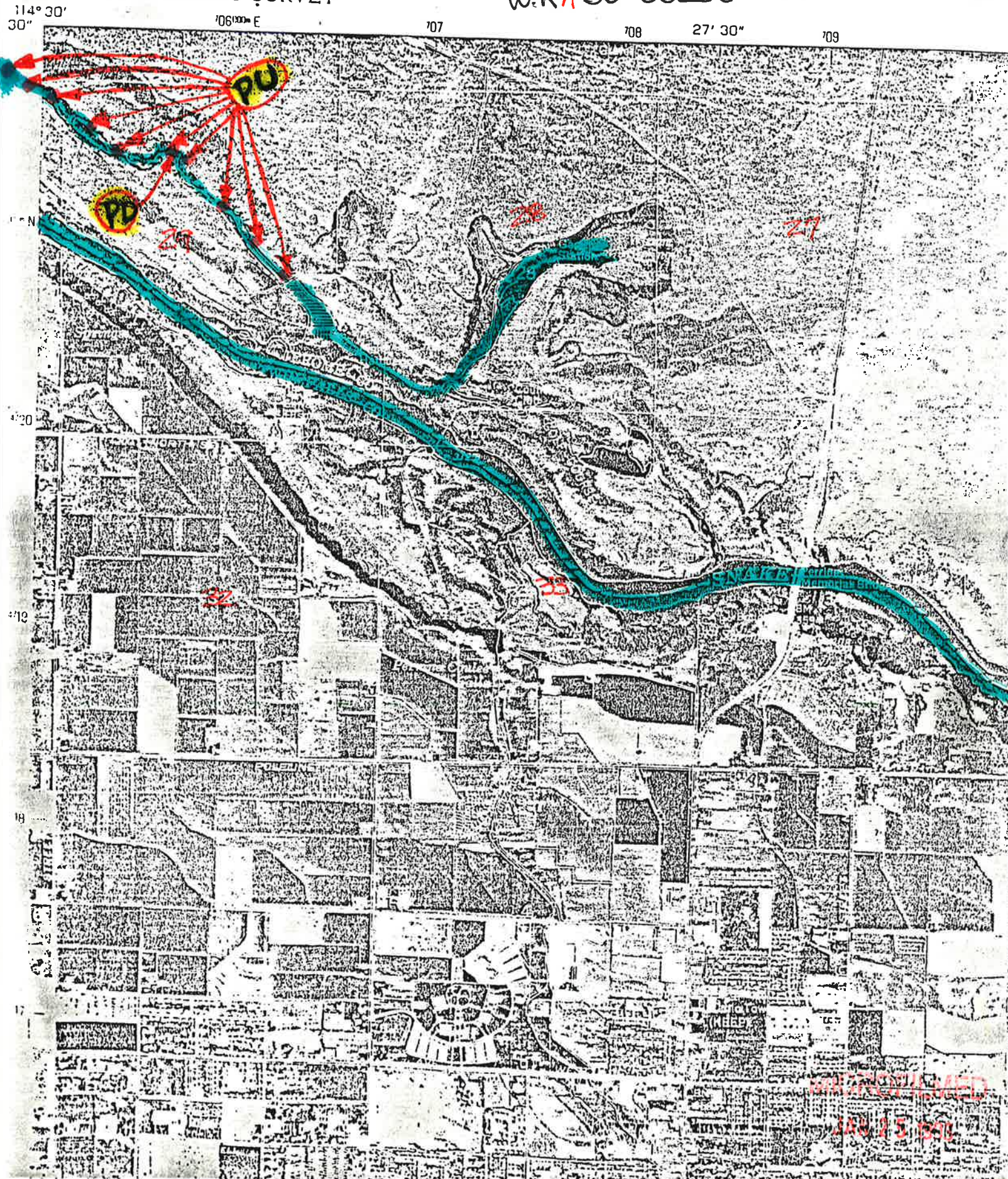
(a.) By signing below, ~~I/We~~ acknowledge that ~~I/We~~ have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) ~~I/We do~~ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

JAN 25 1993

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

MAR 2 8 1991

W.R. A36-00200



RECEIVED

APR 25 1984

Department of Water Resources
Jerome District Office

State of Idaho
County of Jerome
I hereby certify the foregoing to be a full, true and
correct copy of the original on file in the above
entitled action.

Charles H. Moore
Clerk of the District Court

FILED TO AM 9 19

CLERK

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

* * * * *

AQUA LIFE, INC., an Idaho
corporation,

Plaintiff and
Counter Defendant,

vs.

EMERALD PERRINE, Personal
Representative of the
Estate of Ira Burton Perrine,
Sr., and IRA BURTON PERRINE,
III,

Defendants,

Case No. 6048

EMERALD PERRINE, Personal
Representative of the
Estate of Ira Burton Perrine,
Sr.,

Defendant and
Counter Claimant,

vs.

AQUA LIFE, INC., an Idaho
corporation,
CENDECO, INC., a Utah
corporation, and PROFESSIONAL
INVESTORS LIFE INSURANCE

JUDGMENT

MICROFILMED

JAN 25 1993

COMPANY, an Oklahoma
corporation,

Counter Defendants.

This case coming on to be heard for the above entitled Court Tuesday, the 7th day of April, 1981, before the Honorable Daniel B. Moehl, District Judge, plaintiff being represented by its attorney, Robert C. Weaver of the firm Weaver and Dykas, and the defendant being represented by Robert Stephen of the firm of Stephen, Slavin, Eaton and Stephen. Findings of Fact and Conclusions of Law having been entered and the Court having jurisdiction over the matters herein contained,

IT IS HEREBY ORDERED, ADJUDGED and DECREED,

(1) That the permit for water of the defendants Perrine No. 36-7566 is null and void.

(2) That the plaintiff Aqua Life, Inc., by and through its predecessors in interest has a constitutional right to the appropriation of 40 cfs of waters from Sunny Brook Springs and Alpheas Creek (Warm Creek) from the date of September 30, 1970, for the beneficial use of fish propagation.

(3) For damages in the amount of \$20,278.00.

(4) For plaintiff's costs of \$133.05.

(5) Defendants' counterclaim is denied with prejudice.

(6) That the defendants Ira Burton Perrine, III, the representative of the estate of Ira Burton Perrine, Sr., be

JAN 25 1993

WR

AQUA LIFE

36-00200

permanently enjoined, save and except from coming upon any
easement or right-of-ways to which they are now entitled,
from trespassing upon the lands of the plaintiff.

DATED This 8th day of December 1982.

Don B. Mealy
DISTRICT JUDGE

MICROFILMED

JAN 25 1993

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

03/06/90 14:47:17

Page 1

Water Right Number - 36-00200 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

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

*** C - CURRENT OWNER ***
AQUA LIFE INC.

1 -
2 -
3 -
City- State- Zip-
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/30/1970 17 D - DECREED

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
WARM CREEK SNAKE RIVER
SUNNY BROOK SPRINGS WARM CREEK

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 17E 29 NE NW 9 (53) JEROME

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 40.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
40.000

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 17E 19 SE FISH PROPAGATION (53) JEROME
09S 17E 29 SW SE 14 19 FISH PROPAGATION (53) JEROME
09S 17E 29 19 FISH PROPAGATION (53) JEROME
09S 17E 29 NW NE 8 19 FISH PROPAGATION (53) JEROME
09S 17E 29 SW NE 12 19 FISH PROPAGATION (53) JEROME
09S 17E 29 NE NW 9 19 FISH PROPAGATION (53) JEROME
09S 17E 29 NW NW 10 19 FISH PROPAGATION (53) JEROME
09S 17E 29 SE NW 11 19 FISH PROPAGATION (53) JEROME
09S 17E 29 NW SE 18 19 FISH PROPAGATION (53) JEROME
09S 17E 29 SW SE 15 19 FISH PROPAGATION (53) JEROME

Total Acres:

+ - - Diversion Means - CONCRETE POND
+ - - Non-Irrigation Use - H/FISH
+ - - Other Rights for Same Use - A36-2603B
67130

JAN 25 1993

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - 36-00200

Adj. flag translation: Standard Water Right Number

+ - - - - Remarks - - - - - +
No Remarks found.

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

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
AQUA LIFE INC. EMERALD PERRINE, ET AL. 12/08/1982

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 04/29/1987	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 12/08/1982				

MICROFILMED
JAN 25 1993

PLEASE RECORD AND RETURN TO:

Robert C. Paine, Esq.
Paine & Pica
Attorneys at Law
P. O. Box 1196
Twin Falls, ID 83303-1196

321331
RECEIVED
Grand Title & Escrow, Inc.
JUN 15 4 10 PM '90
JEROME COUNTY, IDAHO
FEES 12.00 DEED 2.00

RECEIVED

(Record below this line)

APR 24 1991

Department of Water Resources
Southern Region Office

WARRANTY DEED

36-0200
2603B
7130

FOR VALUE RECEIVED, PROFESSIONAL INVESTORS LIFE INSURANCE COMPANY, an Oklahoma corporation, authorized to do business in the State of Idaho, hereinafter called "Grantor," does hereby grant, bargain, sell and convey unto RONALD C. YANKE, whose mailing address is 4414 S. Gekeler Lane, P. O. Box 5404, Boise, ID 83705, hereinafter called "Grantee," the following described premises, in Jerome County, State of Idaho, to-wit:

The real property which is pertinent to this Warranty Deed is more particularly described in Exhibit "A" attached hereto and by such reference made a part hereof as if set out in full herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from

encumbrances except as disclosed in the policy of Title Insurance and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 14th day of June, 1990.

ATTEST:



PROFESSIONAL INVESTORS LIFE
INSURANCE COMPANY, an Oklahoma
corporation doing business in
the State of Idaho.

By

William L. McClure
Its Authorized Agent

STATE OF Oklahoma)
County of Tulsa) ss.

On this 14th day of June, 1990, before me, a
Notary Public in and for said State personally appeared
William L. McClure, known to me to be
the President of said corporation and the
person who executed the within Warranty Deed on behalf of said
corporation and acknowledged to me that as such corporate
officer he/she executed the same for the purposes therein
stated.



Ren A. Schutz
NOTARY PUBLIC FOR Oklahoma
Residing: 9933 E 16th St Tulsa OK 74128
Commission expires: 4-7-93

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE 1st MERIDIAN,
JEROME COUNTY, IDAHO

Section 29: A tract of land located in Lots 8, 9, 10, 11, 12,
14, 15, 16 and 19 described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South 71°48' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:

South 59°18' West for 380.0 feet;

Thence South 48°30' East for 430.0 feet;

Thence South 35°45' East for 320.0 feet;

Thence South 22°41' West for 190.0 feet;

Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly directions for 1690 feet, more or less, to the West line of Lot 16 of said Section 29;

Thence North along the West line of Lots 18 and 14 of said Section 29 for 1,480.0 feet;

Thence North 54°00' West for 710.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the North fork of said road for 695 feet;

Thence South 85°00' West for 375.0 feet;

Thence North 58°00' West for 440 feet;

Thence North 85°00' West for 154.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the West fork of said road for 1,786.0 feet, more or less, to the West line of Lot 10 of said Section 29;

Thence North along said West line for 175.00 feet, more or less, to the Northwest corner of said Section 29, being a United States Geodetic Survey Brass Cap;

Thence East along the North line of Lot 10 of said Section 29 for 210.67 feet to the Northwesterly boundary of Sunnybrook Subdivision No. 1;

Thence South 32°57' West along said Northwesterly boundary for 44.10 feet to the Western most point of said subdivision;

Thence Southeasterly along the Southwesterly boundary of said Subdivision for the following 18 courses and distances:

South 81°20.4' East, 100.50 feet;

South 71°52.6' East, 175.86 feet;

South 54°34' East, 96.64 feet;

South 24°53' East, 101.97 feet;

South 81°21.6' East, 116.07 feet;

South 47°33' East, 104.00 feet;

South 38°33.4' East, 102.21 feet;

South 65°54.3' East, 98.96 feet;

South 37°13.5' East, 50.03 feet;

South 55°43.9' East, 83.51 feet;

EXHIBIT "A"

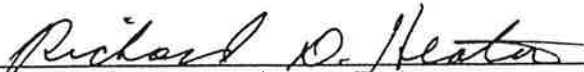
(1)

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JAN 25 1983

CERTIFICATE OF AUTHENTICITY

I, RICHARD D. HEATON, Attorney at Law, do hereby certify that the above and foregoing WARRANTY DEED, recorded June 15, 1990, as Instrument No. 321331 records of Jerome County, Idaho is a true and accurate reproduction of the original of said Warranty Deed which is in my care, custody and control.

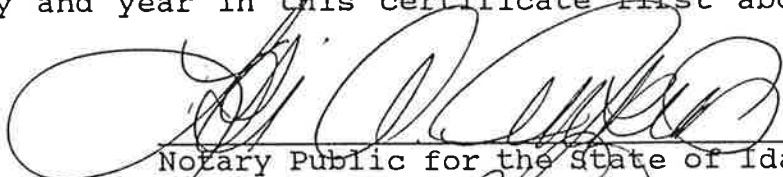

Richard D. Heaton, Esq.

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 28th day of January 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared RICHARD D. HEATON, Attorney at Law, known to me the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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

(Seal)


Notary Public for the State of Idaho

Residing at:

My commission expires:

Bolsa

7/12/95

MICROFILMED

JAN 25 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: January 29, 1991

LEGAL DESCRIPTION OF PROPERTY: Township / See Schedule A of Attached Warranty Deed
Range
Section , 1/4 of 1/4 of 1/4, Govt. Lot , BM.
Lot , Block, , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) 36-07130, 36-02603B, 36-00200
Assigned by IDWR: A36-07130, A36-02603B, A36-00200

☐ Name and Address of Former Owner/Claimant(s)(Seller): Ronald C. and Linda L. Yanke
4414 S. Gekeler Lane
Boise, Idaho 83705

☐ New Owner/Claimant (Purchaser): Pristine Springs, Inc.

☐ New Mailing Address: 4074 N. 2000 E.
Filer, Idaho 83328

☐ New Telephone Number: (208) 326-5687

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

☐ Attach proof of ownership, describe proof attached: See attached Warranty Deeds

(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 owner/claimant.)

☐ Signature of New Owner/Claimant(s) Wendell M. Starker, Pres. Pristine Springs, INC. Date 7-23-91
Rick Eggleston E.V.P. Pristine Springs, INC. Date 7-23-91

☐ Signature of Former Owner/Claimant(s): N/A Date
 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: 8-2-91 By: AB

Further Action Needed:

NONE

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

JAN 25 1993

DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200

RECEIVED
JUL 29 1991

Department of Water Resources

JOSEPHINE BEEMAN
(208) 338-8233

July 26, 1991

Norman C. Young
Idaho Department of Water Resources
1301 N. Orchard Street
Boise, Idaho 83706
Attention: Glen Saxton

Re: Water Rights 36-0200, A36-0200, 36-2603B, A36-2603B, 36-7130 and A36-7130

Dear Mr. Young:

Our client, Pristine Springs, Inc., recently purchased a fish farm located in the Snake River Canyon north of Twin Falls and immediately adjacent to the Blue Lakes Trout Farm. The legal description of this property is found in Schedule A of the enclosed warranty deed. The associated water rights for this property are licenses 36-2603B and 36-7130, decreed water right 36-0200, permits 36-8414 and 36-7757, and applications 36-8094 and 36-8573, including Snake River Basin Adjudication (SRBA) claims A36-0200, A36-2603B and A36-7130.

We are submitting a copy of the recorded warranty deed wherein Ronald and Linda Yanke sold the property and associated licensed and/or decreed water rights for 36-0200, 36-2603B and 36-7130 to Pristine Springs, Inc., executed on January 29, 1991. Our review of the Idaho Department of Water Resources' records revealed that Professional Investor's Life Insurance is currently recorded as the owner for these water rights. Consequently, we have also enclosed the warranty deed which describes the prior purchase of the property by the Yankes' from Professional Investor's Life Insurance. A change of ownership form for these water rights and the associated SRBA claims is also enclosed.

Please change your records to reflect this new ownership. If there is need for any additional information, please do not hesitate to call me at 338-8233.

Sincerely,

DAVIS WRIGHT TREMAINE

Jo Beeman
Josephine P. Beeman

Enclosures

cc: Loren C. Holmes - IDWR Southern Region (w/encls.)

FAX: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • LOS ANGELES, CALIFORNIA • PORTLAND, OREGON
RICHLAND, WASHINGTON • SEATTLE, WASHINGTON • WASHINGTON, D.C.

MICROFILMED

JAN 25 1993

PLEASE RECORD AND RETURN TO:

Robert C. Paine, Esq.
Paine & Pica
Attorneys at Law
P. O. Box 1196
Twin Falls, ID 83303-1196

321331
RECORDED
Grand Title & Escrow, Inc.
JUN 15 4 10 PM '90
JEROME CO. IDAHO
FEES/2 GOVERNMENT

(Record below this line)

36-0200
2603B
7130

WARRANTY DEED

FOR VALUE RECEIVED, PROFESSIONAL INVESTORS LIFE INSURANCE COMPANY, an Oklahoma corporation, authorized to do business in the State of Idaho, hereinafter called "Grantor," does hereby grant, bargain, sell and convey unto RONALD C. YANKE, whose mailing address is 4414 S. Gekeler Lane, P. O. Box 5404, Boise, ID 83705, hereinafter called "Grantee," the following described premises, in Jerome County, State of Idaho, to-wit:

The real property which is pertinent to this Warranty Deed is more particularly described in Exhibit "A" attached hereto and by such reference made a part hereof as if set out in full herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from

MICROFILMED

JAN 25 1993

encumbrances except as disclosed in the policy of Title Insurance and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 14th day of June, 1990.

ATTEST

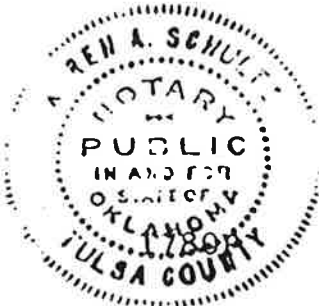


PROFESSIONAL INVESTORS LIFE
INSURANCE COMPANY, an Oklahoma
corporation doing business in
the State of Idaho.

By William L. McClure
Its Authorized Agent

STATE OF Oklahoma }
County of Tulsa } ss.

On this 14th day of June, 1990, before me, a
Notary Public in and for said State personally appeared
William L. McClure, known to me to be
the President of said corporation and the
person who executed the within Warranty Deed on behalf of said
corporation and acknowledged to me that as such corporate
officer he/she executed the same for the purposes therein
stated.



A. Ren A. Schult
NOTARY PUBLIC FOR Oklahoma
Residing: 9933 E 16th St Tulsa OK 74128
Commission expires: 4-7-93

TOWNSHIP 3 SOUTH, RANGE 17, EAST OF THE 1st MERIDIAN,
JEROME COUNTY, IDAHO

Section 29: A tract of land located in Lots 8, 9, 10, 11, 12,
14, 15, 16 and 19, described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South 71°40' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:

South 59°18' West for 380.0 feet;

Thence South 48°30' East for 430.0 feet;

Thence South 36°45' East for 320.0 feet;

Thence South 22°41' West for 190.0 feet;

Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly directions for 1690 feet, more or less, to the West line of Lot 16 of said Section 29;

Thence North along the West line of Lots 16 and 14 of said Section 29 for 1,480.0 feet;

Thence North 54°00' West for 710.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the North fork of said road for 695 feet;

Thence South 86°00' West for 375.0 feet;

Thence North 58°00' West for 440 feet;

Thence North 86°00' West for 154.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the West fork of said road for 1,786.0 feet, more or less, to the West line of Lot 10 of said Section 29;

Thence North along said West line for 175.00 feet, more or less, to the Northwest corner of said Section 29, being a United States Geodetic Survey Brass Cap;

Thence East along the North line of Lot 10 of said Section 29 for 210.67 feet to the Northwesterly boundary of Sunnybrook Subdivision No. 1;

Thence South 32°57' West along said Northwesterly boundary for 44.10 feet to the Western most point of said subdivision;

Thence Southeasterly along the Southwesterly boundary of said Subdivision for the following 16 courses and distances:

South 81°20.4' East, 100.80 feet;

South 71°52.6' East, 178.86 feet;

South 54°34' East, 96.64 feet;

South 24°53' East, 101.97 feet;

South 61°21.6' East, 116.07 feet;

South 47°33' East, 104.00 feet;

South 38°33.4' East, 102.21 feet;

South 65°54.3' East, 98.96 feet;

South 37°13.3' East, 80.03 feet;

South 86°43.9' East, 83.81 feet;

EXHIBIT "A"

(1)

MICROFILMED

JAN 25 1993

North 77°42' East, 100.0 feet;
 South 47°33' East, 10.00 feet;
 South 26°42' West, 85.00 feet;
 South 32°51.4' East, 118.04 feet;
 South 80°09.5' East, 90.46 feet;
 South 64°51.7' East, 102.43 feet;
 South 49°00.4' East, 99.60 feet;
 North 39°00' East, 40.0 feet, more or less,
 to the centerline of an existing road;
 Thence Easterly along the centerline of said road
 for 560.0 feet;
 Thence North 64°37' East for 400.00 feet;
 Thence South 44°00' East, 3,385.00 feet, more or
 less, to THE REAL POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
 JEROME COUNTY, IDAHO

Section 19: A tract of land located in Lot 13, described as
 follows:

Beginning at the Southeast corner of Lot 13 of said
 Section 19;
 Thence North along the East line of said Lot 13 for
 310.0 feet;
 Thence West and parallel to the South line of said
 Lot 13 for 69.0 feet to THE REAL POINT OF
 BEGINNING;
 Thence continuing West and parallel to the South
 line of said Lot 13 for 868.5 feet, more or
 less, to the Mean High Water Mark of the right
 bank of the Snake River;
 Thence running along the High Water Mark of the
 Snake River in the Northeasterly direction for
 1960.6 feet, more or less, to the North line of
 Lot 13 of said Section 19;
 Thence East along the North line of said Lot 13 for
 335.8 feet, more or less, to a point 69.0 feet
 West of the East line of said Lot 13;
 Thence South 69.0 feet West of and parallel to the
 East line of said Lot 13, 1010.0 feet, more or
 less, to THE REAL POINT OF BEGINNING.

TOGETHER WITH a 50 foot wide ditch and access road
 easement thru Lots 19, 18, 17, 15 and 16 of Section
 29, Lots 13, 8 and 9 of Section 30, Lot 13 and the
 SEKSEK of Section 19, all in Township 9 South,
 Range 17, East of the Boise Meridian. Said
 Easement being 20 feet on the South side and 30
 feet on the North side of the existing centerline.

TOGETHER WITH a 50 foot wide ditch and access road
 easement thru Lot 10 of Section 29, Lot 8 of
 Section 30, the SEKSEK and Lot 13 of Section 19,
 all in Township 9 South, Range 17, East of the
 Boise Meridian. Said easement being 20 feet on the
 South side and 30 feet on the North side of the
 existing centerline.

TOGETHER WITH the right of ingress and egress over
 and across all existing roadways leading to and
 from the above described tracts of land.

The above described Tracts of land are based on the
 Dependent Resurvey of Sections 19, 20, 28, 29, 30
 and 33 of Township 9 South, Range 17, East of the
 Boise Meridian, as approved April 17, 1910 by the
 Surveyor General and a supplemental plat of
 Sections 28, 29 and 30 approved August 16, 1923.
 Also based on a survey plat of Sunnybrook
 Subdivision No. 1 as filed with the office of Clerk
 and Recorder, Jerome County, Idaho.

MICROFILMED

JAN 25 1993

CERTIFICATE OF AUTHENTICITY

I, RICHARD D. HEATON, Attorney at Law, do hereby certify that the above and foregoing WARRANTY DEED, recorded June 15, 1990, as Instrument No. 321331 records of Jerome County, Idaho is a true and accurate reproduction of the original of said Warranty Deed which is in my care, custody and control.

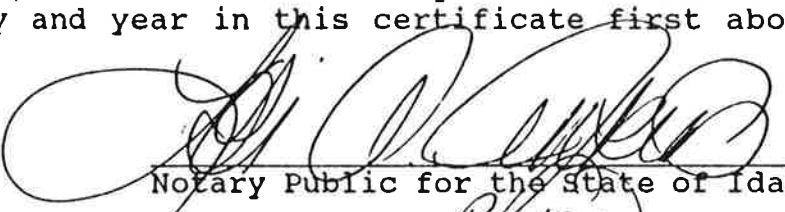

Richard D. Heaton, Esq.

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 28th day of January 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared RICHARD D. HEATON, Attorney at Law, known to me the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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

(Seal)


Notary Public for the State of Idaho

Residing at: BOWEN

My commission expires: 7/12/95

MICROFILMED

JAN 25 1993

(3)

PLEASE RECORD AND RETURN TO:
Rayborn & Rayborn
Attorneys At Law
First Interstate Bank Building
P.O. Box 321
Twin Falls, ID 83303-0321

WARRANTY DEED

For Value Received RONALD C. YANKE and LINDA L. YANKE, husband and wife, the Grantors, whose address is 4414 S. Gekeler Lane, Boise, Idaho 83705, do hereby grant, bargain, sell and convey unto PRISTINE SPRINGS, INC., an Idaho corporation whose business address is 101 4th Avenue South, Buhl, ID 83316, the Grantee, the following described premises, in JEROME COUNTY, IDAHO to wit:

All that real property which is more particularly described as Parcels A, B and C in Schedule "A" attached hereto and by this reference made a part hereof;

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. The said Grantors do hereby covenant to and with the said Grantee that they are the owners in fee simple of said premises; that they are free from all encumbrances except current year's taxes, levies, and assessments, and except restrictions, reservations and easements of record and easements visible upon the premises, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: *January 29, 1991*

GRANTORS:

Ronald C Yanke

Ronald C. Yanke
Linda L. Yanke

Linda L. Yanke

RECORDED
OF Land Title & Escrow, Inc.

JUN 14 4 43 PM '91

JEROME COUNTY, IDAHO

FEE \$27.00 DEP

912089

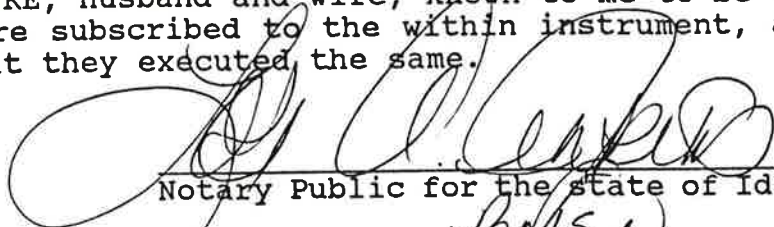
MICROFILMED

JAN 25 1993

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 29th day of January, 19 91, before me, a notary public in and for said state, personally appeared RONALD C. YANKE and LINDA L. YANKE, 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 for the state of Idaho

Residing at: Bose

My commission expires: 7/12/95

SCHEDULE "A"

PARCEL A:

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

THAT PART OF:

- Section 19: Lot 13; NE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Section 20: Lots 3 and 4;
Section 29: Lots 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18;
Section 30: Lots 8, 9, 13 and 14;

All of which is more particularly described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;
Thence running South 71°48' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;
Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:
 South 59°18' West for 380.0 feet;
 Thence South 48°30' East for 430.0 feet;
 Thence South 35°45' East for 320.0 feet;
 Thence South 22°41' West for 190.0 feet;
 Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;
Thence running along the High Water Mark of the Snake River in the Northwesterly direction for 7900.0 feet, more or less;
Thence in a Northeasterly direction along said high water line for 2000.0 feet, more or less, to the Northerly boundary of Lot 13 of Section 19;
Thence Easterly along said Northerly boundary to the Northeast corner of said Lot 13;
Thence Northerly along the Westerly boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ to the intersection of said Westerly boundary and the top edge of the rimrock;
Thence in a Southeasterly direction for 7900.0 feet, more or less, to the Easterly boundary of Lots 14 and 18 of Section 29 extended;

C o n t i n u e d

Thence Southerly along said Easterly boundary to the Northerly boundary of the above described Blue Lakes Trout Farm Property;
Thence North 44°30' West for 45.0 feet, more or less, to THE REAL POINT OF BEGINNING.

EXCEPTING THEREFROM the Sunnybrook Subdivision No. 1 in a part of Lot 4 of Section 20 and in a part of Lots 9 and 10 of Section 29.

AND EXCEPTING THEREFROM the following described parcel of land:

Lots 8, 9, 10, 11, 12, 14, 15, 18 and 19 of Section 29, Township 9 South, Range 17, East of the Boise Meridian, being more particularly described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South 71°48' East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:

South 59°18' West for 380.0 feet;

Thence South 48°30' East for 430.0 feet;

Thence South 35°45' East for 320.0 feet;

Thence South 22°41' West for 190.0 feet;

Thence South 11°37' West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly directions for 1690 feet, more or less, to the West line of Lot 18 of said Section 29;

Thence North along the West line of Lots 18 and 14 of said Section 29 for 1,480.0 feet;

Thence North 54°00' West for 710.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the North fork of said road for 695 feet;

Thence South 85°00' West for 375.0 feet;

Thence North 58°00' West for 440 feet;

Thence North 85°00' West for 154.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the

C o n t i n u e d

west fork of said road for 1,786.0 feet, more or less, to the West line of Lot 10 of said Section 29;

Thence North along said West line for 175.00 feet, more or less, to the Northwest corner of said Section 29, being a United States Geodetic Survey Brass Cap;

Thence East along the North line of Lot 10 of said Section 29 for 210.67 feet to the Northwestern boundary of Sunnybrook Subdivision No. 1;

Thence South 32°57' West along said Northwestern boundary for 44.10 feet to the Western most point of said subdivision;

Thence Southeasterly along the Southwesterly boundary of said Subdivision for the following 18 courses and distances:

- South 51°20.4' East, 100.50 feet;
- South 71°52.6' East, 175.86 feet;
- South 54°34' East, 96.54 feet;
- South 24°53' East, 101.97 feet;
- South 51°21.6' East, 116.07 feet;
- South 47°33' East, 104.00 feet;
- South 38°33.4' East, 102.21 feet;
- South 65°54.3' East, 98.96 feet;
- South 37°13.5' East, 50.03 feet;
- South 55°43.9' East, 83.51 feet;
- North 77°42' East, 100.00 feet;
- South 47°33' East, 10.00 feet;
- South 26°42' West, 85.00 feet;
- South 32°51.4' East, 118.04 feet;
- South 50°09.5' East, 99.46 feet;
- South 64°51.7' East, 102.43 feet;
- South 49°00.4' East, 99.50 feet;
- North 39°00' East, 40.0 feet, more or less, to the centerline of an existing road;

Thence Easterly along the centerline of said road for 560.0 feet;

Thence North 54°37' East for 400.00 feet;

Thence South 44°00' East, 3,385.00 feet, more or less, to THE REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM a tract of land located in Lot 13 of Section 19, Township 9 South, Range 17, East of the Boise Meridian, described as follows:

Beginning at the Southeast corner of Lot 13 of said Section 19;

Thence North along the East line of said Lot 13 for 310.0 feet;

Thence West and parallel to the South line of said Lot 13 for 69.0 feet to THE REAL POINT OF BEGINNING;

C o n t i n u e d

Thence continuing West and parallel to the South line of said Lot 13 for 865.5 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;
Thence running along the High Water Mark of the Snake River in the Northeasterly direction for 1950.6 feet, more or less, to the North line of Lot 13 of said Section 19;
Thence East along the North line of said Lot 13 for 335.8 feet, more or less, to a point 69.0 feet West of the East line of said Lot 13;
Thence South 69.0 feet West of and parallel to the East line of said Lot 13, 1010.0 feet, more or less, to THE REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described parcel of land:

Commencing at the Northwest corner of Government Lot 16 of Section 29, which is marked by a G.L.O. Brass Cap;
Thence South 71°48' East for a distance of 4082.0 feet (recorded) (4078.76 feet measured) to a chiseled cross in a large lava boulder;
Thence along the Westerly boundary of the Blue Lakes Trout Farm on the following courses:
 South 59°18' West, 380.0 feet;
 South 48°30' East, 430.0 feet;
 South 35°45' East, 20.0 feet to THE TRUE POINT OF BEGINNING;
Thence continuing South 35°45' East for a distance of 300.0 feet;
Thence South 22°41' West for a distance of 190.0 feet;
Thence South 11°37' West for a distance of 131.0 feet to the mean high water of the Snake River;
Thence leaving the Westerly boundary of the Blue Lakes Trout Farm and along the mean high water of the Snake River on the following courses:
 South 51°31'23" West, 18.13 feet;
 South 75°44'55" West, 132.14 feet;
 North 79°22'50" West, 35.54 feet;
 North 73°32'15" West, 68.09 feet;
 North 70°12'42" West, 10.00 feet;
Thence leaving the mean high water of the Snake River North 17°25'30" East for a distance of 588.69 feet to THE TRUE POINT OF BEGINNING.

C o n t i n u e d

PARCEL B:

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 29: A tract of land located in Lots 8, 9, 10, 11, 12, 14, 15, 18 and 19, described as follows:

Commencing at the North one-sixteenth corner between Sections 29 and 30;

Thence running South $71^{\circ}48'$ East for 4,082.0 feet to a large lava boulder marked by a chiseled cross, said lava boulder being THE REAL POINT OF BEGINNING;

Thence along the Westerly boundary of a tract of land owned by Percy Green and Harold S. Miller known as the Blue Lakes Trout Farm Property on the following courses:

South $59^{\circ}18'$ West for 380.0 feet;

Thence South $48^{\circ}30'$ East for 430.0 feet;

Thence South $35^{\circ}45'$ East for 320.0 feet;

Thence South $22^{\circ}41'$ West for 190.0 feet;

Thence South $11^{\circ}37'$ West for 131.0 feet, more or less, to the Mean High Water Mark of the right bank of the Snake River;

Thence running along the High Water Mark of the Snake River in the Northwesterly directions for 1690 feet, more or less, to the West line of Lot 18 of said Section 29;

Thence North along the West line of Lots 18 and 14 of said Section 29 for 1,480.0 feet;

Thence North $54^{\circ}00'$ West for 710.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the North fork of said road for 695 feet;

Thence South $85^{\circ}00'$ West for 375.0 feet;

Thence North $58^{\circ}00'$ West for 440 feet;

Thence North $85^{\circ}00'$ West for 154.0 feet, more or less, to the centerline of a fork in an existing road;

Thence Northwesterly along the centerline of the West fork of said road for 1,786.0 feet, more or less, to the West line of Lot 10 of said Section 29;

Thence North along said West line for 175.00 feet, more or less, to the Northwest corner of said Section 29, being a United States Geodetic Survey Brass Cap;

Thence East along the North line of Lot 10 of said Section 29 for 210.67 feet to the Northwesterly

C o n t i n u e d

boundary of Sunnybrook Subdivision No. 1;
 Thence South 32°57' West along said Northwesterly
 boundary for 44.10 feet to the Western most
 point of said subdivision;
 Thence Southeasterly along the Southwesterly bound-
 ary of said Subdivision for the following 18
 courses and distances:
 South 51°20.4' East, 100.50 feet;
 South 71°52.6' East, 175.86 feet;
 South 54°34' East, 96.54 feet;
 South 24°53' East, 101.97 feet;
 South 51°21.6' East, 116.07 feet;
 South 47°33' East, 104.00 feet;
 South 38°33.4' East, 102.21 feet;
 South 65°54.3' East, 98.96 feet;
 South 37°13.5' East, 50.03 feet;
 South 55°43.9' East, 83.51 feet;
 North 77°42' East, 100.00 feet;
 South 47°33' East, 10.00 feet;
 South 26°42' West, 85.00 feet;
 South 32°51.4' East, 118.04 feet;
 South 50°09.5' East, 99.46 feet;
 South 64°51.7' East, 102.43 feet;
 South 49°00.4' East, 99.50 feet;
 North 39°00' East, 40.0 feet, more or less,
 to the centerline of an existing road;
 Thence Easterly along the centerline of said road
 for 560.0 feet;
 Thence North 54°37' East for 400.00 feet;
 Thence South 44°00' East, 3,385.00 feet, more or
 less, to THE REAL POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
 JEROME COUNTY, IDAHO

Section 19: A tract of land located in Lot 13, described as
 follows:

Beginning at the Southeast corner of Lot 13 of said
 Section 19;
 Thence North along the East line of said Lot 13 for
 310.0 feet;
 Thence West and parallel to the South line of said
 Lot 13 for 69.0 feet to THE REAL POINT OF
 BEGINNING;
 Thence continuing West and parallel to the South
 line of said Lot 13 for 865.5 feet, more or
 less, to the Mean High Water Mark of the right
 bank of the Snake River;
 Thence running along the High Water Mark of the
 Snake River in the Northeasterly direction for
 1950.6 feet, more or less, to the North line of

C o n t i n u e d

Lot 13 of said Section 19;
Thence East along the North line of said Lot 13 for
335.8 feet, more or less, to a point 69.0 feet
West of the East line of said Lot 13;
Thence South 69.0 feet West of and parallel to the
East line of said Lot 13, 1010.0 feet, more or
less, to THE REAL POINT OF BEGINNING.

TOGETHER WITH a 50 foot wide ditch and access road
easement thru Lots 19, 18, 17, 15 and 16 of Section
29, Lots 13, 8 and 9 of Section 30, Lot 13 and the
SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, all in Township 9 South,
Range 17, East of the Boise Meridian. Said
Easement being 20 feet on the South side and 30
feet on the North Side of the existing centerline.

TOGETHER WITH a 50 foot wide ditch and access road
easement thru Lot 10 of Section 29, Lot 8 of
Section 30, the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and Lot 13 of Section 19,
all in Township 9 South, Range 17, East of the
Boise Meridian. Said easement being 20 feet on the
South side and 30 feet on the North side of the
existing centerline.

TOGETHER WITH the right of ingress and egress over
and across all existing roadways leading to and
from the above described tracts of land.

The above described Tracts of land are based on the
Dependent Resurvey of Sections 19, 20, 28, 29, 30
and 33 of Township 9 South, Range 17, East of the
Boise Meridian, as approved April 17, 1918 by the
Surveyor General and a supplemental plat of
Sections 28, 29 and 30 approved August 16, 1923.
Also based on a survey plat of Sunnybrook
Subdivision No. 1 as filed with the office of Clerk
and Recorder, Jerome County, Idaho.

PARCEL C:

Lots 1, 2, 3 and 4 in Block 1 and Lots 1, 2, 3, 4, 5, 6, 7,
8, and 9 in Block 2 of Sunnybrook Subdivision No. 1, Jerome
County, Idaho, as shown of record by Plat filed September 14,
1965 under Instrument Number 165247, Jerome County records.

TOGETHER WITH all water, water rights, ditches, canals and rights thereto,
which are appurtenant to the above described Parcels A, B and C specifically
including, but not limited to the following enumerated water rights:

- (1) License No. 36-2603B
- (2) License No. 36-7130
- (3) Decreed Water Right 36-00200
- (4) Permit No. 36-08414
- (5) Permit No. 36-07757
- (6) Application For Permit No. 36-08573

RECEIVED
DEC 05 2001
Department of Water Resources
Southern Region

RECEIVED

NOV 28 2001

7:01 NOV 28 PM 4:15

FILED
RJ

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

In Re SRBA	)	Water Right 36-00200
	)	
	)	ORDER GRANTING MOTION TO WITHDRAW
	)	OBJECTIONS
Case No. 39576	)	
_____	)	

On October 29, 2001, the claimant of the above-captioned water right filed a *Motion to Withdraw Objections* with respect to Basin Wide Issue 5 objections previously filed by the claimant. The Court having reviewed the *Motion*, and good cause appearing therein, the *Motion to Withdraw Objections* is **granted**.

IT IS SO ORDERED.

DATED: November 28, 2001.



ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO WITHDRAW OBJECTIONS & ORDER AMENDING PERIOD OF USE ELEMENT IN PARTIAL DECREE 36-00200 was mailed on November 28, 2001, with sufficient first-class postage to the following:

PRISTINE SPRINGS INC
PRISTINE SPRINGS, INC.

Represented by:

JASON MICIAK
PO BOX 5298
TWIN FALLS, ID 83303-5298
Phone: 208-733-5500

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ORDER

Page 1 11/28/01

FILE COPY FOR 00508


Deputy Clerk

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A36-00200

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

January 15, 1997 10:16am

NAME:

GARY NELSON

CALLIN

RE:

PRISTINE SPRINGS

HE HAD SOME CONCERNS OVER A PERMIT THAT IS OUTSTANDING FOR PRISTINE SPRINGS. SAYS THE PERMIT NEEDS RE-EXAMINED AND LICENSED BEFORE THE PROPERTY CAN BE SOLD TO PROSPECTIVE BUYERS. CURRENT OWNER OF THE LAND, JOE RAND, WOULD LIKE TO GET THIS PERMIT PROCESSED.

HE MENTIONED SOMETHING OF AN ILLEGAL TRANSFER OF THE RIGHT THAT THEY CAN SHOW TO BE INVALID.

PLAN TO MEET WITH APPT. LATER TODAY.

SD-0601-2 Last Name: PRISTINE SPRINGS

STATE

SE L	First Name	OW N	Water Right No.	Priority Date	Source	Total Diversion	Use Code	Desc
PRISTINE SPRINGS INC								
		C	36-08094	06/28/1982	GROUNDWATER	7.000	28	POWER
		P	36-07130	05/06/1970	GROUNDWATER	4.500	19	FISH
		C	36-07538	06/09/1975	BRIGGS CREE	30.000	19	FISH
		C	36-08654	04/23/1992	WASTE WATER	0.900	01	IRR
		C	36-07757	10/27/1977	ALPHEUS CRE	215.000	19	FISH
		P	36-00200	09/30/1970	WARM CREEK	40.000	19	FISH
					SUNNY BROOK			
		C	36-08414	03/07/1989	SUNNYBROOK	20.000	19	FISH
		C	36-08573	12/21/1990	WASTE WATER	4.000	31	WAQ
		C	36-08669	07/21/1992	GROUNDWATER	7.500	19	FISH
							53	AES S
PRISTINE SPRINGS, INC								
		P	36-02603B	04/17/1964	SUNNYBROOK	27.200	19	FISH
					ALPHEUS CRE			
			36-07537	6/4/1975	BRIGGS SPR.	3.710		IRR FISH

(Enter=Continue)

(GOLD 7=This Query)

(Menu _____)

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CVR

MAPS

PHOTOS

MISC

MICROFILMED
OCT 12 1987

Rayborn & Rayborn

ATTORNEYS AT LAW

P.O. BOX 321

FIRST INTERSTATE BANK BLDG.

TWIN FALLS, IDAHO 83303-0321

208-733-2600

Fax 733-2602

E. L. RAYBORN (1893—1970)

E. M. RAYBORN (1901-1986)

R. E. RAYBORN

PARALEGAL

KAREN J. MATTICE

CERTIFIED P.L.S.

April 5, 1993

RECEIVED

APR 07 1993

Department of Water Resources
Southern Region Office

Frank Hitchcock
IDAHO DEPARTMENT OF WATER RESOURCES
222 Shoshone Street East
Twin Falls, ID 83301

Dear Frank:

Enclosed are copies of the documents that I discussed with you on the telephone on April 5, 1993. I would like to find out whether all necessary Change of Name forms have been filed in the adjudication and whether ownership of the other water rights are shown in your records to be the property of Pristine Springs, Inc. If the assignments have not been reflected on your records, then I would appreciate your advising me as to the forms I need to complete or the actions that I need to take to insure that the transfers are all properly reflected in the records of the Idaho Department of Water Resources.

Thank you very much for your assistance.

Sincerely yours,



R. E. RAYBORN

RER/kjm

Enclosures

MICROFILMED
OCT 12 1994

INTER-DEPARTMENT MEMO

TO: Bob RayburnSUBJECT: Status: assignmentsFROM: 77DATE: 04-04-1993

I enclose proofs of the Kankel assignments to Kristine Spruick, I enc as they now appear in the department database.

I have noted discrepancies from originals as a house keeping function F.V.I.

Please advise if you have questions or need further information. I have always been impressed by Kankel's knowledge and professionalism privately and in public.

() For your information

() Response required

cc: SRBAWC proofsF. J. Hitchcock

signature

MICROFILMED

OCT 12 1994

RECEIVED

APR 07 1993

ASSIGNMENT OF WATER RIGHTS

Department of Water Resources
Southern Region Office

RONALD C. YANKE and LINDA L. YANKE, husband and wife, do hereby sell, transfer, set over and assign to PRISTINE SPRINGS, INC., an Idaho corporation, all of their right, title and interest in and to the following described water rights:

- (1) License No. 36-02603B for 25.3 c.f.s. in Alpheus Creek and 1.9 c.f.s. in Sunnybrook Spring for a total of 27.2 c.f.s. with a priority date of April 17, 1964;
- (2) License No. 36-07130 for 6.0 c.f.s. amended to 4.5 c.f.s. with a priority date of May, 6 1970, being the hot water well;
- (3) Decreed water right 36-00200 for 40 c.f.s.;
- (4) Permit No. 36-08414 for 20 c.f.s. with a priority date of March 7, 1989;
- (5) Permit No. 36-07757 in the amount of 215.0 c.f.s. with a proposed priority date of October 27, 1977; and
- (6) Application For Permit No. 36-08573 for diversion of 4.0 c.f.s. for water quality improvement.

This Assignment is made and delivered pursuant to the terms of that certain "Agreement for Purchase and Sale" (the "Agreement") entered into effective January 24, 1991 by and between Wendell M. Starke or assigns as "Purchaser" and Ronald C. Yanke and Linda L. Yanke, husband and wife, as "Sellers", the Purchaser's interest in the Agreement having been assigned to PRISTINE SPRINGS, INC. by assignment dated March 21, 1991. This assignment is effective as of the date of the closing of the transaction contemplated by the Agreement.

RONALD C. YANKE and LINDA L. YANKE, husband and wife agree to execute any documents necessary and to cooperate with the Idaho Department of Water Resources to have the above water rights transferred to PRISTINE SPRINGS, INC.

RECORD
of Land Title & Escrow, Inc.
JUN 14 4 44 PM '91
JEROME COUNTY, IDAHO
FEES
REQUEST

MICROFILMED
OCT 12 1994

912000

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21

AUG-24-1992

NOTICE OF ERROR FORM

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

RECEIVED

SEP 2 2 1992

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

WE REQUEST TO MEET WITH STATE OFFICE PERSONNEL

1. Water right number: 36-00200

2. Name: Josephine P. Beeman
Davis Wright Tremaine

Address: 702 West Idaho, Suite 700
Boise, ID 83702

RECEIVED

OCT 01 1992

Department of Water Resources
Southern Region Office

Weekday Telephone Number: 338-8233

MICROFILMED

JAN 25 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
 1. Legal description of point of diversion and place of use.
 2. Facility volume and combined facility volume.
 3. Non-irrigation uses: fish propagation, commercial hatchery.

4. Describe the changes you wish to have made in the proposed recommendation:
 1. See attached copy of proposed recommendation.
 2. See attached copy of proposed recommendation.
 3. Delete non-irrigation uses or list only fish propagation.

5. Describe why you disagree with the proposed recommendation:
 1. Legal descriptions do not match survey maps of points of diversion or place of use.
 2. Facility volume and combined facility volume do not match number and volume of raceways.
 3. Fish propagation is already a non-irrigation use; facility volume
6. Date: is given in remarks.

SIGNATURE

September 22, 1992
Josephine P. Beeman

RECEIVED

NOV 18 1992

DAVIS WRIGHT TREMAINE

LAW OFFICES

Department of Water Resources 702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
Southern Region Office (208) 338-8200

RECEIVED

NOV 09 1992

JOSEPHINE BEEMAN
(208) 338-8233

November 5, 1992

Ms. Lynne Krogh-Hampe
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise Idaho 83702-9000

Re: SRBA Notices of Error for Pristine Springs
Reply to your letter of October 16, 1992

Dear Lynne:

After Pristine Springs filed notices of error to all of the proposed SRBA recommendations for the Sunnnybrook facility, it appreciated the opportunity for Rick Eggleston, Executive Vice-President and General Manager, to meet with you, Allen Merritt, and Steve Clelland in Twin Falls (October 8, 1992) to discuss corrections to the five recommended rights (36-7130, 36-2603C, 36-2603D, 36-00200, and 36-15378) and appreciated your personal review of the two disallowed claims (36-15218 and 36-15336) and subsequent conversations with me. Your letter summarizes the decisions reached and I have only a few clarifications.

The objections to "non-irrigated uses" (A36-7130, A36-2603D, A36-2603C, A36-00200) were not discussed or resolved and remain an issue for consideration by the aquaculture industry.

Aesthetic claim A36-15218 was disallowed based upon the review of 4 aerial photographs (1977, 1984, 1987, and 1988) by Steve Clelland and Allen Merritt of the IDWR Twin Falls office. IDWR believes the aerial photographs contradict the affidavits of Rick Eggleston accompanying claim A36-15218. The claim and the affidavits consistently describe a sequential use of low temperature geothermal water for fish propagation, followed by aesthetic use, in conformance with Mr. Eggleston's personal knowledge. The 1977, 1984, and 1987 aerial photographs were supplied to IDWR by Pristine Springs during claims-taking to corroborate the water use described in Rick Eggleston's affidavits.

31539\00009.LTR
Boise

MICROFILMED

OCT 12 1994

FAX: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • LOS ANGELES, CALIFORNIA • PORTLAND, OREGON
RICHLAND, WASHINGTON • SEATTLE, WASHINGTON • WASHINGTON, D.C.

Ms. Lynne Krogh-Hampe
November 5, 1992
Page 2

IDWR provided the aerial photograph for June 22, 1988. Rick Eggleston spoke with the IDWR Twin Falls office on October 21 about the maps and the water conveyance system. I have not heard the results of that conference.

Let me know when IDWR completes the claim investigation manual. I appreciate your involvement on these matters.

Sincerely,

DAVIS WRIGHT TREMAINE


Josephine P. Beeman

JPB:ma

cc: Rick E. Eggleston

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



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JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

NOVEMBER 2, 1992

R. KEITH HIGGINSON
Director

PRISTINE SPRINGS INC
C/O JOSEPHINE P BEEMAN
DAVIS WRIGHT TREMAINE
702 WEST IDAHO ST SUITE 700
BOISE IDAHO 83702

RE: NOTICE OF ERROR IN SNAKE RIVER BASIN ADJUDICATION
WATER RIGHT NO.: 36-00200, 36-02603C, 36-02603D, 36-07130,
36-15218, 36-15336 & 36-15378

DEAR JO,

THIS LETTER IS IN RESPONSE TO THE NOTICES OF ERROR (NOE) YOU RECENTLY FILED WITH IDWR REGARDING THE DIRECTOR'S PROPOSED RECOMMENDATION OF THE CLAIMS LISTED ABOVE AND CONFIRMS THE ACTIONS AND CHANGES AGREED UPON IN THE MEETING WITH RICK EGGLESTON ON OCTOBER 8, 1992.

YOUR NOE IDENTIFIED PROBLEMS WITH THE LEGAL DESCRIPTIONS LISTING THE POINTS OF DIVERSION AND PLACES OF USE. AS I STATED IN THE MEETING, THE CORRECT LEGAL DESCRIPTION IS THE LOT NUMBERS WHERE THEY ARE USED. THE ACCOMPANYING TRACT DESCRIPTIONS ARE USED TO HELP CLAIRIFY THE LOCATION AND ASSIST IN COMPUTER SEARCHES AND SHOULD COMPLEMENT THE LOT DESCRIPTION NOT CONTRADICT IT. SINCE SOME VARIATION WILL OCCUR IN IDENTIFYING THE TRACT LOCATION THE LOT NUMBER IS THE FINAL QUALIFIER.

THE OTHER AREA OF CONCERN YOU MENTIONED WAS THE VOLUME LIMITATIONS IN THE REMARKS OF SOME OF THE RIGHTS. DURING OUR MEETING IT APPEARS A PORTION OF THE HATCHERY AREA, 680 CU. FT., WAS LEFT OUT OF THOSE CALCULATIONS AND THE PONDS AT SITE PLAN ID #18 WERE ALSO LEFT OUT. THE FINAL FIGURES WILL SHOW THE HATCHERY VOLUME AT 7,880 CU. FT. AND THE #18 PONDS AT 75,600 CU. FT. THE TOTAL COMBINED VOLUME WITH THESE ADDITIONS IS 156,770 CU. FT.

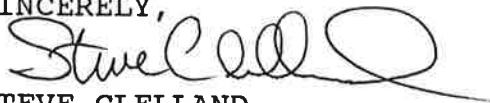
HERE ARE THE CHANGES BY WATER RIGHT NO.: 36-00200, DELETED PLACE OF USE IN LOT 13, SEC. 19 AND CHANGED THE FACILITY VOLUME;
36-02603C, NO CHANGES; 36-02603D, CHANGES TO FACILITY VOLUME;
36-07130, NO CHANGES; 36-15218 AND 36-15336 HAVE BEEN ADDRESSED BY LYNNE KROGH-HAMPE IN A LETTER DATED 10-16-92; 36-15378, CONSUMPTIVE USE FOR POND EVAPORATION IS EQUAL TO THE CONSUMPTIVE USE REQUIREMENT FOR CROPS, NO CHANGE.

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JAN 25 1993

IF YOU STILL DISAGREE WITH IDWR'S RECOMMENDATIONS, YOU WILL HAVE AN OPPORTUNITY TO FILE AN OBJECTION TO THE DIRECTOR'S REPORT WITH THE COURT. WHEN THE DIRECTOR'S REPORT IS FILED WITH THE COURT, YOU WILL BE MAILED A NOTICE THAT WILL CONTAIN MORE INFORMATION ABOUT THE OBJECTION PROCESS.

SINCERELY,

A handwritten signature in black ink, appearing to read "Steve Clelland". The signature is fluid and cursive, with a large loop at the end.

STEVE CLELLAND
SENIOR WATER AGENT

MICROFILMED

JAN 25 1993

Water Right Number - R36-00200

Prefix Translation: RESEARCH

Old (D) Number -

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

*** A - ATTORNEY ***
BEEMAN

JOSEPHINE P

1 - DAVIS WRIGHT TREMAINE
2 - 702 WEST IDAHO ST SUITE 700
3 -
City- BOISE State- ID Zip- 83702
Phone - 208-338-8233*** C - CURRENT OWNER ***
PRISTINE SPRINGS INC1 - 4074 N 2000 E
2 -
3 -
City- FILER State- ID Zip- 83328
Phone - 208-326-5687*** O - ORIGINAL OWNER ***
PROFESSIONAL INVESTORS LIFE INSURANCE CO1 - PO BOX 2888
2 -
3 -
City- TULSA State- OK Zip- 74101
Phone - 918-665-8280+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
09/30/1970 17 SOUTHERN D - DECREED+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
WARM CREEK SNAKE RIVER
SUNNY BROOK SPRINGS WARM CREEK
SPRING WARM CREEK+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 17E 20 SW SW SW 4 (53) JEROME
29 SE NE NW 9 (53) JEROME
SE NW NW 10 (53) JEROME+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
19 - FISH PROPAGATION 01/01 12/31 40.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
40.000 0.0+ - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 17E 20 SW SW 4 19 FISH PROPAGATION (53) JEROME
09S 17E 29 NE NW 9 19 FISH PROPAGATION (53) JEROME
09S 17E 29 NW NW 10 19 FISH PROPAGATION (53) JEROME
09S 17E 30 NE NE 8 19 FISH PROPAGATION (53) JEROME

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JAN 25 1993

RECEIVED
JAN 25 1963

Water right number - R36-00200

Prefix Translation: RESEARCH

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 06/11/1992	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/22/1992	Old Judicial District	-
Claim Received Date	- 03/26/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011673	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	- C

MICROFILMED

JAN 25 1993

— Lots VS tract description

36 - 200

Lots are legal
ok as shown

ACTION REQUIRED

FROM: _____

TO: _____

156090
680

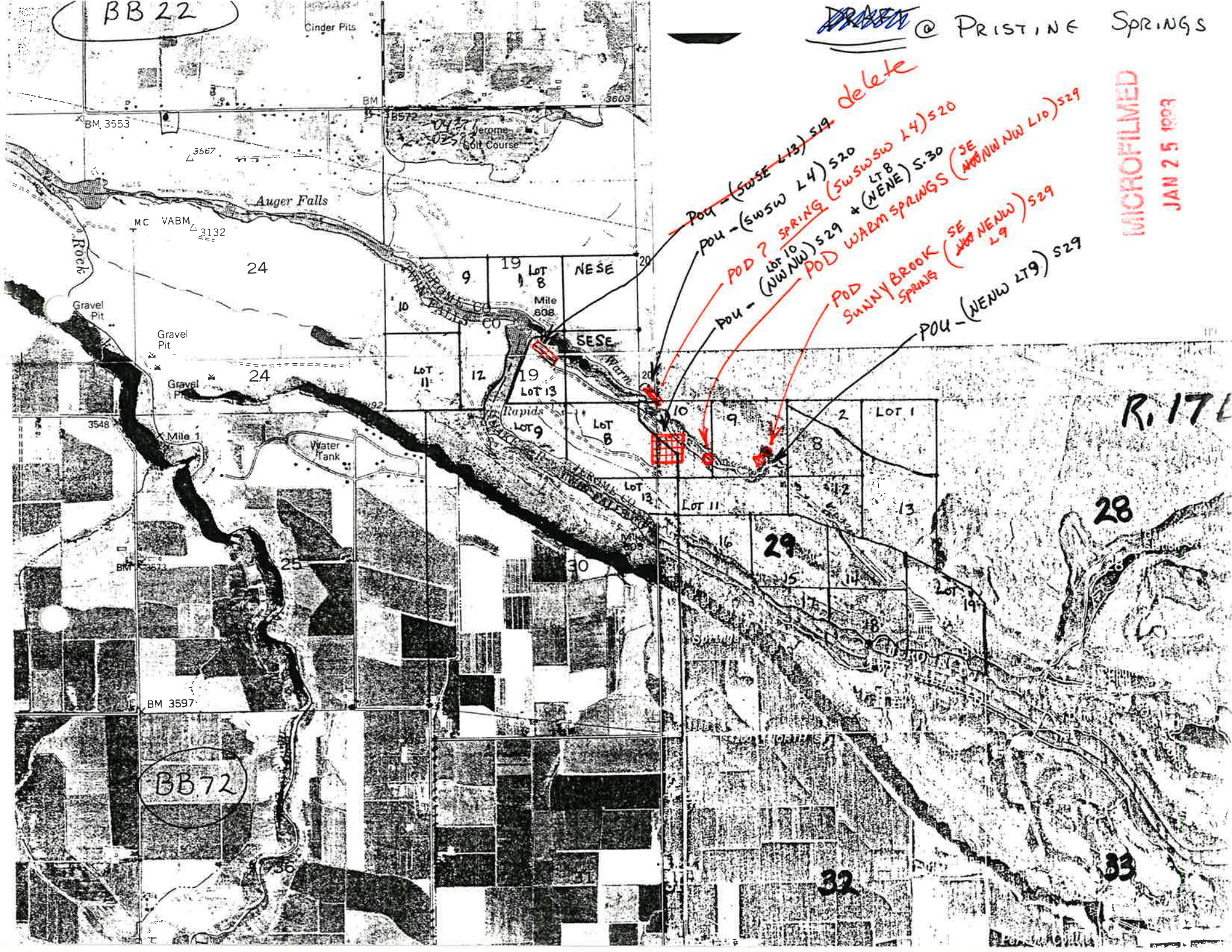
156,770

MICROFILMED
JAN 25 1993

BB 22

Cinder Pits

~~DRIFT~~ @ PRISTINE SPRINGS



MICROFILMED

JAN 25 1993

R. 17L

BB 72

CURRENT POND VOLUMES FOR PRISTINE SPRINGS
=====

08-12-92
SCC

Site plan ID#	# of ponds	Size - ft.	Cu. Ft.	WATER RT.
# 6 (Hot water ponds to be built.)	12	12 X 80 X 3.5	40,320	A36-07160
# 9 (Currently using hot water in 4 of these ponds.)	18	12 X 80 X 3.5	60,480	A36-02603C
# 16 (Hatchery)	10 20	6 X 40 X 2 2.5 X 24 X 2	4,800 2,400	A36-02603D A36-00200
	16	16 X 2 X 1.33	680	
# 17 (partial) G-block F-block (Replaces #23)	8 8	15 X 78 X 3.5 15 X 84 X 3.5	32,760 35,280	A36-00200
# 30	2	15 X 100 X 3.5	5,250	A36-00200

TOTAL = 181,290

Comments:

- Figures based on conversation with Rick Eggleston on 6-16-1992. Others present: Allen Merritt, Steve Clelland and Jo Beeman.
- Volumes include quiescent zones.
- Compare to the known volume published in Aquaculture in Idaho, March 1975, of 434,200 cubic feet.
- Expansion of fish production to full historic volume of facilities has been prevented by DEQ environmental controls.

→ #18

$$12 - 15 \times 120 \times 3.5 = 75,600$$

Location of facility for
36-00200

Total = 156,770

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JAN 25 1993

per meeting 10/8/92

DAVIS WRIGHT TREMAINE

LAW OFFICES

202 WEST IDAHO STREET - SUITE 700 - BOISE, IDAHO 83702
(208) 338-8200

DATE: 10-6-92

TIME: AM - PM

TO: Allen Merritt and Steve Cella

OF: Dept. of Interior Resources

FAX NUMBER: 736-3037

FROM: Josephine Bernier

PAGES INCLUDING COVER: 5

COMMENTS/SPECIAL INSTRUCTIONS:

Sender: [Signature]

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JAN 25 1993

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DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200DATE: 10-6-92 TIME: _____ AM - PMTO: A. Lynne Krogh Lampe
Deputy Attorney General
OF: Idaho Dept. of Natural ResourcesFAX NUMBER: 327-7866FROM: Josephine BeemanPAGES INCLUDING COVER: 5COMMENTS/SPECIAL INSTRUCTIONS: _____

_____Sender Mel Sn

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SENT BY DAVIS WRIGHT TREMAINE 10-6-92 4:43PM
DWT BOISE-IDAR SOUTHERN # 37 6

DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200

JOSEPHINE BLEMAN
(208) 338-8233

October 6, 1992

VIA FACSIMILE

A. Lynne Krogh Hampe
Deputy Attorney General
Idaho Department of Water Resources
1301 N. Orchard
Statehouse Mail
Boise, Idaho 83720

Re: Review of SRBA Notices of Error filed by Pristine
Springs for its Sunnybrook facility

Dear Lynne:

I am confirming the arrangements made today for review of
the notices of error filed by Pristine Springs in the SRBA.
Notices of error were filed for all 7 proposed recommended SRBA
water rights at the Sunnybrook facility owned by Pristine Springs:

36-00200
36-07130
36-02603C
36-02603D
36-15218
36-15336
36-15378

Rick Eggleston, general manager and Executive Vice
President of Pristine Springs, will meet with Allen Merritt and
Steve Clelland at 9 A.M. Friday, October 9, 1992, at the Idaho
Department of Water Resources office in Twin Falls, to review the
notices of error for 5 water rights which have clerical problems
(legal descriptions, facility volumes, consumptive use):

36-00200
36-07130
36-02603C
36-02603D
36-15378

MLA\0004\00001 LTR
Boise

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JAN 25 1993

FAX: (208) 338-8299

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SENT BY DAVIS WRIGHT TREMAINE 10- 6-92 4:44PM
DRI BOISE-IDWR SOUTHERN # 47 6

A. Lynne Krough Hampe
October 6, 1992
Page 2

I appreciate your offer to review the two disallowed water rights, 36-15218 and 36-15336, on Thursday, October 8, 1992, when you are in Twin Falls. I am enclosing my July 9, 1992 summary letter to Allen and Steve discussing relevant facts in support of claims A36-15218 and A36-15336.

I will not be in Twin Falls for the review sessions, but I will be available by phone in Boise (338-8233).

Very truly yours,

DAVIS WRIGHT TREMAINE

Jp Beeman
Josephine P. Beeman

JPB:ma

Enclosure

cc: Mr. Rick Eggleston
Mr. Allen Merritt
Mr. Steve Clelland

DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200

JOSEPHINE BEEMAN

(208) 338-8233

July 9, 1992

Mr. Allen Merritt
Regional Supervisor of Adjudication Section
and
Mr. Steve Clelland
Senior Water Rights Agent
Idaho Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: SRBA Claims for Pristine Springs' Sunnybrook Facility

Dear Allen and Steve:

I am writing to summarize the status of the Snake River Basin Adjudication claims for the Sunnybrook facility owned by Pristine Springs. When Rick Eggleston and I met with you on June 16, it was decided an additional adjudication claim should be filed for the impoundment at the west end of Warm Creek. This new claim (A36-15378) is submitted today with a map and an affidavit from Rick Eggleston, plus a filing fee in the amount of \$203.32. As we also discussed, an additional affidavit of Rick Eggleston is submitted in support of the aesthetic lake (A36-15218) which is an additional use after fish propagation from the hot well (A36-07130).

A third beneficial use claim for 100 cfs of Blue Lake Tailwater (A36-15336) relied upon resumption of a water right used during the 1950s, 1960s and early 1970s which would be resumed without an intervening junior user. I think you were going to have this reviewed by Water Resources' legal staff. Please let me know if you have any additional questions about this claim.

I would appreciate a copy of the new claim on Warm Creek (A36-15378) with the date stamp and the receipt number. I would also appreciate a date stamped copy of the additional affidavit of Rick Eggleston for A36-15218. This affidavit clarifies the use of water after fish propagation from the hot well for an aesthetic lake on the property.

I would like to summarize the facts that we discussed relating to the use of the hot well. With the use of hydrographs on the hot well, aerial photographs from Rick Eggleston, Water Resources, and U.S.G.S. and A.S.C.S files, we were able to establish the use of the hot well up to 1977. Then, with the fact that Rick Eggleston was production manager for Valley Trout

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JAN 25 1993

FAX: (208) 338-8299

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RICHLAND, WASHINGTON • SEATTLE, WASHINGTON • WASHINGTON, D.C.

SENT BY: DAVIS WRIGHT TREMAINE : 10- 6-82 : 4:45PM :
DPT DAVIS WRIGHT TREMAINE : 10- 6-82 : 4:45PM :
Davis Wright Tremaine

Allen Merritt and
Steve Clelland
July 9, 1992
Page 2

Farm in 1978 through early 1980, we were able to verify the existence of the aesthetic pond from the hot well without any five-year gaps of non-use. Allen Merritt remembers doing measurements on the ponds in December of 1984. The well was flowing until capped off in July of 1986, and then resumed use in 1989, when Bish Beamer took over management of the property after its purchase by Ronald Yanke. An original affidavit from Rick Eggleston had a photograph which we thought was taken in 1987 showing the aesthetic ponds. The high altitude photography of Water Resources and the hydrographs from the U.S.G.S. show that the well was not in operation in 1987. This photograph, obtained from Bert Ferrine, may have been from 1986.

Please let me know if I can answer any further questions for you.

Sincerely,

DAVIS WRIGHT TREMAINE


Josephine P. Beeman

JPB:md
Enclosures

cc: Wendell M. Starke (w/o encls.)

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JAN 25 1993

DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200

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SEP 22 1992

Department of Water Resources

JOSEPHINE BEEMAN
(208) 338-8233

September 22, 1992

VIA HAND-DELIVERY

Mr. David B. Shaw
Bureau Chief
Adjudications Bureau
Idaho Department of Water Resources
1301 North Orchard
Boise, Idaho 83706

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OCT 01 1992

Department of Water Resources
Southern Region Office

Dear David:

The enclosed Notices of Error, with attachments, are hand-delivered today on behalf of Pristine Springs. The affected Snake River Basin Adjudication claims are:

36-00200
36-07130
36-02603C
36-02603D
36-15218
36-15336
36-15378

Sincerely,

DAVIS WRIGHT TREMAINE

Josephine P. Beeman

JPB:md
Enclosures

cc: Rick Eggleston (w/encls.)
Wendell M. Starke (w/o encls.)

FAX: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • LOS ANGELES, CALIFORNIA • PORTLAND, OREGON
RICHLAND, WASHINGTON • SEATTLE, WASHINGTON • WASHINGTON, D.C.

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JAN 25 1993

THIS IS A COPY OF YOUR WATER RIGHT AS IDWR PROPOSES TO RECOMMEND IT TO THE DISTRICT COURT*

*THIS IS NOT A FINAL DETERMINATION OF YOUR CLAIM. YOU MUST FILE A NOTICE OF ERROR WITH IDWR IF YOU DISAGREE WITH THE PROPOSED RECOMMENDATION.

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
-00200	PRISTINE SPRINGS INC 4074 N 2000 E FILER ID 83328	09/30/1970	FISH PROPAGATION	01-01 12-31	40.00 CFS	DECREED

TOTAL QUANTITY: 40.00 CFS

NON-IRRIGATION USES:

FISH PROPAGATION, COMMERCIAL HAATCHERY

~~WARM CREEK~~

SOURCE: WARM CREEK
SUNNY BROCK SPRINGS
SPRING

TRIBUTARY: SNAKE RIVER
WARM CREEK
WARM CREEK

POINT OF DIVERSION:

1095 817E 820 LOT 4 (SESWSW)
820 LOT 9 (SENESE) ~~SENESE~~

LOT 10 (SENNW) NWNW NW

PLACE OF USE: FISH PROPAGATION

1095 817E 812 LOT 12 (SWSE) SWSE SE NE
820 LOT 4 (SESW) SE NE
829 LOT 9 (SENESE) LOT 10 (NWNW) SE NE
830 LOT 8 (SENESE) NW NE

827 28 (2722)

828 LOT 8 (NWNW) LOT 12 (SENESE) LOT 14 (SENESE) LOT 15 (SENESE) LOT 16 (SENESE)
LOT 17 (NWNW) LOT 18 (SENESE)

REMARKS: RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO IDWR CODE 42-1416A.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
IDWR CODE 42-1416A.
FACILITY VOLUME 80,490 CU. FT. should be 184,300 1160,280
USE OF THIS RIGHT WITH RIGHT NO. 36-026030 IS LIMITED TO A
TOTAL COMBINED FACILITY VOLUME OF 80,490 CU. FT.

80,490 → volume should include hatchery = 11,480
replacement dirt ponds (#23 on site map) = 446,500
only reflects ponds at 30 (not 23) & only replacements at 17 (not 18)

11,480
72,000
76,800
160,280

18 - 72,000
17 - 16(15 x 80 x 4) = 76,800

RECEIVED

SEP 22 1992

Department of Water Resources

JAN 25 1993

RECEIVED

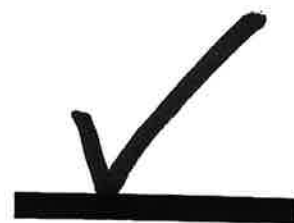
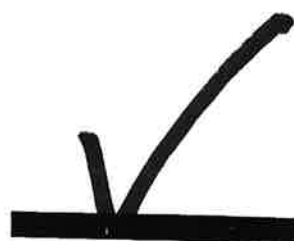
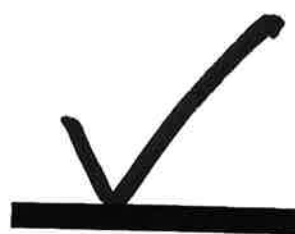
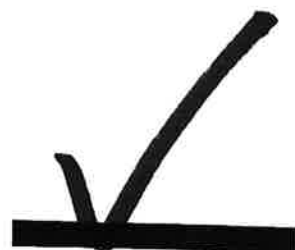
R PROOF

CVR

MAPS

PHOTOS

MISC



VERIFIED BY

See

Water Right Number - R36-00200

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** A - ATTORNEY ***
BEEMAN

JOSEPHINE P

1 - DAVIS WRIGHT TREMAINE
2 - 702 WEST IDAHO ST SUITE 700
3 -
City- BOISE State- ID Zip- 83702
Phone - 208-338-8233*** C - CURRENT OWNER ***
PRISTINE SPRINGS INC1 - 4074 N 2000 E
2 -
3 -
City- FILER State- ID Zip- 83328
Phone - 208-326-5687*** O - ORIGINAL OWNER ***
PROFESSIONAL INVESTORS LIFE INSURANCE CO1 - PO BOX 2888
2 -
3 -
City- TULSA State- OK Zip- 74101
Phone - 918-665-8280+ - - Priority Date - - +
09/30/1970+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
D - DECREED

+ - - Status - - - - +

+ - - - - Source - - - - - +
WARM CREEK
SUNNY BROOK SPRINGS
SPRING+ - - - - Tributary - - - - - +
SNAKE RIVER
WARM CREEK
WARM CREEK

+ - - - - Point of Diversion - - - - - +						
Twn	Rng	Sec	Tract	Lot	RFlg	County
09S	17E	20	SW SW SW	4	(53)	JEROME
		29	SE NE NW	9	(53)	JEROME
			SE NW NW	10	(53)	JEROME

+ - - - - Water Use - - - - - +		+ - - - - Diversion Rate - - - - - +		+ - - - - Diversion Volume - - - - - +	
Code	Description	Period From	Period To		
19	FISH PROPAGATION	01/01	12/31	40.000	

+ - Total Div. Rate - +		+ - Total Div. Volume - +		+ - Total Consumptive Use - +		+ - KW Usage - +	
40.000				0.0			

+ - - - - Place of Use - - - - - +								
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
~~09S~~	~~17E~~	~~19~~	~~SW SE~~	~~13~~		19	FISH PROPAGATION	(53) JEROME
09S	17E	20	SW SW	4		19	FISH PROPAGATION	(53) JEROME
09S	17E	29	NE NW	9		19	FISH PROPAGATION	(53) JEROME
09S	17E	29	NW NW	10		19	FISH PROPAGATION	(53) JEROME
09S	17E	30	NE NE	8		19	FISH PROPAGATION	(53) JEROME

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JAN 25 1993

Prefix Translation: RESEARCH

Total Acres:

Court Report Filing	- 00/00/0000	Field Inspection Made	- 06/11/1992	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/11/1992	Old Judicial District	-
Claim Received Date	- 03/26/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P

UNRECORDED
JAN 25 1993

Water right number - R36-00200

Prefix Translation: RESEARCH

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Receipt Number	- S011673	Water District	-
POU Ownership Flag	- Y	Federal/State Indicator	- S
Name Connector	-	Presumption Flag	- C
		Notice of Error Flag	-

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JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00100115
09/09/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A25-00007

LAST: PROFESSIONAL INVESTORS LIFE INSURANCE CO FIRST:
ADDRESS: P.O. BOX 2882
CITY: TULSA STATE: OK ZIP: 74101
PHONE NUMBER: 918-665-8280

OWNER COPY: C

FIELD EXAM REQUIRED?

DATABASE

FIELD
EXAMINER

NOTIFICATION REQUIRED DUE TO REMARKS?

N

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

CONTACT PERSON:

PHONE NUMBER: () -

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y() N()

TIME: : () ()

ACCOMPANIED BY:

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED

JAN 25 1993

A. AJ CLAIM: # 426-00200 PRIORITY DATE: 09-30-1970 STAGE: T
B. WR RECORD: # 33-00200 PRIORITY DATE: 09-30-1970 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(*/*)
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
09-30-1970

REVIEWED BY *W*

DATE

11/15/90

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JAN 25 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	ENTRY
436-00200	09S	17E	29		NE	NW	9	NEEDS

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

36-02603B
36-09414

SOURCE: WARM CREEK
SUNNY BROOK SPRINGS

TRIP: SNAKE RIVER
WARM CREEK

WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	ENTRY
36-00200	09S	17E	29		NE	NW	9	NEEDS

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX F PREFIX

36-02603B

436-02603B NONE

SOURCE: WARM CREEK
SUNNY BROOK SPRINGS

TRIP: SNAKE RIVER
WARM CREEK

G. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
N

APKS:

W0000000

JAN 25 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
		<i>same</i>	SE	NE	NW	9	
			SE	SE	NE	14	

COURSE: WARM CREEK

TRIP: SNAKE RIVER

REVIEWED BY:

lw

DATE:

11/15/90

003

added POD to show diversion of
Warm ~~Sp~~ Creek

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JAN 25 1993

A. ROOT WATER RIGHT NUMBERS: A36-00199
A36-00200

B. POU LISTING

TWP	RNC	SEC	1/4	1/4	LUT	NAME	A3 #/ACRES	WK #/ACRES	LANDSAT DATA	FIELD EXAM.	REMARKS
09S	17E	29	SE	NE	14	PROFESSIONAL INVESTORS LIFE	INA36-00200	7			
09S	17E	29	NE	SE	19	PROFESSIONAL INVESTORS LIFE	INA36-00200	7			
						BLUE LAKES MOUNT FARM INC.	A36-07720	7			Delete
09S	17E	29	NW	NE	8	PROFESSIONAL INVESTORS LIFE	INA36-00200	7			Delete
09S	17E	29	SW	NE	12	PROFESSIONAL INVESTORS LIFE	INA36-00200	7			
						PROFESSIONAL INVESTORS LIFE	INA36-07130	7			
09S	17E	29	NE	NW	9	PROFESSIONAL INVESTORS LIFE	INA36-00200	7			
						PERRINE III, IFA BURTON	36-07683	7			
						PROFESSIONAL INVESTORS LIFE IN	36-08414	7			
09S	17E	29	NW	NW	10	PROFESSIONAL INVESTORS LIFE	INA36-00200	7			
						PERRINE III, IFA BURTON	36-07683	7			
						PROFESSIONAL INVESTORS LIFE IN	36-08414	7			
09S	17E	29	SE	NW	11	PROFESSIONAL INVESTORS LIFE	INA36-00200	7			
						SUN VENTURES LEE.	36-08137	7			
						PROFESSIONAL INVESTORS LIFE IN	36-08414	7			
09S	17E	29	NW	SE	18	PROFESSIONAL INVESTORS LIFE	INA36-00200	7			Delete
09S	17E	29	SW	SE	15	PROFESSIONAL INVESTORS LIFE	INA36-00200	7			Delete
OK 09S	17E	19	~~SE~~	~~SW~~	13	PROFESSIONAL INVESTORS LIFE	INA36-00200	7			
						PROFESSIONAL INVESTORS LIFE	INA36-07130	7			
TOTAL ACRES							A36-00200			1.00	

IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(✓)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE

FIELD
EXAMINER

Add
19 SESE

Delete 4 tracts no place of use
found in these tracts.

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JAN 25 1993

PRESUMPTION FLAG:

REMARKS:

see enclosed Gov. Lt. map - rec. due to
revision

RECOMMENDATIONS:

TOTAL ACRES: —

REVIEWED BY: *lw*

DATE:

11/15/90

See

1-14-92

C05

MICROFILMED

JAN 25 1993

MICROFILMED

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
436-00200 FISH PROPAGATION	FROM 01-01 TO 12-31	40,000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		40,000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-00200 FISH PROPAGATION	FROM TO	40,000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		40,000 CFS

PRESUMPTION FLAG:

D

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE
N
N
Y

FIELD EXAMINER
N
N
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) NO(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) NO(☐) Explain in remarks, below.

REMARKS:

MICROFILMED

JAN 25 1993

JAN 25 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 40.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 40.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** IS an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OF DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
N ☒

FLOW MEASUREMENT

MEASUREMENT METHOD _____ SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☐) IF YES: COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: ~~A36-01500~~ & A36-07130

NO CLAIMS FOUND WITH SAME ROU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	YATE	VOLUME
A36-00300	FISH PROPAGATION	PROFESSIONAL INVESTORS LIFE	INEROM 01-01 TO 12-31	40.000 CFS	
A36-07720	FISH PROPAGATION	BLUE LAKES TROUT FARM INC.	FROM 01-01 TO 12-31	37,100 CFS	
A36-07130	FISH PROPAGATION	PROFESSIONAL INVESTORS LIFE	INEROM 01-01 TO 12-31	4,800 CFS	

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JAN 25 1993

B.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

2a. IF YES ADDITIONAL WATER USE FORM FILLED AND ATTACHED? Y() N() 2aa.

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AE/A

ACRES _____ x CONSUMPTIVE VOL. AE/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AE/A

ACRES _____ x DIVERSION VOL. AE/A FOR AREA _____ =
TOTAL DIVERSION VOLUME _____ AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

see on deced

RECEIVED

JAN 25 1993

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
FISH PROPAGATION	01-01 12-31	DATABASE EXAMINER 40.000	DATABASE EXAMINER 40.000	DATABASE EXAMINER 0.0
TOTAL FOR THIS RIGHT		40.000		0.0

REVIEWED BY:

W

DATE:

11/15/90

FACILITY Volume = _____ c.u.ft.

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JAN 25 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
 FOREST/ABANDON _____
 ADDITIONAL DIV. AMOUNT _____

ACCOUNTED
AS CLAIMED *N/A* NEEDS
REVIEW { }

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-00200

TOTAL DIVERSION RATE OF WS SPLITS

DATABASE
8.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "X" CLAIM NUM.	"X" DIV. RATE	WS RIGHT NUMBERS	DIVERSION RATE
36-00199	36-00199	8.000	-		36-00199	8.000
36-00201	36-00199	8.000	-		36-00201	
36-00200	36-00200	40.000	-		36-00200	40.000
TOTAL CFS		56.000				0.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
 IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER
N/A

REMARKS:

AUTHENTICATION:

SIGNATURE: *lw*

DATE: *11/15/90*

NAME OF FIELD EXAMINER: _____ TITLE: _____

MICROFILMED

JAN 25 1993

07 LT01	07 SESW	07 SWSE	07 SESE	08 SWSW	08 SESW	08 SWSE	08 SESE	09 SWSW	09 SESW	09 SWSE	09 SESE	10 SWSW	10 SESW	10 SWSE	10 SESE
18 LT01	18 NENW	18 NWNE	18 NENE	17 NWNW	17 NENW	17 NWNE	17 NENE	18 NWNW	18 NENW	18 NWNE	18 NENE	15 NWNW	15 NENW	15 NWNE	15 NENE
18 LT02	18 SENW	18 SWNE	18 SENE	17 SWNW	17 SENW	17 SWNE	17 SENE	18 SWNW	18 SENW	18 SWNE	18 SENE	15 SWNW	15 SENW	15 SWNE	15 SENE
18 LT03	18 NESW	18 NWSE	18 NESE	17 NWSW	17 NESW	17 NWSE	17 NESE	18 NWSW	18 NESW	18 NWSE	18 NESE	15 NWSW	15 NESW	15 NWSE	15 NESE
18 LT04	18 SESX	18 SWSE	18 SESE	17 SWSW	17 SESX	17 SWSE	17 SESE	18 SWSW	18 SESX	18 SWSE	18 SESE	15 SWSW	15 SESX	15 SWSE	15 SESE
19 LT01	19 NENW	19 NWNE	19 NENE	20 NWNW	20 NENW	20 NWNE	20 NENE	21 NWNW	21 NENW	21 NWNE	21 NENE	22 NWNW	22 NENW	22 NWNE	22 NENE
19 LT02	19 SENW	19 SWNE	19 SENE	20 SWNW	20 SENW	20 SWNE	20 SENE	21 SWNW	21 SENW	21 SWNE	21 SENE	22 SWNW	22 SENW	22 SWNE	22 SENE
19 LT03	19 NESW	19 NWSE	19 NESE	20 NWSW	20 NESW	20 NWSE	20 NESE	21 NWSW	21 NESW	21 NWSE	21 NESE	22 NWSW	22 NESW	22 NWSE	22 NESE
19 LT04	19 SESX	19 SWSE	19 SESE	20 SWSW	20 SESX	20 SWSE	20 SESE	21 SWSW	21 SESX	21 SWSE	21 SESE	22 SWSW	22 SESX	22 SWSE	22 SESE
20 LT01	20 NENW	20 NWNE	20 NENE	21 NWNW	21 NENW	21 NWNE	21 NENE	22 NWNW	22 NENW	22 NWNE	22 NENE	23 NWNW	23 NENW	23 NWNE	23 NENE
20 LT02	20 SENW	20 SWNE	20 SENE	21 SWNW	21 SENW	21 SWNE	21 SENE	22 SWNW	22 SENW	22 SWNE	22 SENE	23 SWNW	23 SENW	23 SWNE	23 SENE
20 LT03	20 NESW	20 NWSE	20 NESE	21 NWSW	21 NESW	21 NWSE	21 NESE	22 NWSW	22 NESW	22 NWSE	22 NESE	23 NWSW	23 NESW	23 NWSE	23 NESE
20 LT04	20 SESX	20 SWSE	20 SESE	21 SWSW	21 SESX	21 SWSE	21 SESE	22 SWSW	22 SESX	22 SWSE	22 SESE	23 SWSW	23 SESX	23 SWSE	23 SESE
21 LT01	21 NENW	21 NWNE	21 NENE	22 NWNW	22 NENW	22 NWNE	22 NENE	23 NWNW	23 NENW	23 NWNE	23 NENE	24 NWNW	24 NENW	24 NWNE	24 NENE
21 LT02	21 SENW	21 SWNE	21 SENE	22 SWNW	22 SENW	22 SWNE	22 SENE	23 SWNW	23 SENW	23 SWNE	23 SENE	24 SWNW	24 SENW	24 SWNE	24 SENE
21 LT03	21 NESW	21 NWSE	21 NESE	22 NWSW	22 NESW	22 NWSE	22 NESE	23 NWSW	23 NESW	23 NWSE	23 NESE	24 NWSW	24 NESW	24 NWSE	24 NESE
21 LT04	21 SESX	21 SWSE	21 SESE	22 SWSW	22 SESX	22 SWSE	22 SESE	23 SWSW	23 SESX	23 SWSE	23 SESE	24 SWSW	24 SESX	24 SWSE	24 SESE
22 LT01	22 NENW	22 NWNE	22 NENE	23 NWNW	23 NENW	23 NWNE	23 NENE	24 NWNW	24 NENW	24 NWNE	24 NENE	25 NWNW	25 NENW	25 NWNE	25 NENE
22 LT02	22 SENW	22 SWNE	22 SENE	23 SWNW	23 SENW	23 SWNE	23 SENE	24 SWNW	24 SENW	24 SWNE	24 SENE	25 SWNW	25 SENW	25 SWNE	25 SENE
22 LT03	22 NESW	22 NWSE	22 NESE	23 NWSW	23 NESW	23 NWSE	23 NESE	24 NWSW	24 NESW	24 NWSE	24 NESE	25 NWSW	25 NESW	25 NWSE	25 NESE
22 LT04	22 SESX	22 SWSE	22 SESE	23 SWSW	23 SESX	23 SWSE	23 SESE	24 SWSW	24 SESX	24 SWSE	24 SESE	25 SWSW	25 SESX	25 SWSE	25 SESE
23 LT01	23 NENW	23 NWNE	23 NENE	24 NWNW	24 NENW	24 NWNE	24 NENE	25 NWNW	25 NENW	25 NWNE	25 NENE	26 NWNW	26 NENW	26 NWNE	26 NENE
23 LT02	23 SENW	23 SWNE	23 SENE	24 SWNW	24 SENW	24 SWNE	24 SENE	25 SWNW	25 SENW	25 SWNE	25 SENE	26 SWNW	26 SENW	26 SWNE	26 SENE
23 LT03	23 NESW	23 NWSE	23 NESE	24 NWSW	24 NESW	24 NWSE	24 NESE	25 NWSW	25 NESW	25 NWSE	25 NESE	26 NWSW	26 NESW	26 NWSE	26 NESE
23 LT04	23 SESX	23 SWSE	23 SESE	24 SWSW	24 SESX	24 SWSE	24 SESE	25 SWSW	25 SESX	25 SWSE	25 SESE	26 SWSW	26 SESX	26 SWSE	26 SESE
24 LT01	24 NENW	24 NWNE	24 NENE	25 NWNW	25 NENW	25 NWNE	25 NENE	26 NWNW	26 NENW	26 NWNE	26 NENE	27 NWNW	27 NENW	27 NWNE	27 NENE
24 LT02	24 SENW	24 SWNE	24 SENE	25 SWNW	25 SENW	25 SWNE	25 SENE	26 SWNW	26 SENW	26 SWNE	26 SENE	27 SWNW	27 SENW	27 SWNE	27 SENE
24 LT03	24 NESW	24 NWSE	24 NESE	25 NWSW	25 NESW	25 NWSE	25 NESE	26 NWSW	26 NESW	26 NWSE	26 NESE	27 NWSW	27 NESW	27 NWSE	27 NESE
24 LT04	24 SESX	24 SWSE	24 SESE	25 SWSW	25 SESX	25 SWSE	25 SESE	26 SWSW	26 SESX	26 SWSE	26 SESE	27 SWSW	27 SESX	27 SWSE	27 SESE
25 LT01	25 NENW	25 NWNE	25 NENE	26 NWNW	26 NENW	26 NWNE	26 NENE	27 NWNW	27 NENW	27 NWNE	27 NENE	28 NWNW	28 NENW	28 NWNE	28 NENE
25 LT02	25 SENW	25 SWNE	25 SENE	26 SWNW	26 SENW	26 SWNE	26 SENE	27 SWNW	27 SENW	27 SWNE	27 SENE	28 SWNW	28 SENW	28 SWNE	28 SENE
25 LT03	25 NESW	25 NWSE	25 NESE	26 NWSW	26 NESW	26 NWSE	26 NESE	27 NWSW	27 NESW	27 NWSE	27 NESE	28 NWSW	28 NESW	28 NWSE	28 NESE
25 LT04	25 SESX	25 SWSE	25 SESE	26 SWSW	26 SESX	26 SWSE	26 SESE	27 SWSW	27 SESX	27 SWSE	27 SESE	28 SWSW	28 SESX	28 SWSE	28 SESE
26 LT01	26 NENW	26 NWNE	26 NENE	27 NWNW	27 NENW	27 NWNE	27 NENE	28 NWNW	28 NENW	28 NWNE	28 NENE	29 NWNW	29 NENW	29 NWNE	29 NENE
26 LT02	26 SENW	26 SWNE	26 SENE	27 SWNW	27 SENW	27 SWNE	27 SENE	28 SWNW	28 SENW	28 SWNE	28 SENE	29 SWNW	29 SENW	29 SWNE	29 SENE
26 LT03	26 NESW	26 NWSE	26 NESE	27 NWSW	27 NESW	27 NWSE	27 NESE	28 NWSW	28 NESW	28 NWSE	28 NESE	29 NWSW	29 NESW	29 NWSE	29 NESE
26 LT04	26 SESX	26 SWSE	26 SESE	27 SWSW	27 SESX	27 SWSE	27 SESE	28 SWSW	28 SESX	28 SWSE	28 SESE	29 SWSW	29 SESX	29 SWSE	29 SESE
27 LT01	27 NENW	27 NWNE	27 NENE	28 NWNW	28 NENW	28 NWNE	28 NENE	29 NWNW	29 NENW	29 NWNE	29 NENE	30 NWNW	30 NENW	30 NWNE	30 NENE
27 LT02	27 SENW	27 SWNE	27 SENE	28 SWNW	28 SENW	28 SWNE	28 SENE	29 SWNW	29 SENW	29 SWNE	29 SENE	30 SWNW	30 SENW	30 SWNE	30 SENE
27 LT03	27 NESW	27 NWSE	27 NESE	28 NWSW	28 NESW	28 NWSE	28 NESE	29 NWSW	29 NESW	29 NWSE	29 NESE	30 NWSW	30 NESW	30 NWSE	30 NESE
27 LT04	27 SESX	27 SWSE	27 SESE	28 SWSW	28 SESX	28 SWSE	28 SESE	29 SWSW	29 SESX	29 SWSE	29 SESE	30 SWSW	30 SESX	30 SWSE	30 SESE
28 LT01	28 NENW	28 NWNE	28 NENE	29 NWNW	29 NENW	29 NWNE	29 NENE	30 NWNW	30 NENW	30 NWNE	30 NENE	31 NWNW	31 NENW	31 NWNE	31 NENE
28 LT02	28 SENW	28 SWNE	28 SENE	29 SWNW	29 SENW	29 SWNE	29 SENE	30 SWNW	30 SENW	30 SWNE	30 SENE	31 SWNW	31 SENW	31 SWNE	31 SENE
28 LT03	28 NESW	28 NWSE	28 NESE	29 NWSW	29 NESW	29 NWSE	29 NESE	30 NWSW	30 NESW	30 NWSE	30 NESE	31 NWSW	31 NESW	31 NWSE	31 NESE
28 LT04	28 SESX	28 SWSE	28 SESE	29 SWSW	29 SESX	29 SWSE	29 SESE	30 SWSW	30 SESX	30 SWSE	30 SESE	31 SWSW	31 SESX	31 SWSE	31 SESE
29 LT01	29 NENW	29 NWNE	29 NENE	30 NWNW	30 NENW	30 NWNE	30 NENE	31 NWNW	31 NENW	31 NWNE	31 NENE	32 NWNW	32 NENW	32 NWNE	32 NENE
29 LT02	29 SENW	29 SWNE	29 SENE	30 SWNW	30 SENW	30 SWNE	30 SENE	31 SWNW	31 SENW	31 SWNE	31 SENE	32 SWNW	32 SENW	32 SWNE	32 SENE
29 LT03	29 NESW	29 NWSE	29 NESE	30 NWSW	30 NESW	30 NWSE	30 NESE	31 NWSW	31 NESW	31 NWSE	31 NESE	32 NWSW	32 NESW	32 NWSE	32 NESE
29 LT04	29 SESX	29 SWSE	29 SESE	30 SWSW	30 SESX	30 SWSE	30 SESE	31 SWSW	31 SESX	31 SWSE	31 SESE	32 SWSW	32 SESX	32 SWSE	32 SESE
30 LT01	30 NENW	30 NWNE	30 NENE	31 NWNW	31 NENW	31 NWNE	31 NENE	32 NWNW	32 NENW	32 NWNE	32 NENE	33 NWNW	33 NENW	33 NWNE	33 NENE
30 LT02	30 SENW	30 SWNE	30 SENE	31 SWNW	31 SENW	31 SWNE	31 SENE	32 SWNW	32 SENW	32 SWNE	32 SENE	33 SWNW	33 SENW	33 SWNE	33 SENE
30 LT03	30 NESW	30 NWSE	30 NESE	31 NWSW	31 NESW	31 NWSE	31 NESE	32 NWSW	32 NESW	32 NWSE	32 NESE	33 NWSW	33 NESW	33 NWSE	33 NESE
30 LT04	30 SESX	30 SWSE	30 SESE	31 SWSW	31 SESX	31 SWSE	31 SESE	32 SWSW	32 SESX	32 SWSE	32 SESE	33 SWSW	33 SESX	33 SWSE	33 SESE
31 LT01	31 NENW	31 NWNE	31 NENE	32 NWNW	32 NENW	32 NWNE	32 NENE	33 NWNW	33 NENW	33 NWNE	33 NENE	34 NWNW	34 NENW	34 NWNE	34 NENE
31 LT02	31 SENW	31 SWNE	31 SENE	32 SWNW	32 SENW	32 SWNE	32 SENE	33 SWNW	33 SENW	33 SWNE	33 SENE	34 SWNW	34 SENW	34 SWNE	34 SENE
31 LT03	31 NESW	31 NWSE	31 NESE	32 NWSW	32 NESW	32 NWSE	32 NESE	33 NWSW	33 NESW	33 NWSE	33 NESE	34 NWSW	34 NESW	34 NWSE	34 NESE
31 LT04	31 SESX	31 SWSE	31 SESE	32 SWSW	32 SESX	32 SWSE	32 SESE	33 SWSW	33 SESX	33 SWSE	33 SESE	34 SWSW	34 SESX	34 SWSE	34 SESE
32 LT01	32 NENW	32 NWNE	32 NENE	33 NWNW	33 NENW	33 NWNE	33 NENE	34 NWNW	34 NENW	34 NWNE	34 NENE	35 NWNW	35 NENW	35 NWNE	35 NENE
32 LT02	32 SENW	32 SWNE	32 SENE	33 SWNW	33 SENW	33 SWNE	33 SENE	34 SWNW	34 SENW	34 SWNE	34 SENE	35 SWNW	35 SENW	35 SWNE	35 SENE
32 LT03	32 NESW	32 NWSE	32 NESE	33 NWSW	33 NESW	33 NWSE	33 NESE	34 NWSW	34 NESW	34 NWSE	34 NESE	35 NWSW	35 NESW	35 NWSE	35 NESE
32 LT04	32 SESX	32 SWSE	32 SESE	33 SWSW	33 SESX	33 SWSE	33 SESE	34 SWSW	34 SESX	34 SWSE	34 SESE	35 SWSW	35 SESX	35 SWSE	35 SESE
33 LT01	33 NENW	33 NWNE	33 NENE	34 NWNW	34 NENW	34 NWNE	34 NENE	35 NWNW	35 NENW	35 NWNE	35 NENE	36 NWNW	36 NENW	36 NWNE	36 NENE
33 LT02	33 SENW	33 SWNE	33 SENE	34 SWNW	34 SENW	34 SWNE	34 SENE	35 SWNW	35 SENW	35 SWNE	35 SENE	36 SWNW	36 SENW	36 SWNE	36 SENE
33 LT03	33 NESW	33 NWSE	33 NESE	34 NWSW	34 NESW	34 NWSE	34 NESE	35 NWSW	35 NESW	35 NWSE	35 NESE	36 NWSW	36 NESW	36 NWSE	36 NESE
33 LT04	33 SESX	33 SWSE	33 SESE	34 SWSW	34 SESX	34 SWSE	34 SESE	35 SWSW	35 SESX	35 SWSE	35 SESE	36 SWSW	36 SESX	36 SWSE	36 SESE
34 LT01	34 NENW	34 NWNE	34 NENE	35 NWNW	35 NENW	35 NWNE	35 NENE	36 NWNW	36 NENW	36 NWNE	36 NENE	37 NWNW	37 NENW	37 NWNE	37 NENE
34 LT02	34 SENW	34 SWNE	34 SENE	35 SWNW	35 SENW	35 SWNE	35 SENE	36 SWNW	36 SENW	36 SWNE	36 SENE	37 SWNW	37 SENW	37 SWNE	37 SENE
34 LT03	34 NESW	34 NWSE													

R 17 E

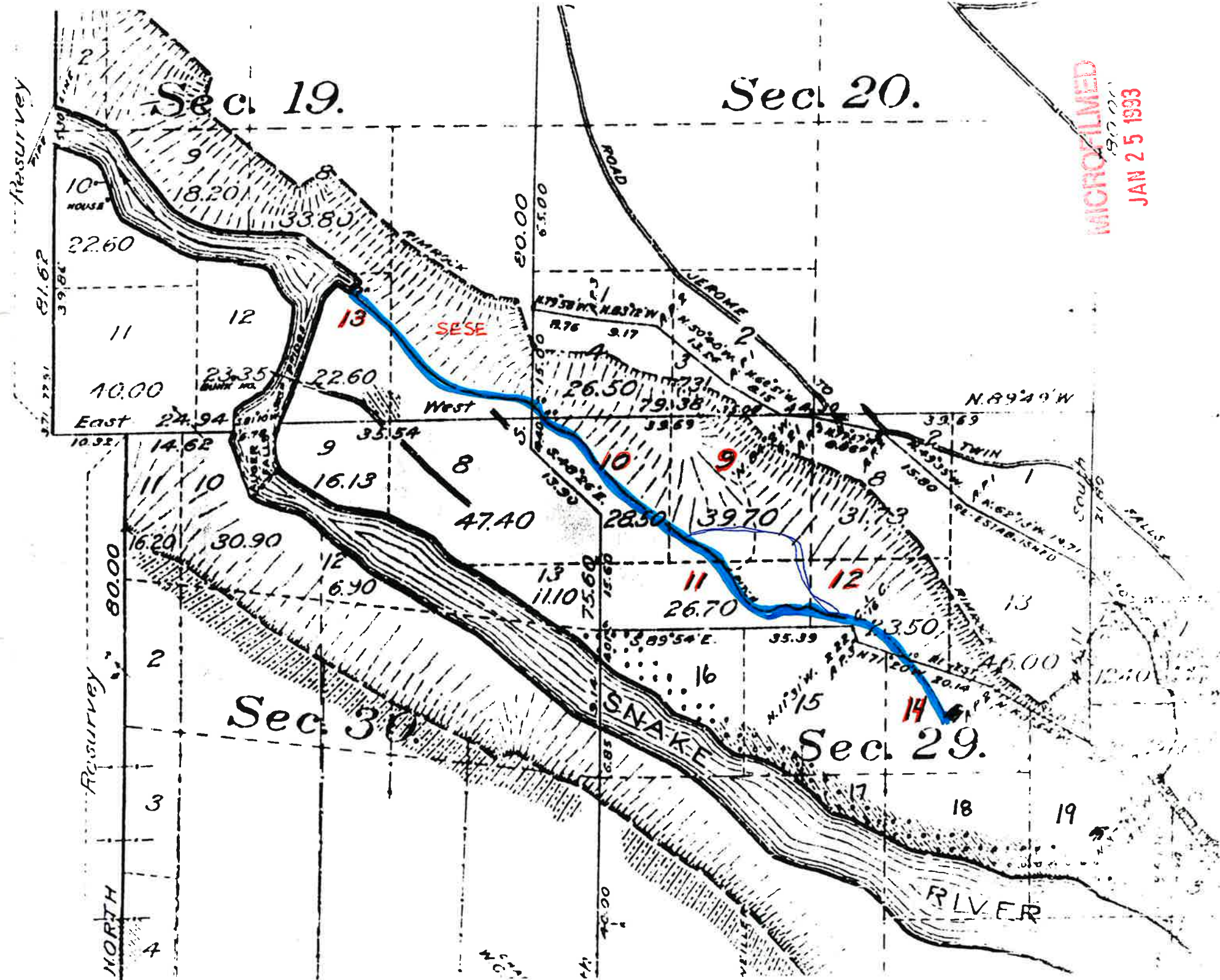
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JAN 25 1993

Sec. 20.

REPRODUCTION

144 25 1993



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

001001.5
02/08/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A76-00200

WY ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED DATE MMON/DATE	COMPLETED DATE ENTRY MMON/DATE	VERIFIED DATE MMON/DATE
PRIORITY DATE				N				
POINT OF DIV	Y			~~N~~ (Y)	1,6,4			
SOURCE				N				
PLACE OF USE	Y			~~N~~ (Y)	146			
WTO AMOUNT CFS/VOLUME				~~N~~				
CONSERVATIVE USE				Y				
PURPOSES				N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM	Y			N				
REMARKS				(Y)	6. FAC. VOL.			

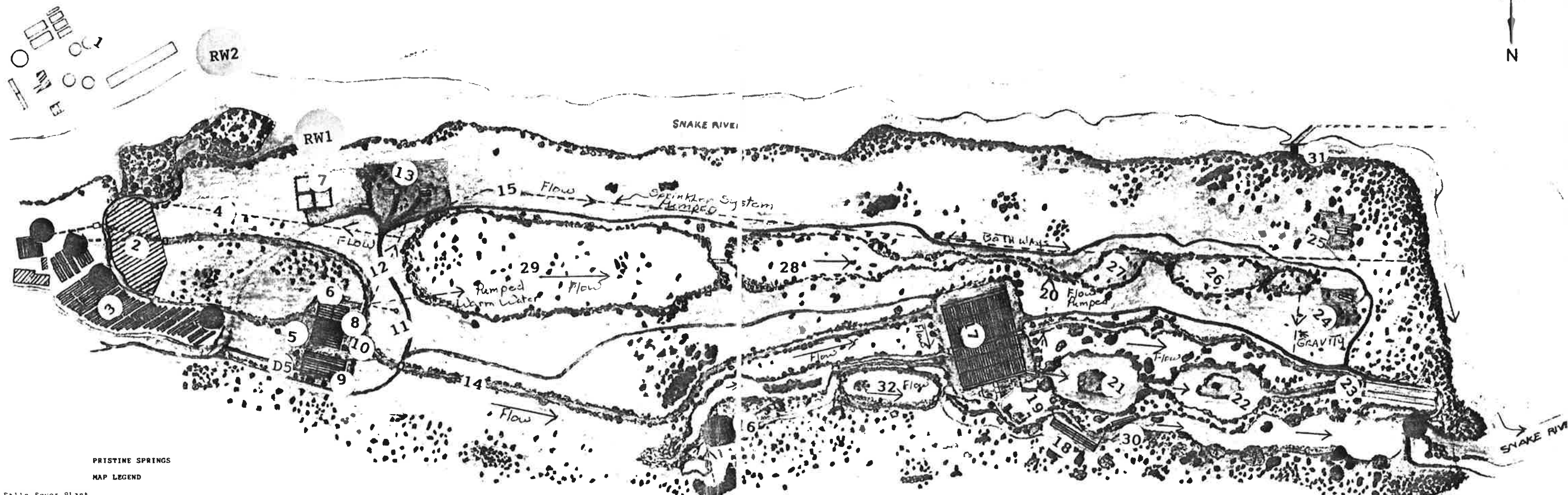
VERIFIED BY CODES

TOPO MAP/ORTHO-PH = 1
 ASCE MAP = 2
 WATERMASTER RECORDS = 3
 MAPS PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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JAN 5 1993



PRISTINE SPRINGS
MAP LEGEND

1. City of Twin Falls Sever Plant
2. 2 1/2 Acres Land deeded to Blue Lakes Trout Farm for water quality improvement area
3. Blue Lakes Trout Farm Facility
- 4-12-15-20. Main Lines to water quality improvement area
5. Feed storage- office & inside warm water ponds
6. 12 12'x80'x4' Warm water rearing ponds*
7. 12 12'x12'x4' Quiescent Zones
8. Ranch cattle working corrals
9. 10 12'x80'x4' Cold Water Rearing Ponds*
10. 12 12'x12'x4' Quiescent Zones
11. Existing Warm Water Well
12. 2 New Ranch Dwelling houses (Existing)
13. Main Water Supply Canal
14. Updated Hatchery Building w/settling ponds to replace outdated ones
15. 156 15'x100'x4' Rearing Ponds*
16. 12 15'x20'x4' Quiescent Zones
17. 12 15'x100'x4' Rearing Ponds*
18. 12 15'x20'x4' Quiescent Zones
19. 2 8'x100'x4' Waste Receiving ponds w/pump to land application only
20. 21-22 2 Approx. 400'x600' Water Powl Lakes w/center island
23. Existing Earthen Rearing Ponds
- 24-25 Future Ranch Estates
- 26-27-28-29. Man-made Wetland Habitat Lakes
30. Existing Rearing Ponds (to be replaced)
31. Auger Falls Power Plant Diversion (Future)
32. Existing Man-made Wetland Habitat Area

* All Rearing ponds to have 12' & 20' quiescent zones with offline waste collection to land application for water quality improvement.

D-1 Intake #1 of 36-7757 NOTE: D1 is a composite of 21
D-2 Intake #2 of 36-7757 quiescent zones installed by
D-3 Intake #3 of 36-7757 Pristine Springs Inc. for B.L.T.
D-4 Intake #4 of 36-7757
D-5 Pristine Springs existing intake water(#1 In)
D-6 Pristine Springs discharge(#1 Out)
RW-1 Lab sample south side 7/8/91(#2 Out)
RW-2 Directly below Twin Falls Sever Plant(#2 Out)

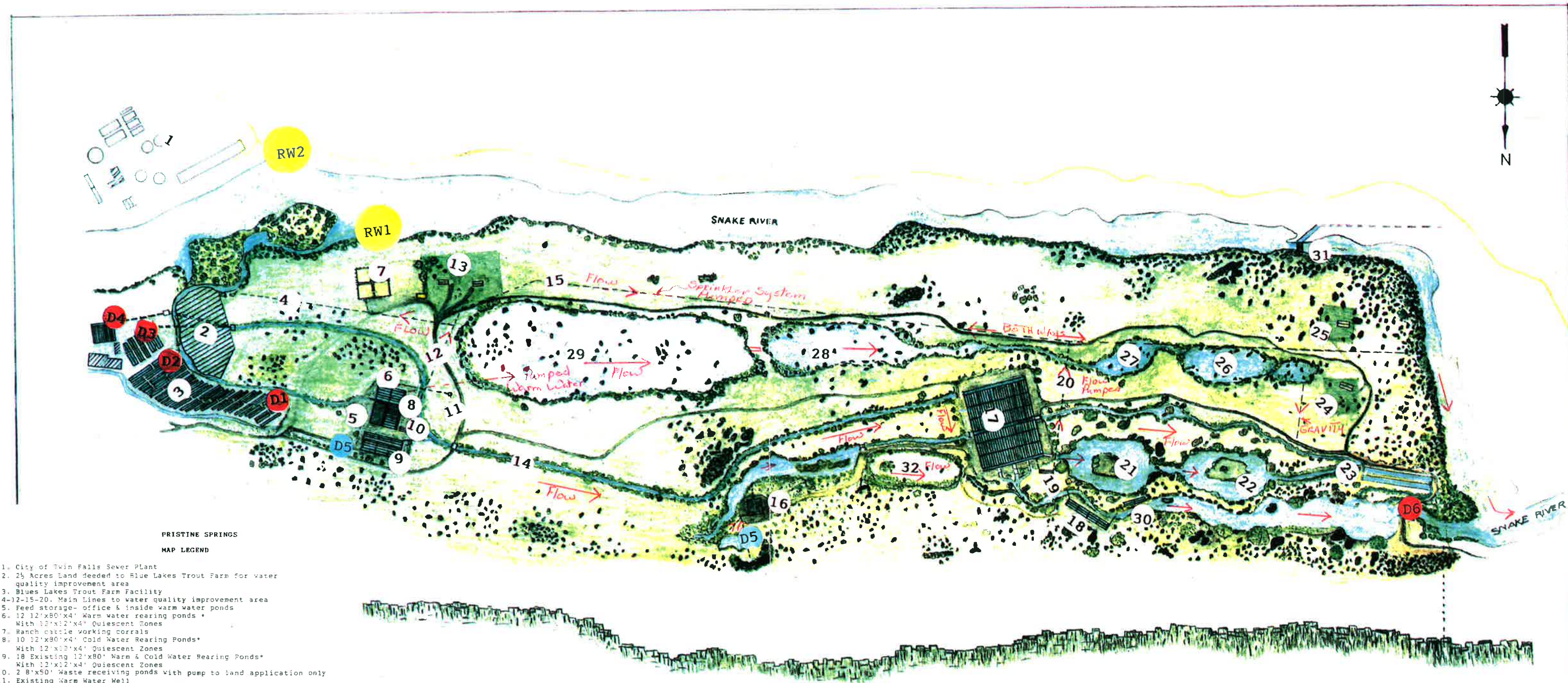
PRISTINE SPRINGS INC

SITE PLAN

JULY 1991

NYAL HOFFMAN

RICK EGGLESTON



PRISTINE SPRINGS
MAP LEGEND

1. City of Twin Falls Sewer Plant
2. 25 Acres Land deeded to Blue Lakes Trout Farm for water quality improvement area
3. Blue Lakes Trout Farm Facility
- 4-12-15-20. Main Lines to water quality improvement area
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7. 12'x12'x4' Quiescent Zones
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PRISTINE SPRINGS INC

SITE PLAN

JULY 1991

NYAL HOFFMAN

RICK EGGLESTON

AD~ 6/11/92



New Well @
PRISTINE SPRINGS

meas. point

meas. = 10.93 cfs

Red valve had to be partially
closed to fill pipe.



Valve Fully
Open



old
well

meas. 2.63 cfs using
installed meter.

PRISTINE
SPRINGS

PHOTOS By ADM 6-11-92

Irrig. pump inside
building upstream conc.
ponds,



PRISTINE SPRINGS



Photos By
ADM
6-11-92

NEW
WELL
@
PRISTINE
SPRINGS

PRISTINE SPRINGS



ARCHIVED

JAN 25 1993

PHOTOS: 6-11-92
ADM

PRISTINE SPRINGS



PHOTOS by ADM
6-11-92

PRISTINE SPRINGS

New well



old well

Invis. Pump



Discharge.



PRISTINE SPRINGS

PHOTOS BY ADM 6-11-92



136

SNAKE RIVER

W89-4-137

LENS NO. 110411

CFL 306,257



LENS NO 110411

CFL 305 007

SNAKE RIVER

W89-4-136

135



134

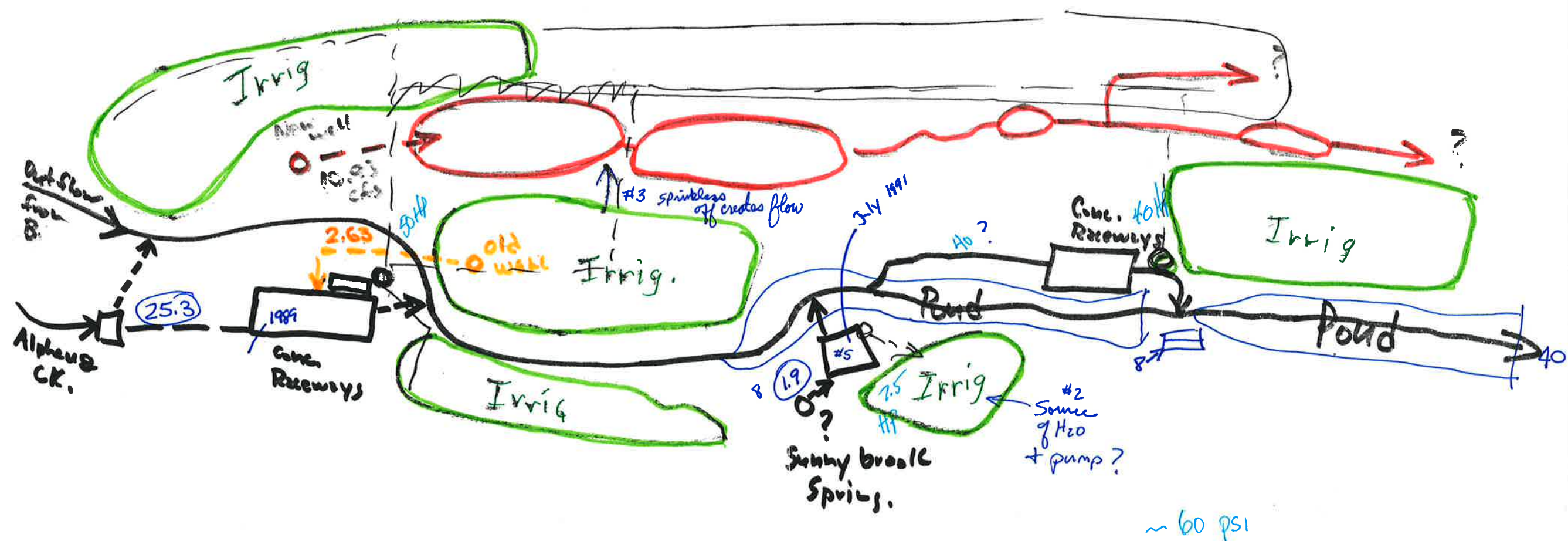
SNAKE RIVER

W89-4-135

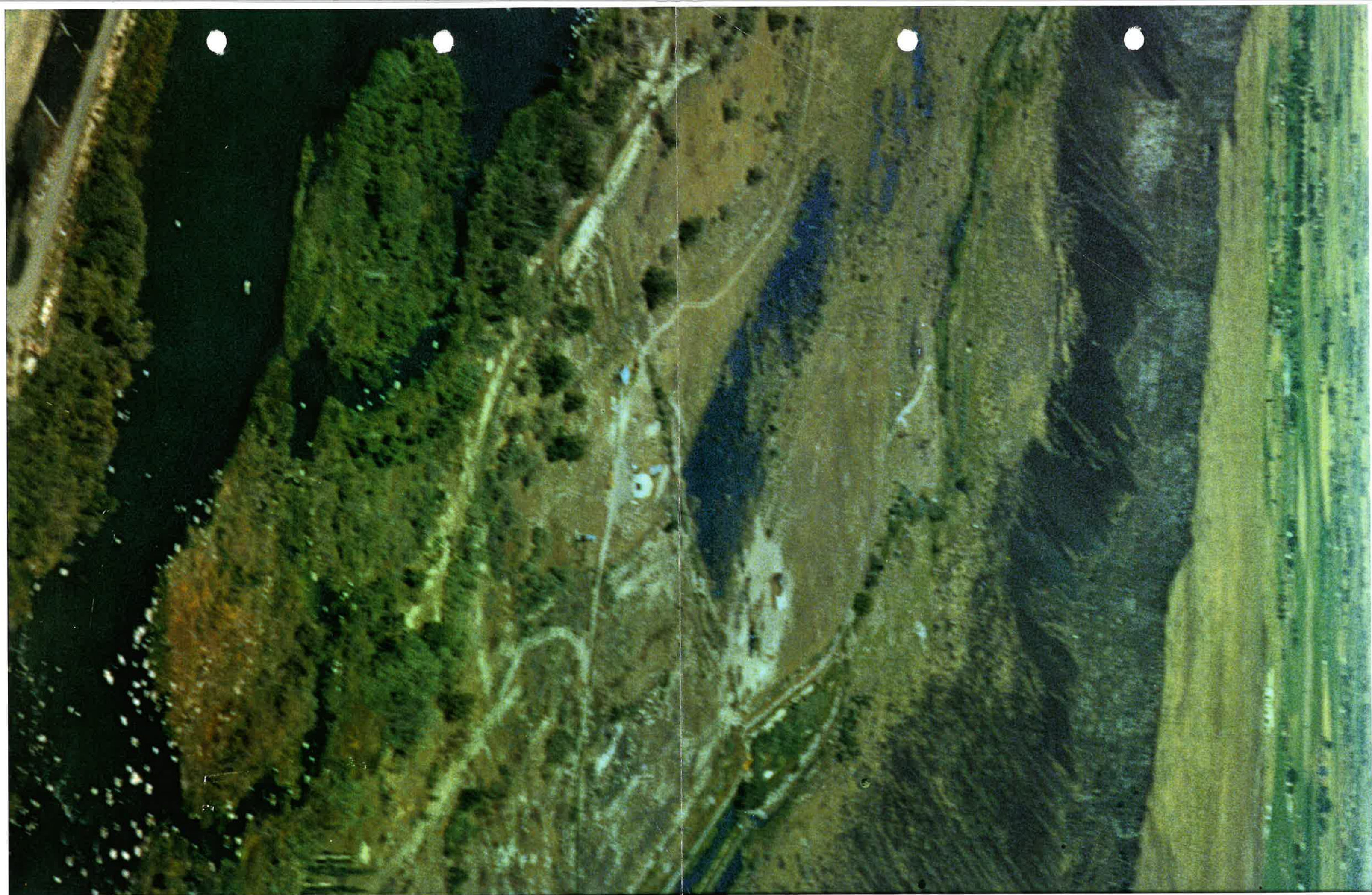
LENS NO. 110411

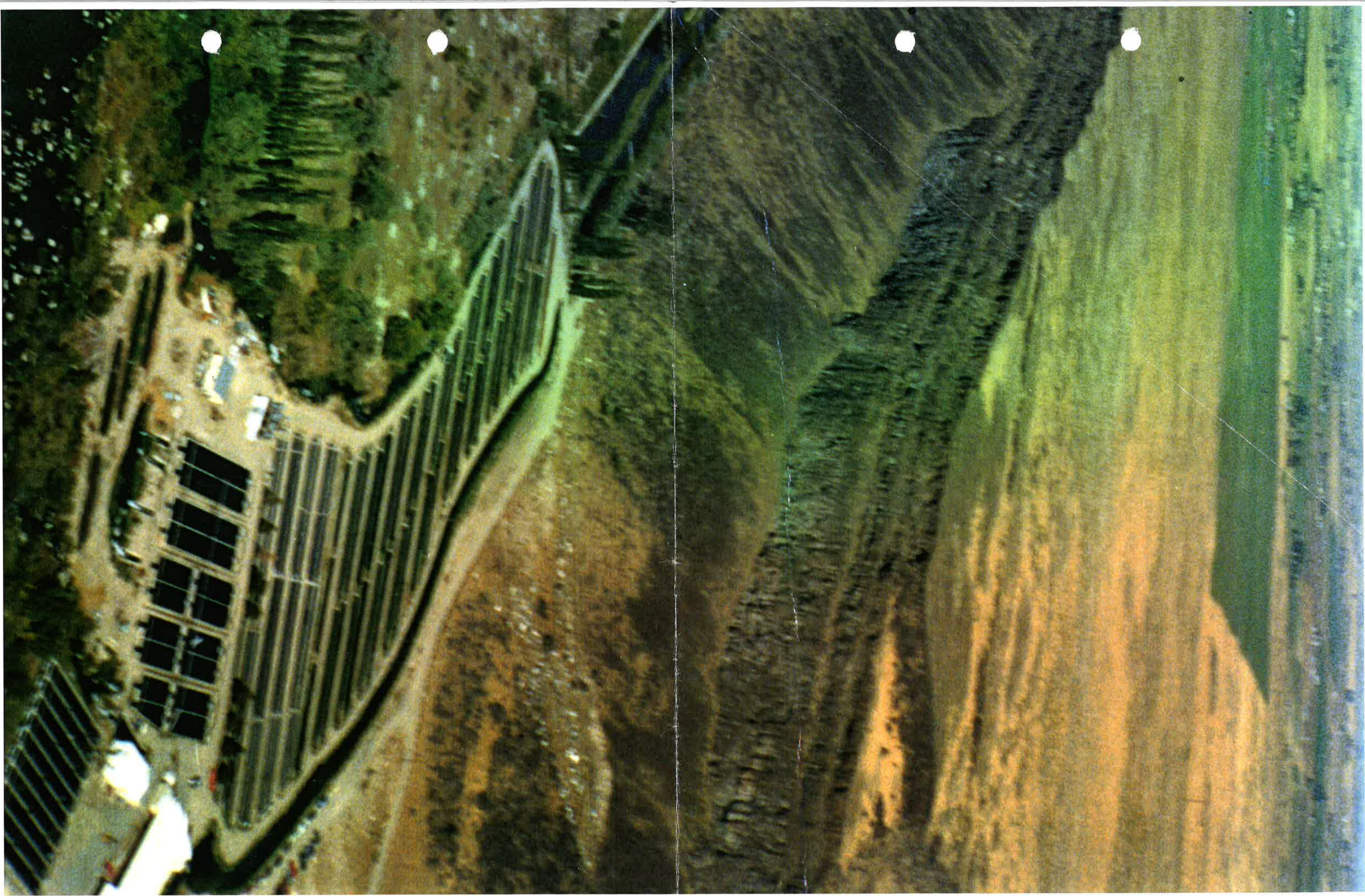
CPL 305/257

Copy of sketch by
APM 6-12-92











1" = 587'
9" = 1 mi

CLAIM _____ INIT SC
T. R. S. Q/Q 4-15-92
P/D _____
PHOTO ASCS
DT.&ID. 1987

FIELD MAP

IV 5 2 1003
FIELD MAP



CURRENT POND VOLUMES FOR PRISTINE SPRINGS

08-12-92

SCC

Site plan ID#	# of ponds	Size - ft.	Cu. Ft.	WATER RT.
# 6 (Hot water ponds to be built.)	12	12 X 80 X 3.5	40,320	A36-07160
# 9 (Currently using hot water in 4 of these ponds.)	18	12 X 80 X 3.5	60,480	A36-02603C
# 16 (Hatchery)	10 20	6 X 40 X 2 2.5 X 24 X 2	4,800 2,400	A36-02603D A36-00200
# 17 (partial) G-block F-block (Replaces #23)	8 8	15 X 78 X 3.5 15 X 84 X 3.5	32,760 35,280	A36-00200
# 30	2	15 X 100 X 3.5	5,250	A36-00200

TOTAL = 181,290

Comments:

1. Figures based on conversation with Rick Eggleston on 6-16-1992. Others present: Allen Merritt, Steve Clelland and Jo Beeman.
2. Volumes include quiescent zones.
3. Compare to the known volume published in Aquaculture in Idaho, March 1975, of 434,200 cubic feet.
4. Expansion of fish production to full historic volume of facilities has been prevented by DEQ environmental controls.

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PHOTO INDEX FOR PRISTINE SPRINGS - AJ FILES

=====

DATE:	DESCRIPTION:
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5-10-1969	ASCS PHOTO
c. 1974	AQUACULTURE IN IDAHO PHOTOS
8-20-1976	BB73 OPQ
6-29-1977	ASCS PHOTO
9-12-1984	ASCS PHOTO
6-22-1987	NAPP (INFRARED) BB73 NW #416-98
6-27-1987	ASCS PHOTO
c. 1989	LARGE PHOTO BY YANKE TO EGGLESTON
6-11-1992	PHOTOS BY IDWR (ADM-LH)

UNDATED:

NAPP SERIES (COLOR)	W89-4-135
	W89-4-136
	W89-4-137

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JAN 25 1993

AQUACULTURE IN IDAHO and Nationwide

by

George W. Klontz
Fishery Resources

and

John G. King
Watershed Management

College of Forestry, Wildlife and Range Sciences

Idaho Water Resources Research Institute
University of Idaho
Moscow, Idaho

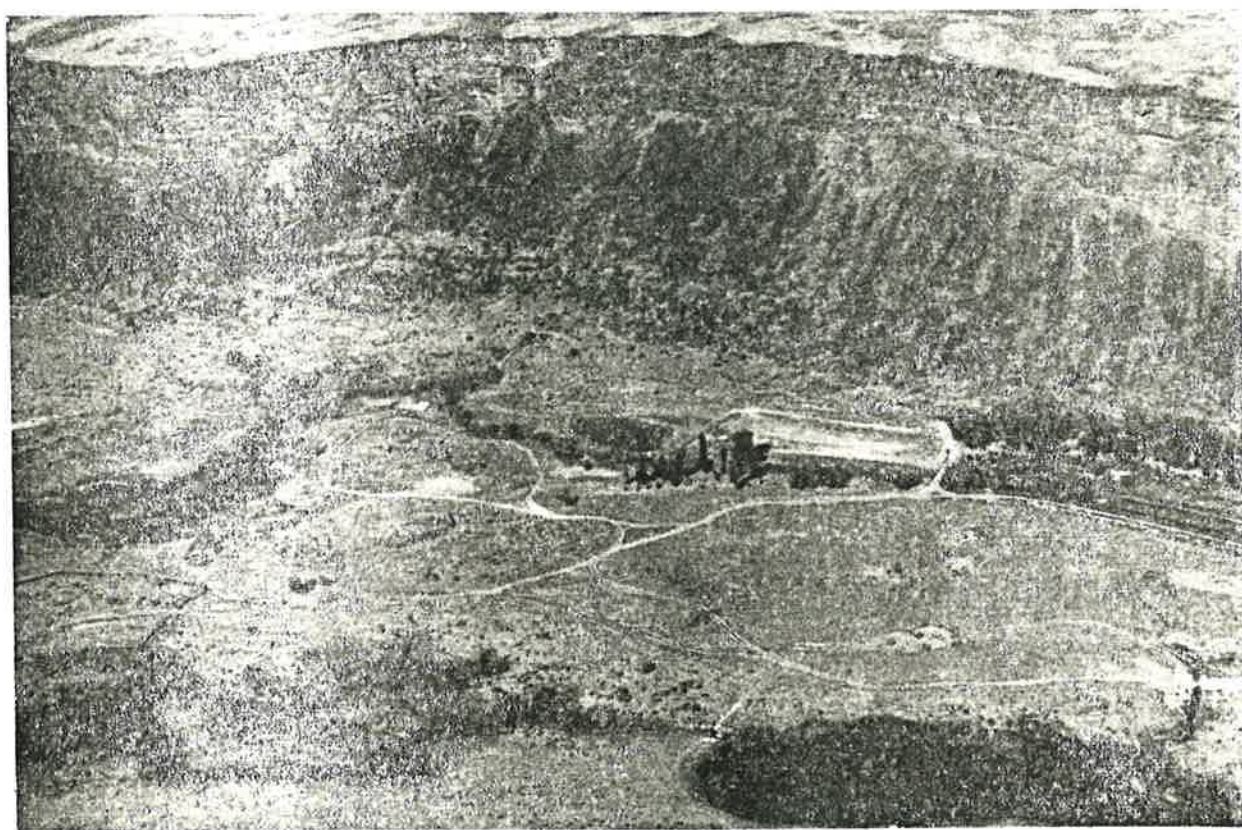
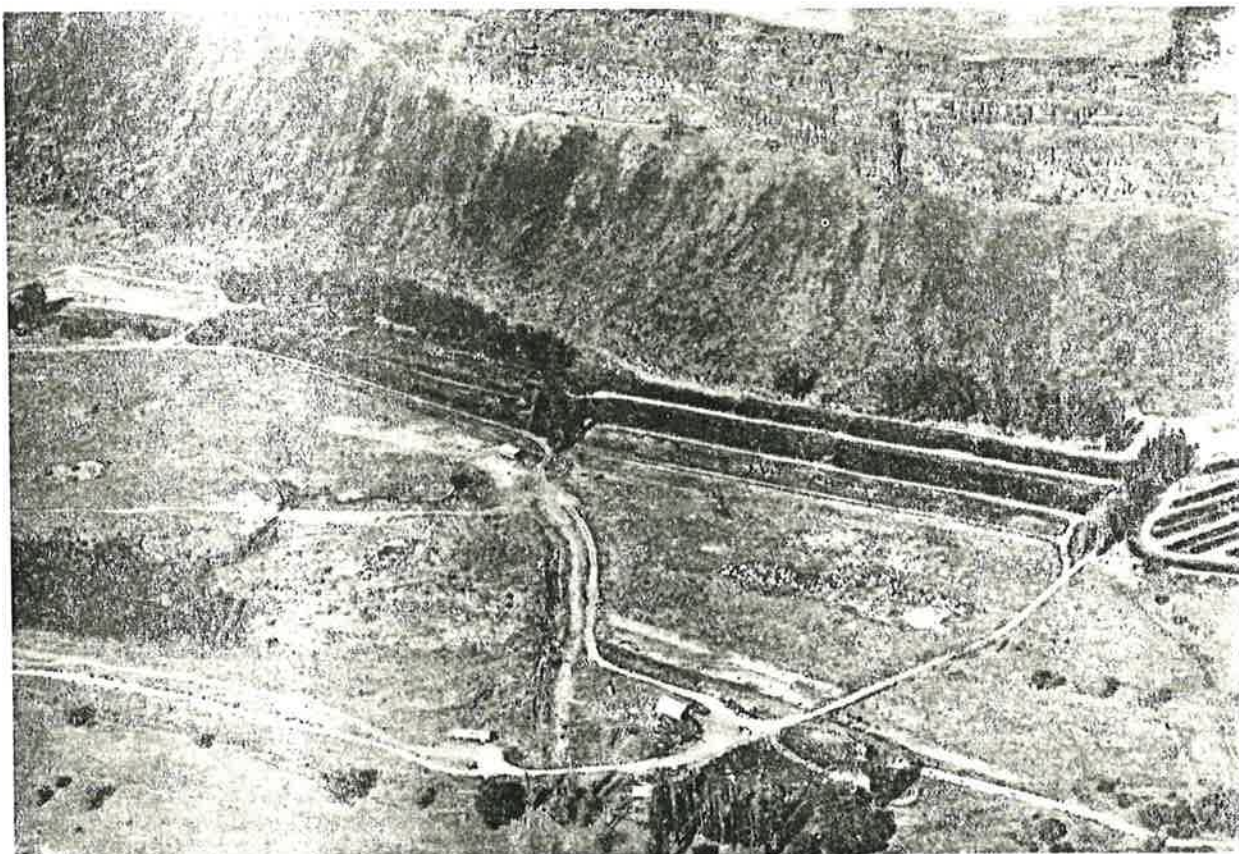
John S. Gladwell, Director

Department of Water Resources
Statehouse
Boise, Idaho 83720

MARCH 1975

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JAN 25 1993



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JAN 25 1993

ROYAL CATFISH INDUSTRIES

Royal Catfish Industries
P.O. Box 757
Twin Falls, Idaho 83301

Started in 1929
Out of Business

Map Location: S-25

Water Source: Springs and wells and tailwater from Blue Lakes

Water Discharge: Snake River

Water Flow: 44 CFS (Max.)
35 CFS (Min.)

Water Chemistry: Not Sampled

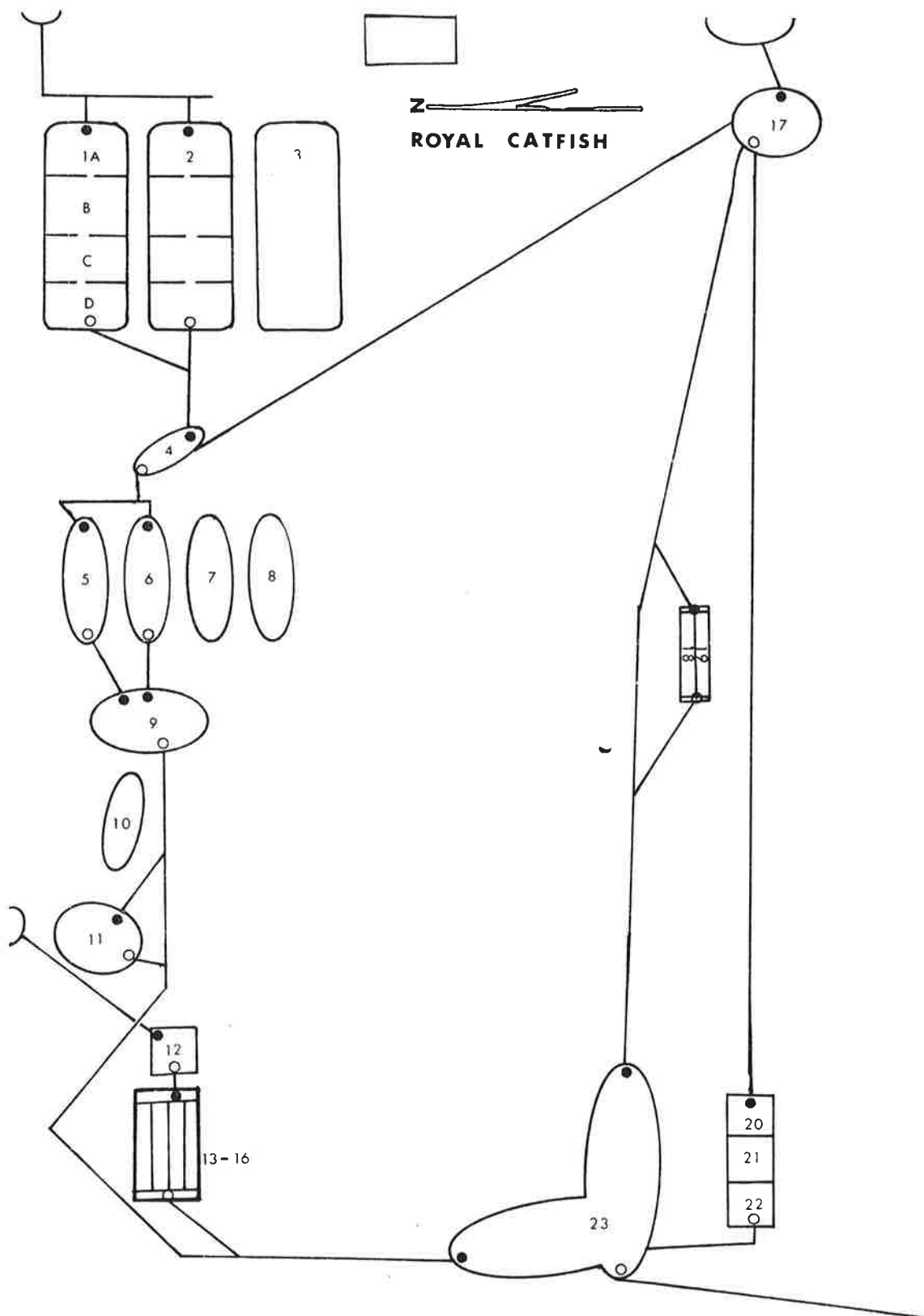
Fish Rearing Space: 434,200 cubic feet in 30 ponds

Water Replacement Time: 164.4-206.6 minutes

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Flow Diagram 21



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