

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

Gordon O Glasmann, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 23 day of August, 1979, and the date of the last publication was on the 30 day of August, 1979.

Subscribed and sworn to before me this 30th day of August, 1979.
(SEAL)
Roberta Sawyer
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>32</u>	
Number of Insertions	<u>2</u>	
Lines tabular at		39c
<u>32</u> Lines straight at		26c
<u>32</u> Subsequent lines at		15c
TOTAL COST	<u>13.12</u>	

COPY OF NOTICE

(Paste Here)

Permit 37-7789

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lakes Blvd N
Twin Falls, Idaho 83301

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-7789

HEIDELBERG INN, INC.
BOX 229, KETCHUM ID. 83340
Source: GROUNDWATER
Date Filed: 07-30-1979
Amount: 2.00 CFS 0.0 AC-FT
Diversion Point: NWSW Sec 12 T 04N R 17E, BLAINE Co.
Use: COMMERCIAL (2.00 CFS) from 01-01 to 12-31
Place of Use: NWSW Sec. 12 T 04 N R 17E
Diversion Means: PUMP AND WELL
If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before SEPTEMBER 11, 1979.

C. Stephen Allred
Director

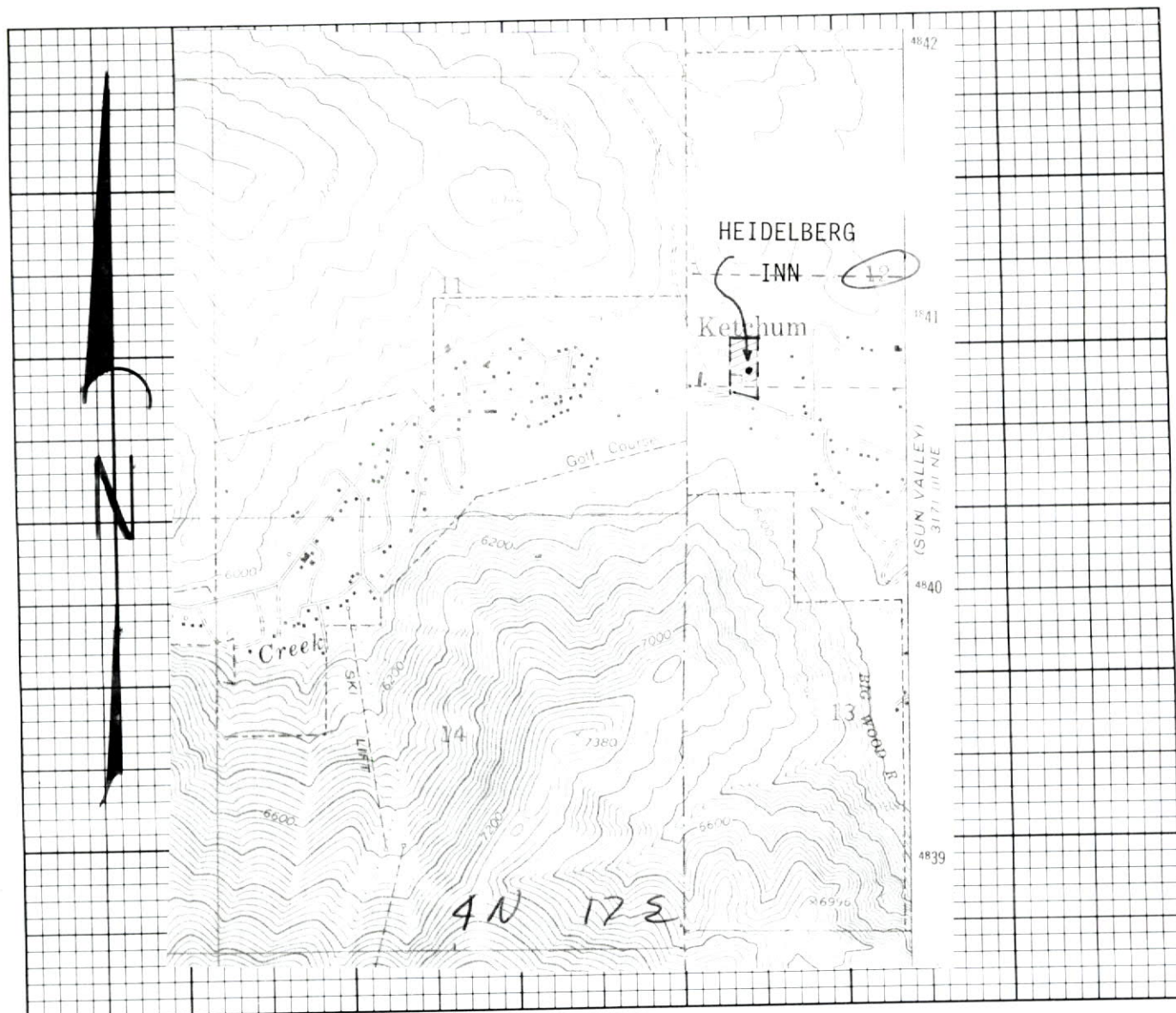
Published: Wood River Journal, August 23 and 30, 1979.

Insertions 15c

RECEIVED

SEP 11 1979
Nº 0939
MICROFILMED

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks Swimming pool 3' x 8" deep. 30' x 28' wide. permit = 0.14 AH
Shape pool See Brochure. (1) Hot-Spa =
1 Acre of lawn -

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☒ Other

16. Examiner's/Consultant's Signature Amy Lundberg Date 12-31-84

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

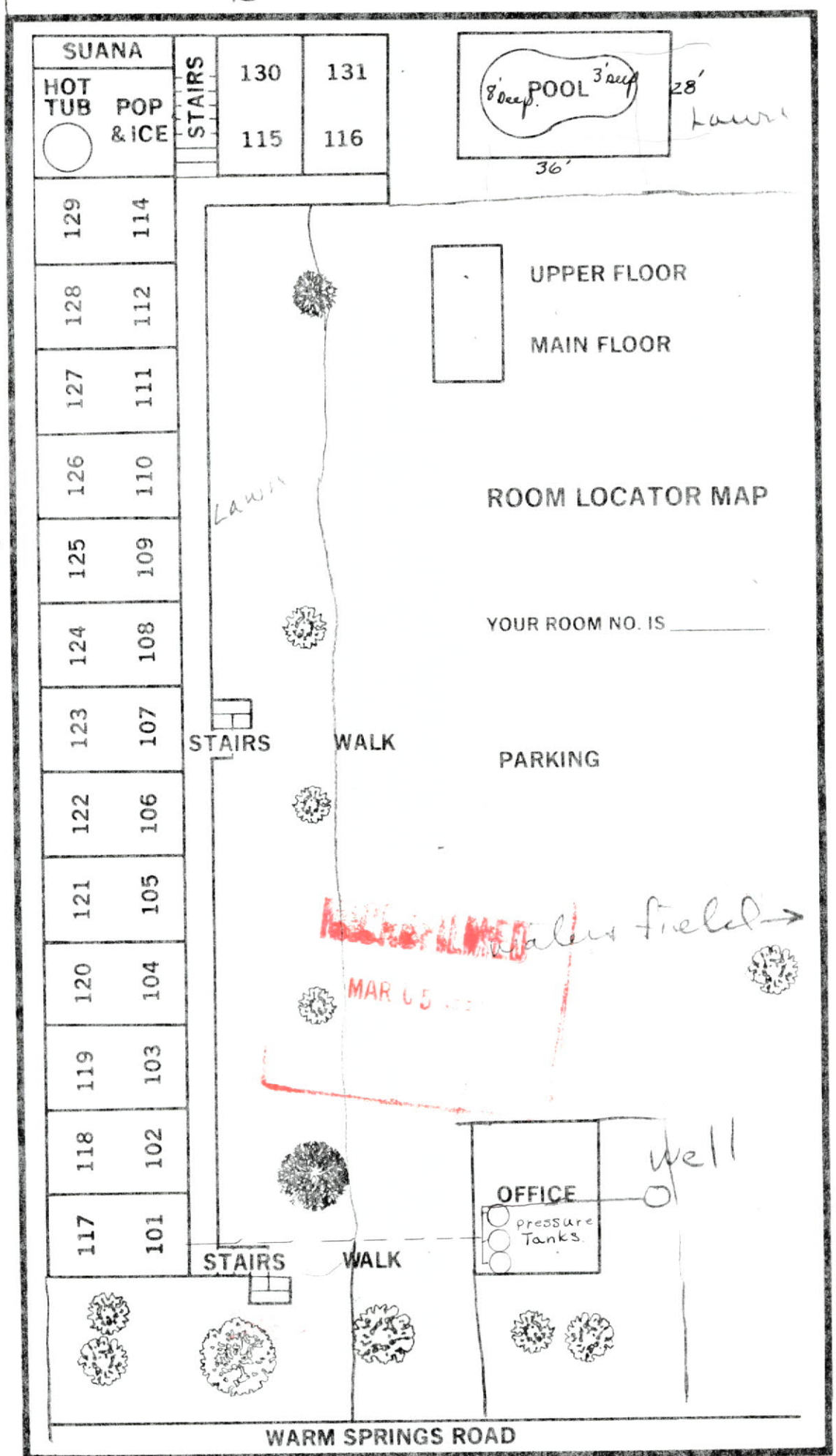


MAR 13 1985

CONSULTANT SEAL

RECEIVED
MAR 19 1961

Lawn



Permit 37-1187
Heidelberg Inn Inc.



main office where pressure Tank.
are located

peanut shape
swimming pool



← 3 pressure tanks
w/2 1/2" dia inlet and
outlet.

motel rooms



NOT FILMED

1991

RECOMMENDED AMOUNTS

3. Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
37-7789					

4. Permit Holder: _____
 Address: _____

5. Source: groundwater tributary to ✓

6. Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Commercial	1-1 12-31	0.12	3.4
IRRIGATION	4-1 11-1	0.02	3.0
Allowable Maximums:			0.12 cfs 6.40

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
		SW	NW	SW	12	4N	17E	Blaine

8. Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	17E	12																	1
Total Acres <u>1</u>																			

9. Recommended Conditions/Remarks: _____

MICROFILMED
MAR 15 1991

10. Recommended Amendments

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

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☒ Other Add ERR

11. Examiner's Signature Dan J. Anderson Date 11/29/85
 Checked in Regional Office by J. E. Stanton Date 1-7-86
 Approved in State Office by _____ Date _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07789

Priority: July 30, 1979

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.12 CFS
6.4 AF

This is to certify, that HEIDELBERG INN INC.

P.O. BOX 229

KETCHUM, ID 83340

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 30, 1979; and has submitted Proof of Beneficial Use on July 17, 1984. An examination indicates that the works have a diversion capacity of .120 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.03 CFS	3.0 AF
COMMERCIAL	01/01 to 12/31	0.12 CFS	3.4 AF
	Totals	0.12 CFS	6.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 12, Township 04N, Range 17E
BLAINE County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

04N 17E 12

NWSW 1

1

Total number of acres irrigated:

1

PLACE OF USE: COMMERCIAL, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for a motel.

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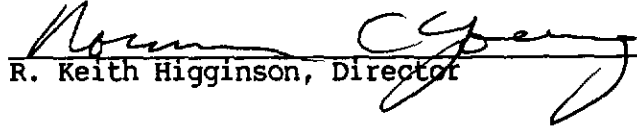
MAR 05 1991

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07789

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 18th
day of JANUARY, 1991.

Acting for


R. Keith Higginson, Director

MICROFILMED

MAR 05 1991

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JAN 02 1991

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-07789

APPROVED

Date of Priority: July 30, 1979

Maximum Diversion Rate: 0.12 CFS
Maximum Diversion Volume:¹ 6.4 AF

Comes now

P.O. BOX 229

KETCHUM, ID 83340

H.I.I., INC.

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 37-07789, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.03 CFS	3.0 AF
COMMERCIAL	01/01 to 12/31	0.12 CFS	3.4 AF
Totals		0.12 CFS	6.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 12, Township 04N, Range 17E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	17E	12	NWSW	1		1

Total number of acres irrigated: 1

PLACE OF USE: COMMERCIAL, same as IRRIGATION use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Jerome, Idaho, this 31st day of December, 1990.

MICROFILMED

MAR 05 1991

[Signature]
(Signature)

a Horne for corporation.

State of Idaho
Department of Water Resources .

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-07789

FOR DEPARTMENT USE ONLY

Preliminary check by SC Fee = \$20.00 Received by JH Date 1/2/91 #C019290

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 37-07789 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for a motel.

Witness my hand this 18TH day of JANUARY, 1991.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

RECEIVED

MAR 05 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVING THE ACCESS PORT
REQUIREMENT FOR PERMIT NO. 37-7789 IN THE NAME
OF HEIDELBERG INN, INC.

ORDER

WHEREAS, on September 21, 1979, the Department of Water Resources issued Permit No. 37-7789 in the name of Heidelberg Inn, Inc. with the requirement that:

An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department;

and,

WHEREAS, on February 5, 1985, the Department received a request from the permit holder to remove the access port requirement; and,

WHEREAS, the Department of Water Resources has determined that an access port is not required at this time for a determination of the quantity of water appropriated under said permit;

NOW, THEREFORE, the condition of approval on said water right requiring that an access port be installed and maintained is hereby REMOVED.

Dated this 2nd day of May, 1985.

MICROFILMED

MAR 05 1991

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
APPROVED
1979
Department of Water Resources
Southern District Office
726-5361

1. Name of applicant Heidelberg Inn, Inc. Phone 726-5361

Post office address Box 229, Ketchum, ID 83340

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 12 Township 4N

Range 17E B.M. Blaine County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.00 for commercial purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 2.00 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump and well

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 80 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 12 Township 4N

Range 17E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: Motel with 30 to 50 units

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

9. a. Who owns the property at the point of diversion Heidelberg Inn, Inc.

b. Who owns the land to be irrigated or place of use Heidelberg Inn, Inc.

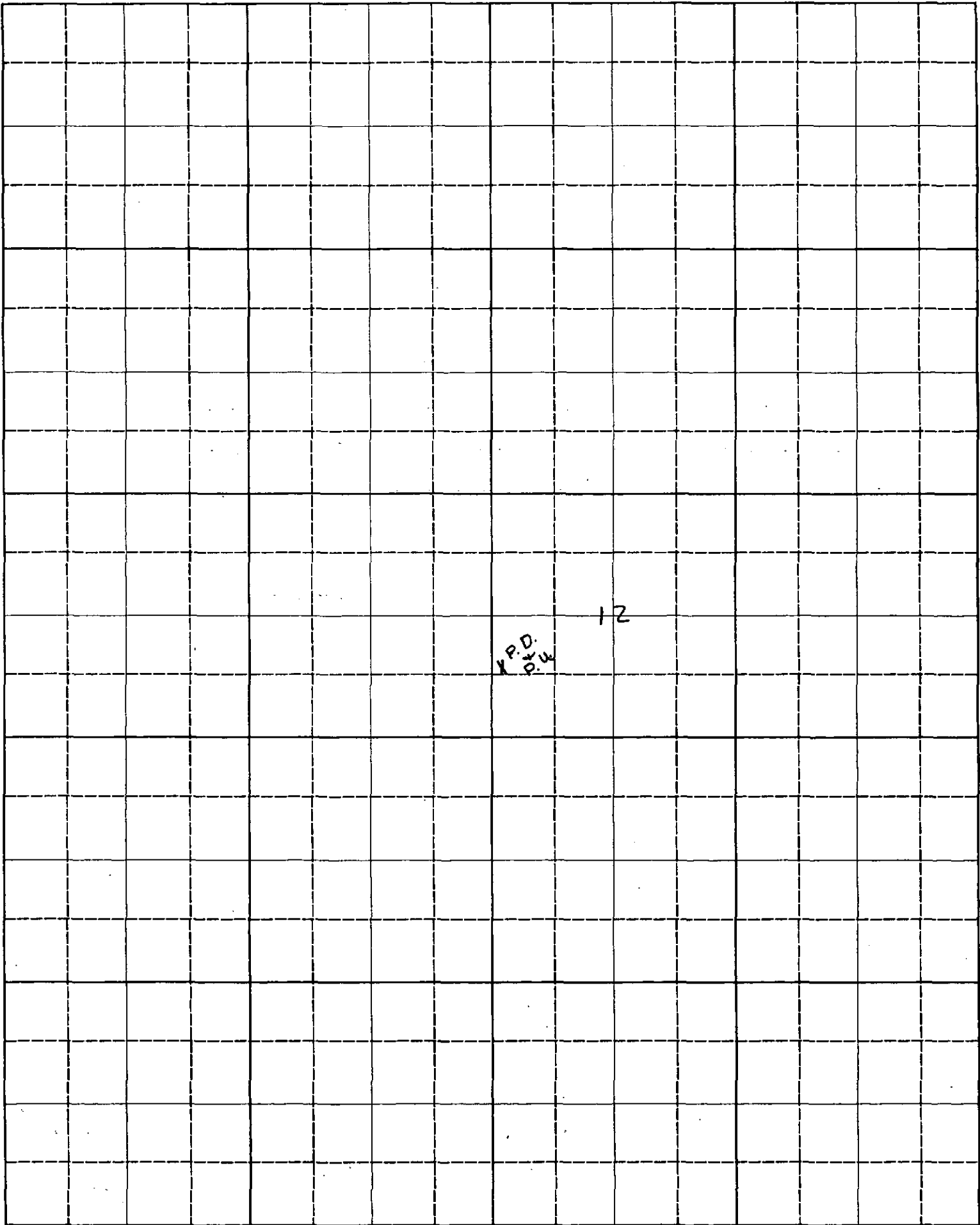
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks It should be noted that the use of this water began in January of 1968.

While no application was made to appropriate this water in 1968, the water was being used for domestic use of one household and accompanying uses. This use was and is claimed to be a valid water right based upon continuous beneficial use of water.

This application is to legitimize the present use of water beginning in January, 1968 within the 30 unit motel and its accompanying uses and to apply for that additional water for expansion to 50 units and such accompanying uses.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

T4N - R17E

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Rose Fitzpatrick
(Applicant)
Pres. Heidelberg Inn, Id.

Proposed Priority 7/30/79 marva 8/1/79 2:30 pm
Received by RHF Date 7/30/1979 Time 4:20 pm # 13280
Preliminary check by JS Fee \$ 45.00 # 55
Receipted by Marva Date 8/1/79
Publication prepared by marva Date 8/1/79
Published in Wood River Journal
Publication dates 8/23 + 8/30/79
Publication approved marva Date 8/15/79
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by ADM ju

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7789, and said application is hereby approved.

1. Approval of said application is subject to the following limitations and conditions:
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
 - b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 84.
 - c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
 - d. Other: (1) An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 21st day of September, 19 79.

J. Glen Sayton
Chief, Oper 1024

AFFIDAVIT of PUBLICATION

State of Idaho, }
 County of Blaine } SS.

Gordon O. Glasmann, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 23 day of August, 1979, and the date of the last publication was on the 30 day of August, 1979.

Subscribed and sworn to before me this 30th

day of August, 1979.
 (SEAL)

Roberta J. Jorgensen
 NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

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<u>32</u> Subsequent lines at	15c	<u>4.80</u>
TOTAL COST		<u>13.12</u>

COPY OF NOTICE

(Paste Here)

Permit 37-7789

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resource
1041 BLUE LAKES BLVD N
TWIN FALLS, Idaho 83301

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-7789

HEIDELBERG INN, INC.
 BOX 229, KETCHUM ID. 83340
 Source: GROUNDWATER
 Date Filed: 07-30-1979
 Amount: 2.00 CFS 0.0 AC-FT.
 Diversion Point: NWSW Sec 12 T 04N R 17E, BLAINE Co.
 Use: COMMERCIAL (2.00 CFS) from 01-01 to 12-31
 Place of Use: NWSW Sec. 12 T 04 N R 17E
 Diversion Means: PUMP AND WELL
 If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before SEPTEMBER 11, 1979.

C. Stephen Allred
 Director

Published: Wood River Journal, August 23 and 30, 1979.

Insertions 35c

RECEIVED

SEP 11 1979
 No. 0939

MICROFILMED
 SEARCHED INDEXED

February 5, 1991

HEIDELBERG INN INC.
P.O. BOX 229
KETCHUM, ID 83340

RE: WATER RIGHT NO. 37-07789

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECEIVED
MAR 05 1991

FREDERICKSEN, WILLIAMS & MESERVY

ATTORNEYS AT LAW

117 South Adams Street

P.O. Box 168

Jerome, Idaho 83338

EUGENE D. FREDERICKSEN
ROBERT E. WILLIAMS, III
JAMES C. MESERVY

Telephone: (208) 324-2303
Telecopier: (208) 324-3135

December 31, 1990

State of Idaho
Department of Water Resources
Attn: Jim Johnson
Statehouse Mail
Boise, ID 83720

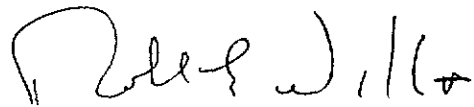
RE: Water Right No. 37-07789

Dear Mr. Johnson:

Enclosed please find our check in the sum of \$20, together with the Application for Amendment regarding the above referenced matter. Please acknowledge receipt of this to me by return correspondence. I am sorry for the delay in this submittal.

Very truly yours,

FREDERICKSEN, WILLIAMS & MESERVY

BY: 

ROBERT E. WILLIAMS III

REW:rlw
Encls.
VIA CERTIFIED MAIL
RETURN RECEIPT #P-103 351 868
0008R.117

MICROFILMED

MAR 05 1991

December 26, 1990

HEIDELBERG INN INC.
P.O. BOX 229
KETCHUM, ID 83340

RE: WATER RIGHT NO. 37-07789

Dear Water Right Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received this amendment. If we do not receive the amendment within fifteen (15) days, we will issue a Water Right License which reduces the amount that could have been allowable to you. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

MICROFILMED

MAR 05 1991

November 7, 1990

HEIDELBERG INN INC.
P.O. BOX 229
KETCHUM, ID 83340

RE: WATER RIGHT NO. 37-07789

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECEIVED

MAR 05 1991

RECEIVED
MAR 3 1986

Department of Water Resources

Permit No. 37-7769

Phone No. 726 - 5361

1. Owner: Heidelberg Inn, Inc. Phone No. 726-5361
Current Address: Box 229, Ketchikan, Alaska
2. Accompanied by: Pat - Francis Dunham EXAM. DATE: 12-28-87
Address: _____ Phone No. 726-5361
Relationship to Permit Holder: Manager
3. Source: groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Submersible	Fairbanks Morse	5	LC BC10354/301		

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
(3" DIA) well w/ Submersible motor & pump. 2 1/2" DIA. galvanized pipe.
from well to 3 pressure tank (2) 345 gal, (1) 250 gal.
1/2 Ac. of lawn is Sprinkled from this well. (30) Motel Rooms
(1) Single family Home used as an office. (1) Laundry Room
w/ (2) washing machines. (1) Swimming pool (over)

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

7. Measurements 0.17 ☐ Additional data/computation sheets attached

$\frac{8.8(5.0) \cdot 7}{180 + (2.3)(80)} = 0.40 \text{ cfs}$, Theoretical Cap.
1 Area of lawn w/ Automatic sprinkler.

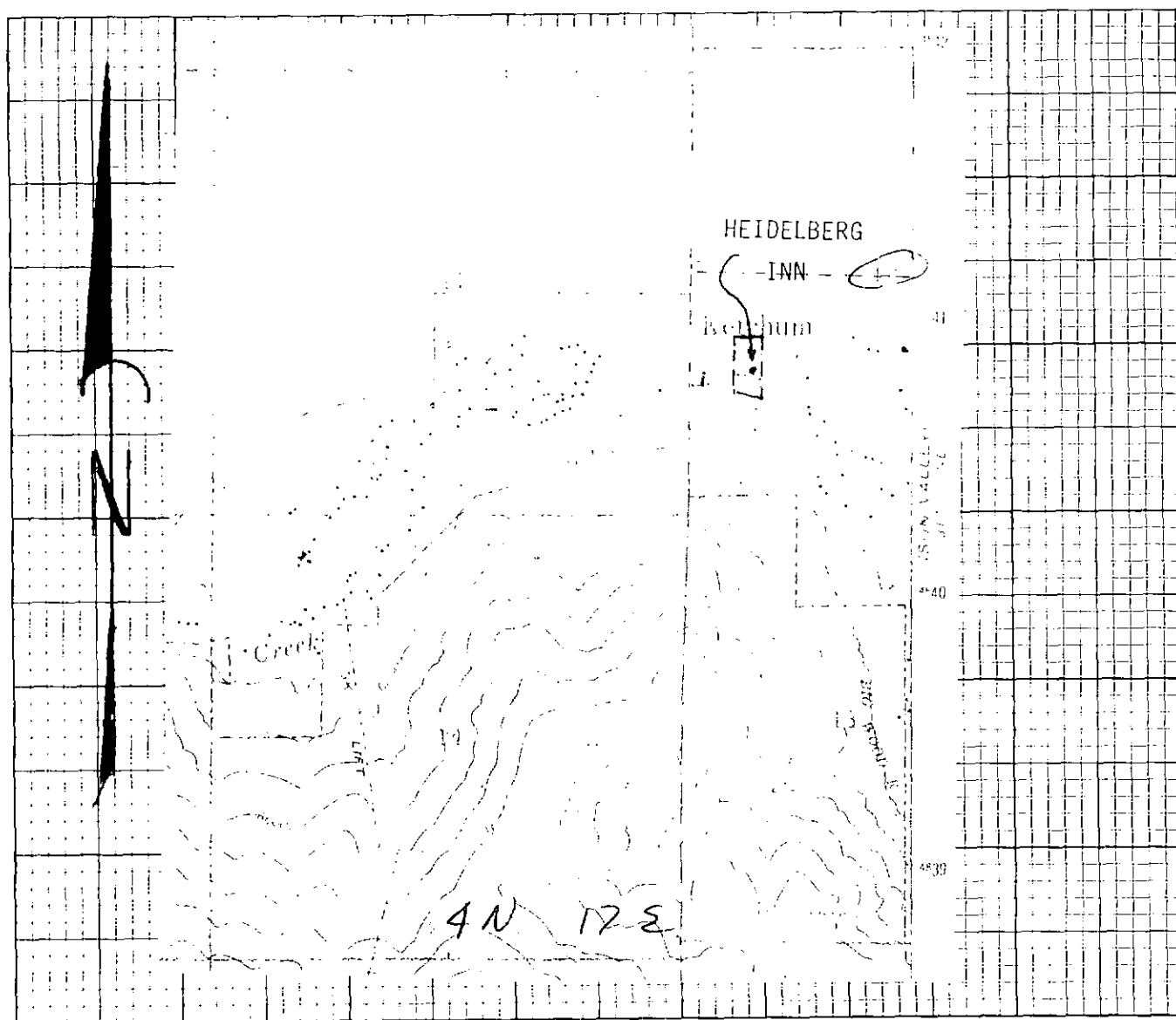
- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

[illegible]

9. Place(s) of Use: Irrigation - give acres served by system at time of exam.
Indicate Method of Determination _____

[illegible]

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks Swimming pool 3' x 8' deep 30' x 28' wide permit = 0.14 ACP
Shape pool See Brochure (1) Hot Spas =
1 Acre of lawn -

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☒ Other

16. Examiner's/Consultant's Signature Henry J. Lendenburg Date 12-31-84

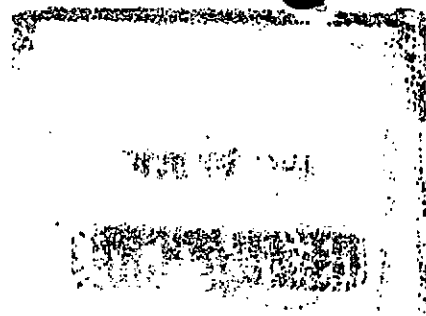
Consultant's License Number _____

IDWR Director's Authorization to Conduct

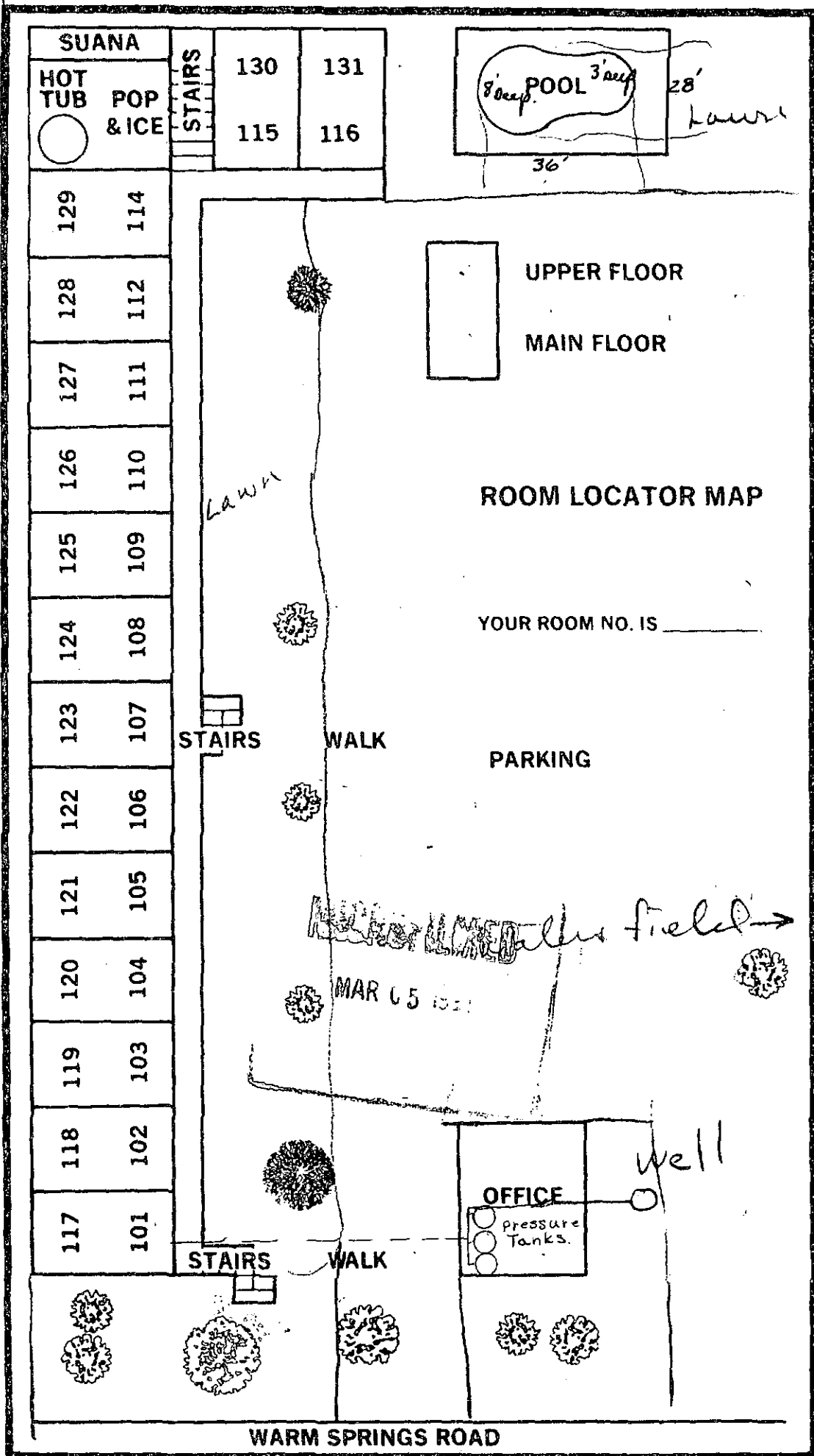
Beneficial Use Examination _____

Date

CONSULTANT SEAL



Lawn

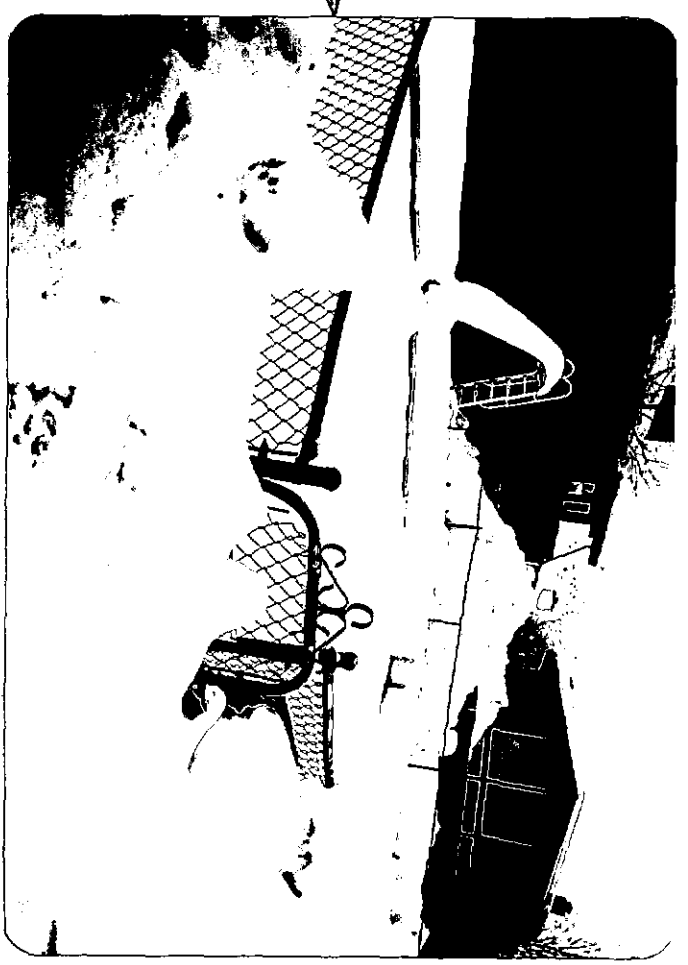


YEMCUB 01-1101
 Heidelberg Inn Inc.



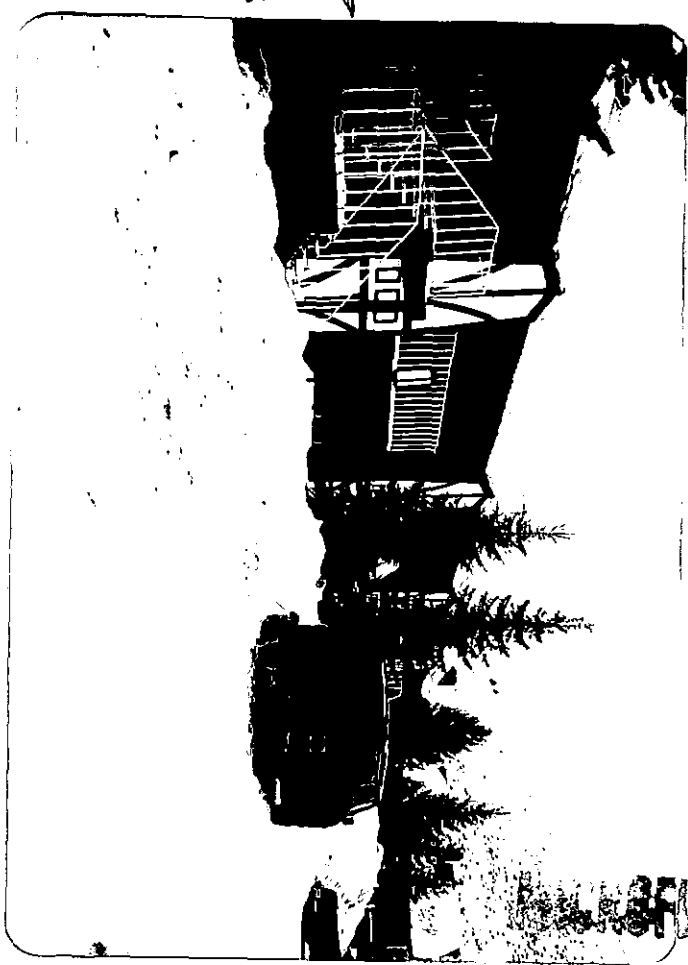
main office where pressure TANK.
 ARE located

peanut shape
 swimming pool



← 3 pressure tanks
 w/2 1/2" dia inlet and
 outlet.

motel rooms



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

MAR 3 1986

37-7789

Permit No.

1. Measurement Calculations

Department of Water Resources

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Theoretical Cap - 0.12 cfs. more practical -
1 person/bed at 12 beds/unit = 100 gal/day
100 gal/day $\times$ 30 units = 3000 gal/day = 0.046 cfs.
w/2 hr day usage -

- b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \times 3 = 3$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.12)(215)(1.98) = 50.4$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 3$$

- c) Volume Calculations for Other Uses:

$$(0.12 \text{ cfs}) (365 \text{ dy}) (1.98) = 86.7 \text{ AFA}$$
$$(3000 / \text{dy} @ 365 \text{ dy/yr} \div 325,900 \text{ gal/Ac.Ft}) = \underline{\underline{3.4 \text{ AFA}}}$$

2. Overlap Review

- a) Other water rights with same place of use: NO.
- b) Other water rights with same point of diversion: _____
- c) Analysis: _____

MICROFILMED

MAR 05 1991

RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	3-1-100					

4. Permit Holder: _____

Address: _____

5. Source: _____ tributary to _____

6. Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Commercial	1-1	12-31	0.1	3.4
Industrial			0.1	3.0

Allowable Maximums: _____ 640

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4A	12 E	15																	
																			1
Total Acres																			1

9. Recommended Conditions/Remarks: _____

MAR 15 1991

10. Recommended Amendments

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

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☒ Other As above

11. Examiner's Signature Dany - J. Carberry

Date 11/29/85

Checked in Regional Office by J. Stanton

Date 1-1-86

Approved in State Office by _____

Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 37-7789
Name(s) of Permit Holder(s): HEIDELBERG INN, INC.
Post Office Address: Box 429 Ketchum
Tel. No. (208) 726 5361

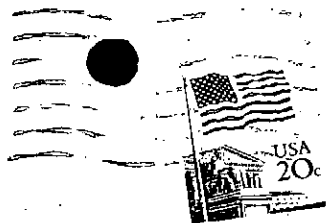
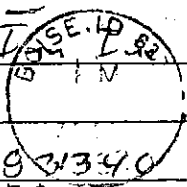
- ☐ I hereby certify that construction of diversion works for the above referenced permit began on Nov 6 1991. I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diversion works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

9.30.92
Date

Rose J. [Signature]
Signature of Permit Holder

Heidelberg
Box 429
Ketchum



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MAR 15 1991



OCT

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

May 2, 1985

Heidelberg Inn, Inc.
P. O. Box 229
Ketchum, ID 83340

Gentlemen:

Re: Permit No. 37-7789

Pursuant to your request, enclosed is a copy of the order removing the access port requirement from your permit.

If the department can be of further assistance, please feel free to contact us.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

RECEIVED
MAR 10 1985

DATE 5/1/85

FROM Dave Tuthill

TO 37-7789, Permit

SUBJECT Measuring Device Requirement - Request for Waiver

Mr. Ross Fitzpatrick has written that the motel has 30 units.
 Water use in a motel room is assumed to be less than or
 equal to water use in a household. (with respect to **MICROFILMED** demand).

MAR 05 1991

The water use demand chart included in the Administrator's Memorandum
 application processing no. 22 entitled "Definition of Domestic", copy attached,
 shows that an adequate rate of flow for 30 domestic households is 0.25 cfs.
 Therefore, the measuring device req'mnt for the above referenced permit can be waived.

SIGNATURE

David R. Tuthill

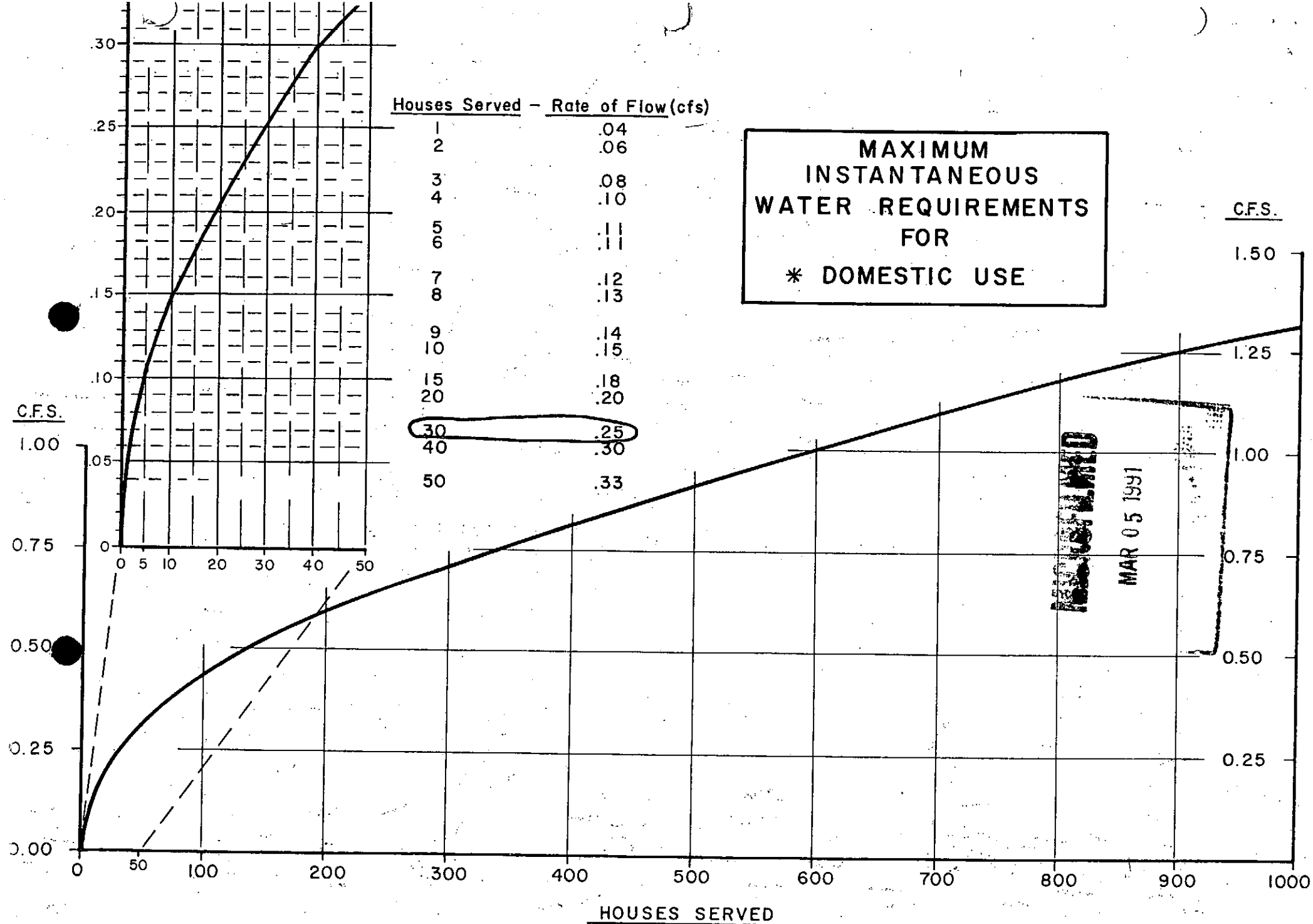


FIG. 1.

* (From Community Water Systems Code Book)



RECEIVED

FEB 5 1985

Department of Water Resources



America's
Friendliest
Hosts
From
COAST
TO
COAST

February 4, 1985

Jim Johnson
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr Johnson,

I recently was informed by Mr Funderburg of your Twin Falls Office that one of the requirements for issuance of my water permit is an access port or a measuring device. He also advised me that if I felt that the water usage from my well was less than 0.7 cfs I could request that this requirement be waived by your office.

Our motel has 30 units and over a years time we experience about a 50-55% occupancy rate. This would mean that, on the average we would have to experience water usage of over 20 gallons per minute per occupied room. Even during those times when we were full, Each room would have to use more than 10 gallons per minue to come to a usage of 0.7 cfs. I think it is apparent that we do not use 0.7 cfs .

Our water right No. is 37-7789.

I request that the requirement for an access port or a measuring device be waived.

Thank you for your consideration.

Sincerely,

Ross Fitzpatrick
Owner, Heidelberg Inn
901 Haines Court
Boise, Idaho 83712

MAILED

MAR 05 1985



p.o. box 304, sun valley, idaho 83353



overlooking warm springs golf course

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

AUGUST 29, 1984

HEIDELBERG INN, INC.
BOX 304
SUN VALLEY, ID 83353

RE: Permit No. 37-7789

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Newby
Secretary

RECEIVED
MAR 08 1984

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 37-7789

Name(s) of Permit Holder: Heidelberg Inn, Inc.

Post Office Address: Box 304, Sun Valley, ID 83353

Tel. No. 726-5361

Source of Water: groundwater

Extent of Use: Domestic (number of households)
Stockwater (number and type of stock)
☐ Irrigation (acres)
☒ Other Commercial

Measuring Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☒ No
 Access Port: Required? ☒ Yes ☐ No Installed? ☐ Yes ☒ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

7.17.84
Date

Resident Owner

Rene F. Hattail
Signature of Permit Holder

PLACE
13 CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

7-22-79
7:28 AM
930



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138912

HEIDELBERG INN, INC.
BOX 229
KETCHUM, ID 83340

PROOF DUE NOTICE

JUNE 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 37-7789 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

UNRECORDED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

September 21, 1970

Heidelberg Inn, Inc.
Box 229
Ketchum, Idaho 83340

Dear Sirs,

RE: Permit No. 37-7789

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

Please note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any question, please let us know.

Sincerely,

DAVID R. TUTHELL, JR.
Supervisor, Water Allocations Section

Enclosures

RECEIVED
SEP 23 1970
DEPT. OF WATER RESOURCES



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

August 7, 1979

Heidelberg Inn, Inc.
Box 229
Ketchum, Idaho 83340

Re: Application for Permit No. 37-7789 - Heidelberg Inn, Inc.

Gentlemen:

Enclosed is your receipt No. 13280 for check No. 92-9 in the amount of \$45.00 for the above referenced Application for Permit which was received in this office August 1, 1979.

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

Sincerely,

Mary A. Hill
Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

RECEIVED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

32-ZZ89L

HEIDELBERG INN, INC.

BOX 229, KETCHUM, ID 83340

Source: GROUNDWATER

Date Filed: 07/30/1979

Amount: 2.00 CFS 0.0 AC-FT

Diversion Point: NWSW Sec 12 T 04N R 17E, BLAINE Co.

Use: COMMERCIAL (2.00 CFS) from 01/01 to 12/31

Place of Use: NWSW Sec 12 T 04N R 17E

Diversion Means: PUMP AND WELL

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before SEPTEMBER 11, 1979.

C. STEPHEN ALLRED

Director

Published 8/23 & 8/30/79.

RECEIVED
AUG 23 1979
IDAHO DEPT. OF WATER RESOURCES

**NOTICE OF APPLICATION
FOR WATER RIGHT**

*Idaho
man*
Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-7789

HEIDELBERG INN, INC.

BOX 229, KETCHUM ID. 83340

Source: GROUNDWATER

Date Filed: 07-30-1979

Amount: 2.00 CFS 0.0 AC-FT

Diversion Point: NWSW Sec 12 T 04N R

17E, BLAINE Co.

Use: COMMERCIAL (2.00 CFS) from
01-01 to 12-31

Place of Use: NWSW Sec. 12 T 04 N R
17E

Diversion Means: PUMP AND WELL

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before SEPTEMBER 11, 1979.

C. Stephen Allred

Director

Published: Wood River Journal, August
23 and 30, 1979.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

AUGUST 7, 1979

Wood River Journal
P.O. Box 988
Hailey ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 11, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

Heidelberg Inn, Inc.

INITIAL REVIEW BY: J. E. Stanton
CHECK:

APPLICATION NUMBER: 37- 7789

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: ADM Map No. X-24
☐ Yes ☒ No Other rights on same place of use. N/A
☒ Yes ☐ No* In form for advertising.
Final date for protests: 9/11/79
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 9/11/79
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☒ Yes ☐ No Measuring device required.
☒ Yes ☐ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
7/30/79 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: ADM Date: 9-14-79

STATE OFFICE REVIEW:

OIC
Idaho Power letter w/access port.
☐ See attached sheet for more information.
By: Juni Date: 9/21/79

RECEIVED
SEP 19 1979

Department of Water Resour

MICROFILMED