

APPLICATION FOR PERMIT 37-2628

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36360
Permit No. G- 28385
District No.

1. Name of Applicant: KETCHUM SPRING WATER SUPPLY CO., INC.
Postoffice address: Ketchum County: Blaine State: Idaho
2. Quantity of water claimed: 5.34
(a) Rate of withdrawal in cubic feet per second 5.34 or Idaho
Miners' inches 267 or gallons per minute 2400 Gal. per minute
(b) Annual withdrawal in acre feet per annum 2 P.Ds.
3. Source of water supply: three separate wells as follows: (See annexed sheet)
4. Location of point of diversion or well is in the See Remarks
1/4 of the 1/4 of Section
Twp. , Rge. , B.M., County of Blaine
5. Water is to be used for: Municipal and domestic
6. If for municipal, industrial or recreational purposes, give:
Townsite of Ketchum & vicinity, Blaine County, Idaho
(a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Situates in Sec. 18, Twp. 4 N. R. 18 E. B.M., and Sec. 12 & 13,
Twp 4 N Rge. 17 E. , B.M.
(b) Waste water or sewage effluent is to be returned to Trail Creek
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: 3 wells with electric driven pump, each with 12" casing in well, plus 8" discharge into main line of delivery system
8. Estimated cost of works: \$ 18,000.00
9. (a) Is reservoir to be used? Yes
(b) Capacity of reservoir: 25' x 55' x 8' approx. 75,000 Gal.
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation: January 1889
(b) Amount of capital stock: \$ 24,000.00 (c) Amount paid in: \$ 24,000.00
(d) Names and addresses of directors: Agnes Barry, Pres. & Director, A.R. Griffith, V. Pres. & Director, Alatheia D. Venable, Sec. Treas. and Director
II. The financial resources of the applicant are (a) Cash onhand: \$ 500.00
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources: Accounts Receivable, \$2200.00 plus capital improvements approx \$90,000.00.
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Trail Creek Decreed right
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.



INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
AUG 26 1963

Department of Reclamation

Ketchum Springs Water Supply Co.
Alathea D. Venable, Secretary
Ketchum, Idaho
Permit No. G-28385

Examination for Completion of Works & Beneficial Use

County Blaine

788-4N-18E.

Q= 5.34 c.f.s.

S= Wells

P.D. = SW. SE. (3) Sec. 7 } T. 4N. - R. 18E. B.
SW. NW. " 8 }

Use = Municipal & domestic

Filed = Dec. 10, 1959

Due = Jan. 20, 1965

Trail dr. decreed right.

Well #1 586' x 12" 4' 49' - 200 GPM
2 586' x 12" " 4' 450 GPM
3 54' x 12" 7' 750 GPM
1. 30 HP - 2. 20 HP

T.C. Brothers test
#1
J.E. Smith measure
by original plat

#1 was drilled as sort of test well. It didn't prove out too much left not much water. Prior to wanted too much to put a power line up to pump.
Only 2 wells used in system

231
40
9740

T.
4
N.

R-18 E.

#1 not used
21' x 55' 18' street
This one not used
#1 605 Ensign
Tax No. 799 - 1.35 acres

7

8

#3 30A
#2 20A
Two wells
Tax No. 3094 - 0.06 acres

KETCHUM

18

19

U.S. HWY. No. 93

Municipal + Domestic Use

Q 2.46 cfs or 123 inches

RECEIVED
JUL 20 1960
Department of Reclamation

NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 1:00 p.m., on the 22nd day of June, 1960, at Ketchum, County of Blaine, State of Idaho, before R. G. Price, Notary Public, at Ketchum Idaho, proof will be submitted of the completion of works for the diversion of 5.34 cubic feet per second of underground water from wells, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28385 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ketchum Spring Water Supply Co., Ketchum, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.34 cubic feet per second.

3. The use to which said water has been applied is municipal and domestic purposes, and the amount applied to beneficial use is 5.34 cubic feet per second.

4. The point of diversion of said water is one well in SW¼ NW¼ Sec. 8; two wells in SW¼ SE¼ Sec. 7, T.4N, R.18E BM.

5. The place where said water is used is Townsite of Ketchum and vicinity in Sec. 18, T.4N, R.18E BM and Secs. 12 and 13, T. 4 N., R. 17 E. B. M.

6. The date of priority which said user is prepared to establish is Dec. 10, 1959.

GEO. N. CARTER
State Reclamation Engineer
Publish 4-28/5-19

Affidavit of Publication

STATE OF IDAHO, } ss.
County of Blaine, }

BERWYN BURKE, being first duly sworn deposes and says that he is now and at all times herein mentioned has been the publisher of The Hailey Times, which is now, and at all times herein mentioned has been a newspaper as defined in Section 58-106 of the Idaho Code Annotated as amended by Chapter 38 of the Laws of 1939, and printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, The Hailey

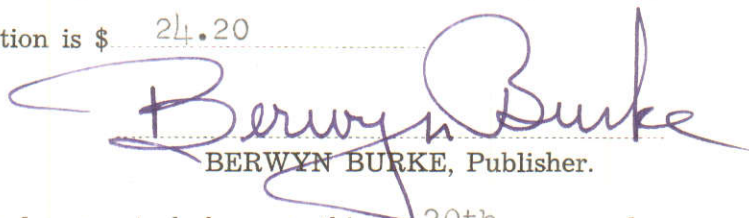
Times, and not in any supplement thereof, for four consecutive weeks commencing with the first publication thereof on the

28th day of April, 1960

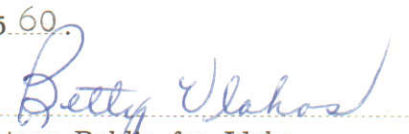
and ending with the last publication thereof on the

19th day of May, 1960

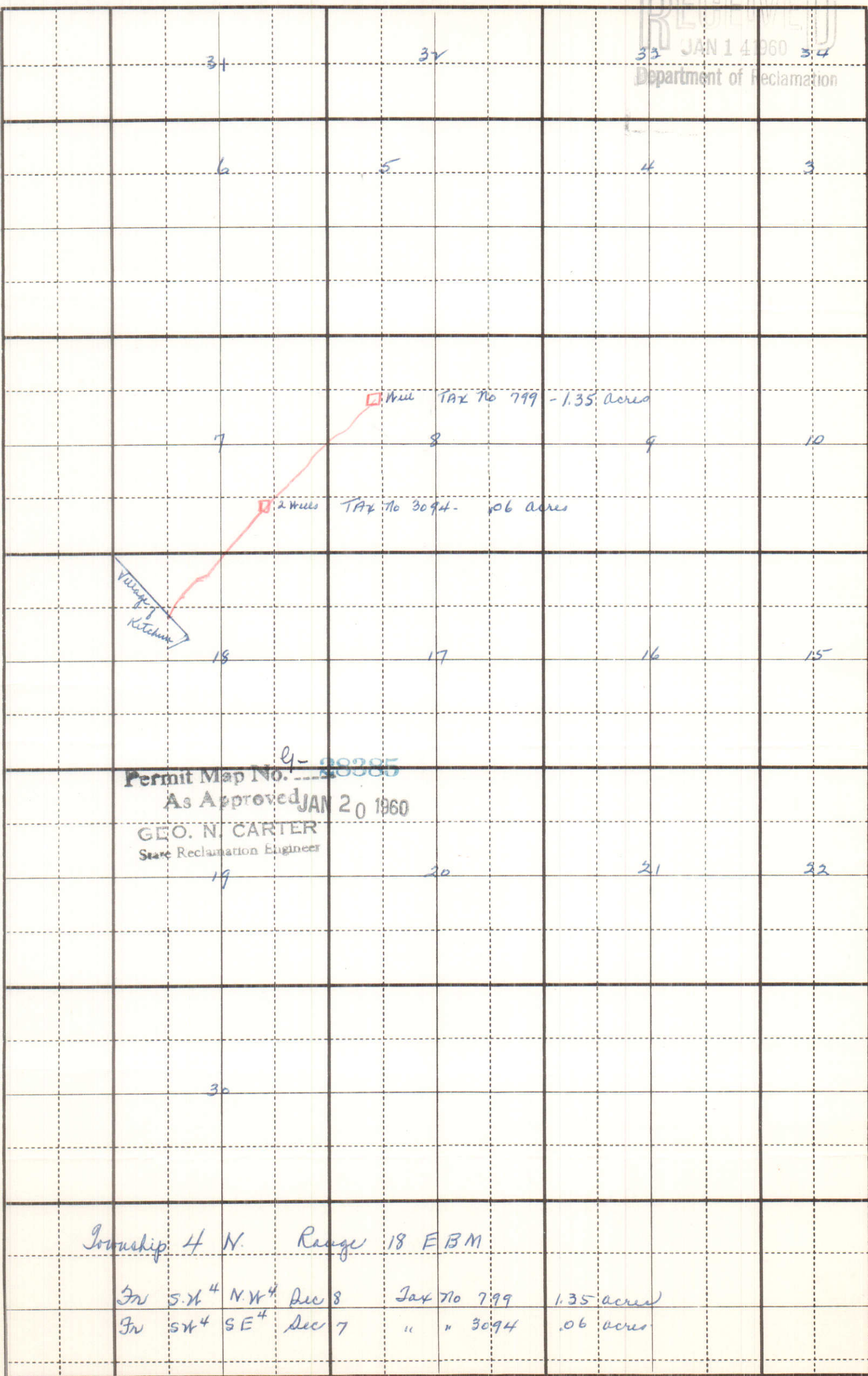
Cost of this publication is \$ 24.20


BERWYN BURKE, Publisher.

Subscribed and sworn to before me, this 20th day
of May, 19560.


Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.

28385



**NOTICE OF PROOF OF
COMPLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 1:00 p.m., on the 22nd day of June, 1960, at Ketchum, County of Blaine, State of Idaho, before R. G. Price, Notary Public, at Ketchum Idaho, proof will be submitted of the completion of works for the diversion of 5.34 cubic feet per second of underground water from wells, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28385 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ketchum Spring Water Supply Co., Ketchum, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.34 cubic feet per second.

3. The use to which said water has been applied is municipal and domestic purposes, and the amount applied to beneficial use is 5.34 cubic feet per second.

4. The point of diversion of said water is one well in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8; two wells in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7, T.4N, R.18E BM.

5. The place where said water is used is Townsite of Ketchum and vicinity in Sec. 18, T.4N, R.18E BM and Secs. 12 and 13, T. 4 N., R. 17 E. B. M.

6. The date of priority which said user is prepared to establish is Dec. 10, 1959.

GEO. N. CARTER
State Reclamation Engineer
Publish 4-28/5-19

28385

7714

State of Idaho
License and Certificate of Water Right

Water License No. G-28385 37-2628 Amount 2.46 c.f.s.
Water District No. Priority December 10, 1959

THIS IS TO CERTIFY that KETCHUM SPRING WATER SUPPLY CO., Inc.
of Ketchum, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 10, 1959; that Permit No. G-28385
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.46 second feet, was issued thereunder on September 12, 1963, showing that said works
were completed on the 22nd day of June, 1960; and that on the 22nd
day of June, 1960,

KETCHUM SPRING WATER SUPPLY CO., Inc.
of Ketchum, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of two wells
, a tributary of subterranean flow, for the purpose of municipal & domestic
use, under Use Permit No. G-28385 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7714, on the 12 day of September, 1963;
The right hereby confirmed dates from December 10, 1959;

The Point of Diversion is located
in the SW 1/4 SE 1/4, Sec. 7, Tp. 4N., R. 18E., B. M. County Blaine

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.46 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4N 4N	18E 17E	18 12&13	For municipal and domestic use		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
12 day of September, 1963.

(SEAL) /s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

37 2628

State of Idaho
License and Certificate of Water Right

Water License No. 26778 Amount 2.3 c.f.s.
Water District No. Priority February 27, 1957

THIS IS TO CERTIFY that JOHN R. GAILEY ESTATE
of Kaysville, Utah, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 27, 1957; that Permit No. 26778
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.3 second feet, was issued thereunder on September 12, 1963, showing that said works
were completed on the 26th day of February, 1962; and that on the 26th
day of February, 1962, JOHN R. GAILEY ESTATE

of Kaysville, State of Utah, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of
Marsh Creek, a tributary of, for the purpose of irrigation of
meadow land, under Use Permit No. 26778 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7713, on the 12 day of September, 1963;
The right hereby confirmed dates from February 27, 1957;

The Point of Diversion is located
in the W 1/2 NW 1/4, Sec. 30, Tp. 11S, R. 37E., B. M. County Bannock
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.3 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11S	36E	25	NE 1/4 NE 1/4	38	37
			SE 1/4 NE 1/4	40	40
11S	37E	30	NW 1/4 NW 1/4	6	9
			SW 1/4 NW 1/4	29	39
Total number of acres to be irrigated:					125

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
12 day of September, 1963.

(SEAL) /s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

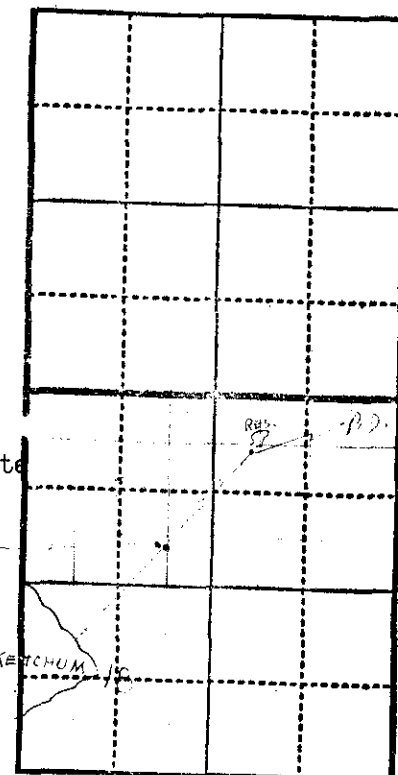
37-2628

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36360
Permit No. G- 28385
District No.

1. Name of Applicant: KETCHUM SPRING WATER SUPPLY CO., INC.
Postoffice address: Ketchum County: Blaine State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 5.34 or Idaho
Miners' inches 267 or gallons per minute 2400 Gal. per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: three separate wells as follows: (See annexed sheet)
4. Location of point of diversion or well is in the See Remarks
1/4 of the 1/4 of Section
Twp. , Rge. , B.M., County of
5. Water is to be used for: Municipal and domestic
6. If for municipal, industrial or recreational purposes, give:
Townsite of Ketchum & vicinity, Blaine County, Idaho
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Situate in Sec. 18, Twp. 4 N. R. 18 E. B.M., and Sec. 12 & 13,
Twp 4 N Rge. 17 E. , B.M.
 - (b) Waste water or sewage effluent is to be returned to Trail Creek
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: 3 wells with electric driven pump, each with 12" casing in well, plus 8" discharge into main line of delivery system
8. Estimated cost of works: \$ 18,000.00
9. (a) Is reservoir to be used? Yes
(b) Capacity of reservoir: 25' x 55' x 8' approx. 75,000 Gal.
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation: January 1889
(b) Amount of capital stock: \$ 24,000.00 (c) Amount paid in: \$ 24,000.00
(d) Names and addresses of directors: Agnes Barry, Pres. & Director, A.R. Griffith, V. Pres. & Director, Alatheia D. Venable, Sec. Treas. and Director
 - II. The financial resources of the applicant are (a) Cash onhand: \$ 500.00
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources: Accounts Receivable, \$2200.00 plus capital improvements approx \$90,000.00.
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Trail Creek Decreed right
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.



Location of wells:
Well No. 1 (Drilled 1951) situate on a parcel of land in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8, Twp. 4 N., R. 18 E. B.M., designated as Tax Lot No. 799, and described as follows: Beginning at the NE corner of the SW $\frac{1}{4}$ Sec. 8, aforesaid, thence N. 18 rods, thence S. 12 Rods, thence E. 18 Rods, thence N. 12 Rods to the place of beginning. Containing 1.35 acres (Reservoir also situate on this tract, this well being about 100 feet southerly from reservoir)
Well No. 2 and Well No. 3 (drilled 1954 and 1955) situate on parcel of land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7, Twp. 4 N., R. 18 E. B.M. T. L. 304, described as follows: Beginning at a point on the North Line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 50' west from NE corner of SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence West 50 feet; thence South 50 feet; thence East 50 feet; thence North 50 feet to the place of beginning.
Remarks: Containing 0.06 acres, more or less.

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.

By Agnes Barry, Pres.

By (Mrs.) Alatheia D. Venable
Secretary

~~XXXXXXXX~~

By

~~XXXX~~

Date of first receipt at Department of Reclamation: 8:10 A.M. December 10, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G- 28385

Recorded in Book 100 Page 28385 Approved January 20, 1960

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before July 20, 1962

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before January 20, 1965

Witness my hand this 20th day of January, 1960

/s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 20th day of January, 1960

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ ARNOLD WILLIAMS

Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
			CERTIFICATE OF COMPLETION OF WORKS Permit No. G-28385				
			TO ALL WHOM IT MAY CONCERN:				
			This is to certify that KETCHUM SPRING WATER SUPPLY CO., Inc. of Ketchum, County of Blaine, and State of Idaho, the holder of Permit No. G-28385, issued upon Application No. G-36360 bearing date of priority of December 10, 1959, authorizing the diversion of 5.34 second feet of waters of three wells County of Blaine, State of Idaho, for municipal and domestic use purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.46 second feet of the waters of two wells from subterranean flow that the point of diversion of said waters SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 4 N., R. 18 E., B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: For municipal and domestic use in the Townsite of Ketchum and vicinity in Section 18, T. 4 N., R. 18 E., B. M., and Sections 12 and 13, T. 4 N., R. 17 E., B.M.				
			Witness my hand this 12th day of September, A.D. 1963				
			/s/ RALPH W. THOMAS Deputy State Reclamation Engineer				
			Proof of Completion of Works Made: June 22, 1960				
			LICENSE ISSUED FOR 2.46 SEC. FT. page 7714				



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 14, 1988

RE: Assignment of Rights

City of Ketchum
Box 2315
Ketchum, ID 83340

Attn: Steven A. Hansen, Water Superintendent

Dear Mr. Hansen:

We have received your correspondence of June 16, 1988 along with the Bill of Sale and dedication agreements conveying water rights from Ketchum Spring Water Supply Co. to the City of Ketchum. Our computer records for Right Nos. 37-2628/4413/4414/4415/4416 (as listed in the Bill of Sale) have been changed to show the City of Ketchum as the new owner of the rights.

Your letter identified one other right, No. 37-8195. Be advised, however, that this right is an application in the name of Craig H. Nielsen. Therefore, we cannot accept an assignment of this right from anyone but Mr. Nielsen.

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

RECEIVED

AUG 01 1988



P.O. Box 2315
KETCHUM, IDAHO 83340
(208) 726-3841

RECEIVED
JUN 23 1988

MAYOR
LAWRENCE J. YOUNG

Department of Water Resources
COUNCILMEN
THOMAS F. HELD
SUZANNE E. ORB
WILLIAM H. VANDERBILT
SUSAN H. WOLFORD

CLERK
BETTY A. COLES

June 16, 1988

Idaho Department of Water Resources
Statehouse
Boise, ID 83720

Subject: Assignment of Water Right Claims to the City of Ketchum.

Dear Sirs:

The City of Ketchum is requesting assignment of water right claim numbers 37-4413, 37-4414, 37-2628, 37-4415, 37-4416, and 37-8195. I have attached for your review copies of the Bill of Sale and dedication agreements relating to the above mentioned claim numbers. If you need any additional information regarding this matter please do not hesitate to call me at 726-7825.

Sincerely,

Steven A. Hansen
Water Superintendent

Attachments

RECEIVED

AUG 01 1988

ASSIGNMENT AND BILL OF SALE

THE KETCHUM SPRING WATER SUPPLY COMPANY, Grantor, hereby grants, sells and conveys unto the CITY OF KETCHUM, IDAHO, a municipal corporation, Grantee, whose address is 480 E. Ave. N., P. O. Box 2315, Ketchum, Idaho 83340, the assets described herein.

1. All existing distribution lines, pumps, fixtures and other improvements comprising The Ketchum Spring Water Supply system, including but not limited to those listed on Attachment #1 hereto and made a part hereof by reference.

2. The easement and reservations contained in Deed from Union Pacific Railroad Company, a Utah corporation, to The Ketchum Spring Water Supply Company, an Idaho corporation, dated July 20, 1954, recorded August 19, 1954, in Book 171 of Deeds, page 65, records of Blaine County, Idaho. A copy of said document is attached as Attachment #2 and made a part hereof by reference. This includes all improvements and fixtures comprising the Sun Valley well sites including access, maintenance and utility line easements thereto.

3. All water rights and licenses thereto issued by the Idaho Department of Water Resources to the Bigwood well, Parkwood well, Sun Valley Well No. 1 and Sun Valley Well No. 2, including, but not limited to, Idaho Department of Water Resources, Water Right Identification Numbers 37-4413, 37-4414, 37-4415, 37-4416, and 37-2628, together with all water right claims, applications therefor and all licenses thereto issued by the Idaho Department of Water Resources.

AUG 01 1988

4. All easements for use, operation, maintenance, repair and ingress and egress to all improvements and assets of grantor on, over, under and across real property belonging to third parties.

5. John Deere JD300-B loader and backhoe loader.

6. Dedectron ipe and cabel locator.

7. Water pump.

8. Welding equipment.

9. 1972 Jeep maintenance pickup truck (53,000 miles with repair tools (J 4000).

10. Keys to fit all valves.

11. Supply of pipe, repair fixtures, valves, etc. for various sizes.

12. Tapping machine.

13. All books, financial records, customer lists, well logs, maps and other documents pertaining to the operations of The Ketchum Spring Water Supply system.

14. All prescriptive easements, rights of way and all other corporeal or incorporeal rights in and to real property as may be held by Grantor.

DATED this 24th day of March, 1986.

THE KETCHUM SPRING WATER SUPPLY
COMPANY

By: [Signature]

President

ATTEST:

[Signature]
Secretary

RECEIVED
JUN 23 1988

STATE OF IDAHO)
) ss.
County of Ada)

On this 31st day of March, 1987, before me the undersigned Notary Public, personally appeared WILHELMUS J. TOUW and BRENDA K. TOUW, known to me to be the persons whose names are subscribed to the foregoing instrument as the President and Secretary of The Ketchum Spring Water Supply Company, a corporation, and acknowledged to me that they executed the same for and on behalf of said corporation.

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

John Sheehan
Notary Public for Idaho
Residing at Blaine
My Commission Expires 1991

STATE OF IDAHO }
County of Blaine } ss.

I, BETTY A. COLES, the duly qualified and acting City Clerk of the City of Ketchum, Idaho, do hereby certify that the foregoing is a full, true, and correct copy of

Assignment and Bill of Sale

IN WITNESS WHEREOF, I have hereunto set my hand

and seal this 19th day of MAY, 1988

(SEAL)

Betty A. Coles
Betty A. Coles
City Clerk

MICROFILMED RECEIVED
AUG 01 1988 JUN 23 1988

AGREEMENT TO DEDICATE BIGWOOD WATER SYSTEM

THIS AGREEMENT ("Agreement") entered into this 29th day of December, 1987, by and between the City of Ketchum, Idaho, a municipal corporation ("Ketchum"), and Seaboard Idaho, Inc., an Idaho corporation ("Seaboard").

1. Recitals. This Agreement is made in contemplation of the following facts and purposes:

A. Seaboard is the owner of the real property ("Property") commonly known as the Bigwood P.U.D. Subdivision, more particularly described as Blocks 2A, 2B, 3A, 3B, 4, 5, 6, 7, 11, 12, 13, 14, 15, 16, 17A, 17B, 18, 19, 20 and 21 of the Bigwood PUD Large Block Subdivision according to the official plat thereof recorded as Instrument No. 270981, records of Blaine County, Idaho, except for certain individual lots heretofore conveyed by Seaboard.

B. The Property is encumbered by the Bigwood Annexation, Services and Development Agreement dated August 15, 1985 and recorded as Instrument No. 266738, records of Blaine County, Idaho, as amended by the First Supplemental Agreement to Bigwood Annexation, Services and Development Agreement recorded as Instrument No. 275667, records of Blaine County, Idaho ("Annexation Agreement").

C. As an incident of the development of the Property, Seaboard has constructed a water system ("Water System") including a well, booster pump station and pipeline to provide required water for domestic and fire flow purposes.

D. Notwithstanding any contrary provisions of Paragraph 4.3 of the Annexation Agreement, the parties acknowledge and agree Seaboard may elect to retain and operate the Water System or to offer it for dedication to Ketchum.

E. As a further incident of the development of the Property, the public has been granted certain rights to use and enjoyment of the Bigwood Golf Course located within the Property. By virtue of the public's rights, the parties hereto acknowledge that the Bigwood Golf Course is a quasi-municipal golf course. Specifically, Paragraph 4.5 of the Annexation Agreement provides, in part, as follows:

"4.5 Golf Course. Bigwood hereby grants to the public certain rights to the Bigwood Golf Course as set forth in the documents referred to herein. The golf course shall be open and available to the public with a minimum of one-half of the tee off times reserved for the general public and the remainder reserved for Bigwood owners, guests, season pass holders and private memberships, subject to limited special tournament events which

AUG 01 1988

shall have priority over both classes of players. Furthermore, Bigwood shall charge the public the same fees and charges as it charges its owners and guests for green fees and memberships.

In addition, Bigwood covenants to maintain the existing nine (9) hole golf course as a first rate golf course in accordance with accepted industry standards, except Bigwood may close said golf course for a period of not more than twenty-four (24) consecutive months for construction of the eighteen (18) hole golf course."

F. Seaboard lacks sufficient water to adequately irrigate the Bigwood Golf Course and related landscaping exclusive of ponds and streams along Highway 75 and at the entry of North Bigwood Drive and Clubhouse Road (collectively) hereinafter referred to as the Golf Course) in drought conditions and has been unable to acquire further water rights. Further, there may be other occasions resulting from acts of God which will preclude Seaboard from being able to irrigate the Golf Course.

G. It is in the best interest of the citizens of Ketchum and the public generally that Seaboard be insured the availability of a sufficient quantity of water to irrigate the Golf Course and thereby protect the public rights thereto.

H. Seaboard desires to dedicate the Water System to Ketchum and Ketchum desires to accept the dedication. Further, Seaboard desires to reserve limited rights to the use of municipal water to insure its ability to perform its obligation to maintain the Golf Course, and the City desires Seaboard to retain said rights for that purpose.

NOW, THEREFORE, by reason of the foregoing, and in consideration of the promises, covenants and agreements contained herein, the parties agree as hereinafter set forth.

1. Dedication of Water System. Effective the date of this Agreement, Seaboard does hereby grant, donate, dedicate and convey unto Ketchum, its successors and assigns, the Water System located on the Property including, but not limited to, the well and related improvements, the distribution system consisting of the pipe lines located in a public right-of-way or in an easement contained in the official plat of the property, and the booster pump station together with all water rights to said well. Seaboard hereby assigns to Ketchum any and all water rights, including, but not limited to, Idaho Department of Water Resources, Water Right Identification Number(s) 37-8195 and other water right licenses, claims and applications thereto for said water well. Ketchum hereby accepts the transfer and dedication and agrees to operate, repair and maintain the Water System at its expense, subject to the two (2)

AUG 01 1985

year warranty by Seaboard as set forth in Paragraph 4 of the Annexation Agreement.

2. Emergency Right to Municipal Water for Irrigation of Golf Course. Ketchum covenants and agrees that Seaboard, and its successors and assigns, shall have the right to municipal water for the purpose of irrigating the Golf Course, on the terms and conditions set forth in this Paragraph 2.

a. Emergency Conditions. Seaboard shall be entitled to municipal water only in the event it lacks a sufficient quantity of other water as is necessary for proper irrigation of the Golf Course and related landscaping, exclusive of ponds and streams, by reason of drought or flood conditions, acts of God, or other conditions beyond its control. For the purposes of this Agreement, such emergency conditions shall be deemed to exist when the flow of surface water from the Big Wood River at the Bigwood diversion structure drops below 850 gallons per minute. In such an event, Seaboard shall be entitled to receive municipal water to compensate for the loss of flow and bring the total amount of water up to 850 gallons per minute subject to the limitations set forth in Paragraph 2(b) below. In the event Seaboard lacks a sufficient quantity of water because of damage to its weir or other repairable or replaceable equipment then Seaboard shall be entitled to use the municipal water only if it is diligently pursuing the repair or replacement of the damaged weir or other equipment. When such an emergency condition arises, Seaboard shall deliver written notice thereof to the Ketchum Water Superintendent who upon verification of said emergency condition shall turn on the emergency water service to the golf course irrigation system in accordance with this Agreement.

b. Quantity of Municipal Water. In the event Seaboard lacks a sufficient quantity of other water as is necessary for the proper irrigation of the Golf Course and related landscaping, as set forth hereinabove, Seaboard shall be entitled to water flow of 500 gallons per minute during the hours of 8:00 p.m. to 12:00 a.m. and not more than 800 gallons per minute of municipal water during the hours of 12:00 o'clock a.m. to 6:00 a.m.; provided, however, Ketchum shall have the right to limit or suspend Seaboard's use of municipal water in the event the water is needed for domestic use or fire suppression. The Ketchum Water Superintendent shall have the right, after reasonable prior written notice, except where prior notice is impractical (e.g. in the case of fire, replenishment of reservoir capacity, mechanical breakdown) to shut off or otherwise regulate the emergency water service in the event, but only during the duration of the period, that the water, or any portion thereof, is reasonably determined by him to be needed for domestic use (including, but not limited to, irrigation), fire protection, or accumulating storage capacity for those purposes. "Needed" as used herein shall mean

that without the water there would be a material deprivation of water to all or some substantial portion of the City, or that the City's fire suppression capability would be materially impaired. During periods of golf course irrigation, Seaboard shall use all of its surface water rights exclusively to irrigate the golf course by means of its sprinkler irrigation system and shall not use said water to maintain the flow of the streams and ponds (with the exception of the large irrigation holding pond at the northerly end of the golf course) unless such streams and ponds are an integral part of the golf course irrigation system.

c. Compensation. Seaboard agrees to pay Ketchum for the municipal water provided pursuant to this Agreement an amount equal to Ketchum's cost in providing the water computed in accordance with the following formula:

$$\text{Cost} = (E \times W) + (W \times .02)$$

"E" equals the average electrical cost per 1000 gallons of City Water provided in the summer months (As of 7/30/87, E equals 0.062; E shall be calculated and adjusted monthly when water is consumed)

"W" equals the gallonage of water used in thousands.

CP SHW

3. Installation of Emergency Water Service Connection. Seaboard shall install, at its sole expense, the emergency water service connection in accordance with plans and at a location approved by the Ketchum Water Superintendent prior to the start of construction thereof. Said emergency water service connection shall include, but not be limited to, all piping, a backflow prevention device, manual shut off valve, water meter, timing devices and on low pressure disconnect valve which will automatically shut off the emergency water service if the pressures of the municipal system fall below a point to be agreed upon as part of the plan approval process.

4. Seaboard Water Rights. Seaboard hereby represents and warrants that it presently owns the following deeded water rights to the Big Wood River: forty (40) inches with a priority date of June 1, 1882, one hundred ninety-four (194) inches with a priority date of June 1, 1885, and two hundred ninety-four (294) inches with priority dates later than June 1, 1885, and that it is presently acquiring thirty (30) inches with a priority date of June 1, 1881. This Agreement is conditioned upon Seaboard acquiring the aforementioned 1881 water rights and upon Seaboard retaining all the aforementioned 1881, 1882 and 1885 water rights as an appurtenance to the Property.

5. Miscellaneous Provision.

a. The headings in this Agreement are inserted for convenience and identification only and are in no way intended to

describe, interpret, define or limit the scope, extent or intent of this Agreement or any provision hereof.

b. Should any action be brought to interpret or enforce any provision hereof, or for damages for breach hereof, the prevailing party shall be entitled to such reasonable attorney's fees as may be determined by any court of competent jurisdiction wherein such action is brought.

c. This Agreement and the terms and provisions hereof shall inure to the benefit of and be binding upon the successors and assigns of the parties hereto.

d. This Agreement contains the entire agreement between the parties respecting the matters herein set forth.

e. This Agreement shall be construed in accordance with the laws of the State of Idaho.

f. This Agreement may be executed simultaneously in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

The parties have executed this Agreement effective as of the date first above written.

SEABOARD IDAHO, INC.
an Idaho corporation

By *Clayton R. Rasmussen*
Its President

CITY OF KETCHUM

By *Susan H. Wolford*
~~GERALD N. SEPPERT~~
Mayor
SUSAN H. WOLFORD
Acting Mayor



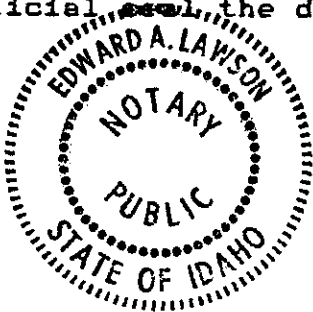
Betty A. Coles
Atty. Betty A. Coles
City Clerk

AUG 01 1988

STATE OF IDAHO)
) ss.
County of Blaine)

On this 11 day of January, 1988, before me, a Notary Public in and for said State, personally appeared Cleveland Patterson, known to me to be the Vice President of Seaboard Idaho, Inc., and the person who acknowledged to me that he executed the within instrument on behalf of said corporation.

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



[Signature]
Notary Public
Residing at: Blaine County

STATE OF IDAHO }
County of Blaine } ss.

I, BETTY A. COLES, the duly qualified and acting City Clerk of the City of Ketchum, Idaho, do hereby certify that the foregoing is a full, true, and correct copy of Agreement to dedicate Bigwood Water System

IN WITNESS WHEREOF, I have hereunto set my hand

and seal this 21st day of JANUARY, 1988

(SEAL)

[Signature: Betty A. Coles]
Betty A. Coles
City Clerk

BLAINE CO.
REQUEST OF
Seaboard Idaho
Agreement
JAN 27 AM 10 07 '88
JENN. CLERK
DEPUTY
FEES \$ 1800

AUG 01 1988

3/79

IDENT. NO. 37-2628

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

September 13, 1963

Re: Permit No. G-28385

Ketchum Spring Water Supply Co., Inc.
Ketchum, Idaho

Gentlemen:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right issued on
Permit No. G-28385.

Also enclosed is departmental receipt No. G-8238
in the amount of \$10.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EHR:ew

August 27, 1963

RE: Permit No. G-28385

George Venable
Ketchum Springs Water Supply Co.
Ketchum, Idaho

Dear Mr. Venable:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28385 shows the wells are capable of conveying 123 miner's inches, or 2.46 c.f.s. of water for municipal and domestic use.

Upon receipt of the statutory fees, totaling \$10.00, Completion of Works fee, \$5.00, and License and Certificate of Water Right fee \$5.00, we will issue the Certificate of Completion of Works and License and Certificate of Water Right, confirming the right with priority of December 10, 1959, to the use of 2.46 second feet of subterranean water with the points of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7 for municipal and domestic use in the Townsite of Ketchum and vicinity in Sec. 18, T. 4 N., R. 18 E., B. 1.; Secs. 12 and 13, T. 4 N., R. 17 E., B. 1.

The engineer's report shows the the well in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8 was more of a test well and is not being used on account of the small amount of water with a high lift.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-28385This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Ketchum Springs Water Supply Co.2. Source of water supply: Three separate wells3. Location of point of diversion: Is in the SW 1/4 NW 1/4 - #1 of Section 8T. 4 N. R. 18 E. County of Blaine4. Describe works as they exist, giving dimensions and capacities of same: #1 - Not Pumped

Well 560' x 12" - 450' x 12" csg. h: 65', dd 170' - #2 - 20 HP F-M Motor #F254049,
F-M Pomona Pump # P.T. 2860 - 6" x 10' discharge into 10" Main Line. 6" x 48' column
Well - 12" x 70' cased 12" x 70' h: 21', dd 46' - #3 - 30 HP F-M Motor #F381222,
F-M Pomona Pump # AZB 2869, 8" x 48' column. 8" x 6" check Valve
to 6" x 10' steel pipe to 10" Main Line. Well 12" x 68' cased 12" x 68' into Rock.
h: 22', dd 50'

5. Water is used for municipal and domestic6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

POINT OF USE: Situate in Sec. 18., Twp. 4 N., Rge. 18 E.B.M. and Sections
12 and 13 in Twp. 4 N., Rge. 17 E.B.M.

There is a 21' x 55' x 8' concrete storage tank at #1
well.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? ✓Remarks: Mr George Venable along

All pumps pump directly into closed main line. No
measuring devices of any kind in system.

#2 pump is rated at 460 GPM.#3 Pump is rated at 650 GPM41110 GPM123 inches or 2.46 cfs.This examination was made on the 20th day of August, 1963

(Signed)

Levy Johnson
Examiner.

28385

George
726-3462
 Ketchum Springs Water Supply Co.
 Alathas D. Venable, Secretary
 Ketchum, Idaho
 Permit No. G-28385

Well #1 54'x12" 4'x9' 200 GPM
 2 54'x12" " 4' 450 GPM
 3 54'x12" 7' 750 GPM
 1-30 HP - 2-20 HP

Examination for Completion of Works & Beneficial Use

County Blaine

788-4N-18E.

S2 5.34 c.f.s.

S2 Wells

*P.L. = SW. SE. (2) Sec. 7 } T. 4N. - R. 18E. B.
 " 8 }*

Use = Municipal & Domestic

Filed = Dec. 10, 1959

Dec = Jan. 20, 1965

*#1 was drilled as art. well but
 well. It didn't pump out
 too much left not much water
 Down to wanted too much to
 put a power line up to pump*

Only 2 wells used in system

*231
 40
 9240*

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
 AUG 25 1965

Department of Reclamation

Trail to secret right

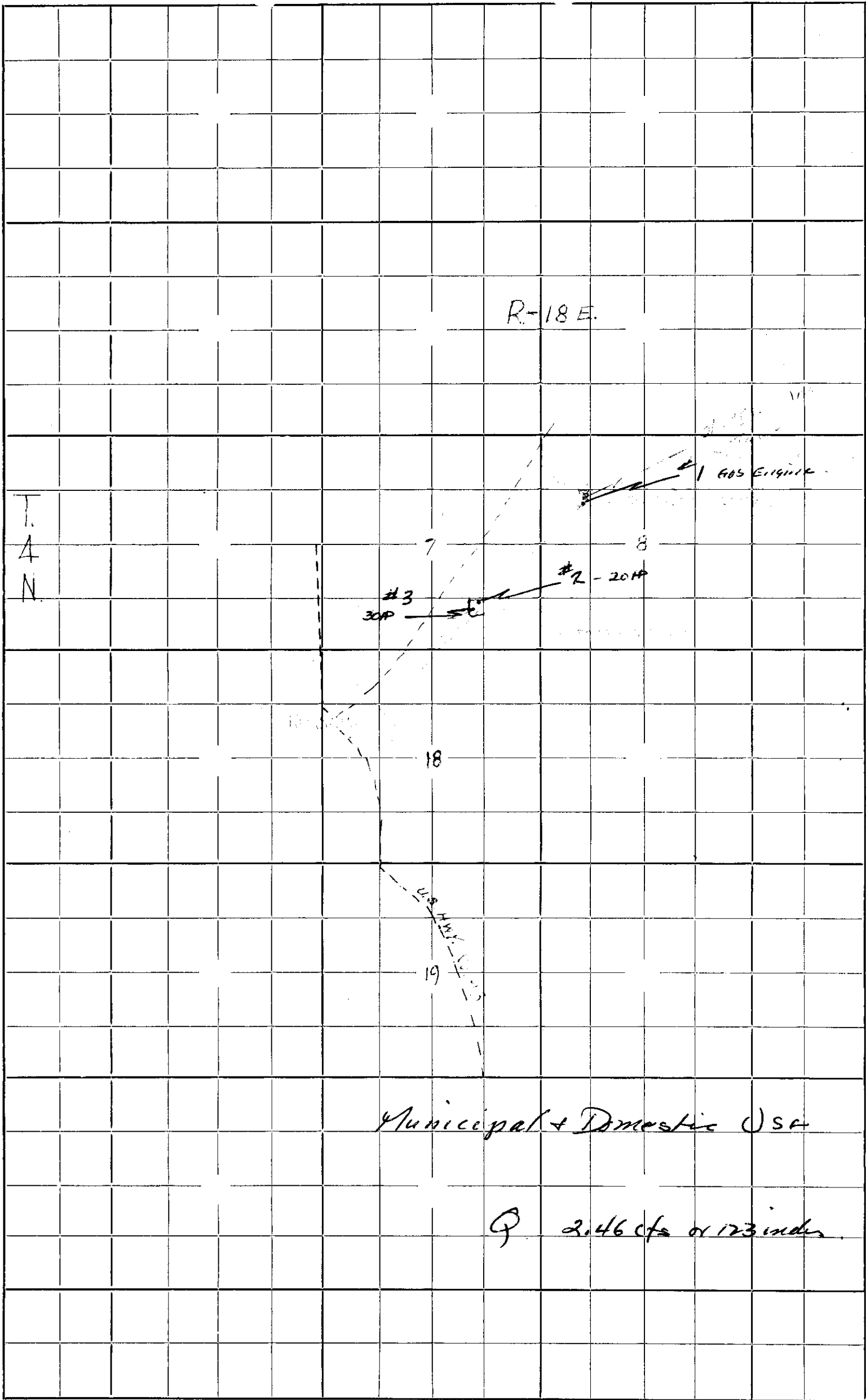
28385

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28385

REPORT ON PROOF OF Completion of Works & Beneficial Use
Ketchum Springs Water Supply Co,
Alathea D. Vanable, Secretary
Ketchum, Idaho



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

~~XXXXXXXXXX~~

August 16, 1963

Re: Permit No G-28385

George Venable
Ketchum Springs Water Supply Co.
Ketchum, Idaho

Dear Mr. Venable:

This is a follow up of the notice from the Department of Reclamation office that an inspection would be made on your water filing as soon as possible.

I will plan to inspect your permit on or about the week of August 19, 1963.

Please arrange to be on the premises so that you can accompany me over the work.

Very truly yours,
Carl E. Tappan, Acting
~~XXXXXXXXXX~~
State Reclamation Engineer
By

Field Engineer

LHJ:mr

2 8385

August 4, 1960

RE: Permit No. G-28385
Ketchum Springs Water Supply Co.

Alathea D. Venable, Secretary
Ketchum, Idaho

Dear Mrs. Venable:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Hailey Times, all submitted in proof of completion of works and beneficial use on Permit No. G-28385.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

22221

RECEIVED
JUN 10 1960
Department of Reclamation



COMPLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 1:00 p.m., on the 22nd day of June, 1960, at Ketchum, County of Blaine, State of Idaho, before R. G. Price, Notary Public, at Ketchum, Idaho, proof will be submitted of the completion of works for the diversion of 5.34 cubic feet per second of underground water from wells, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-22365 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ketchum Spring Water Supply Co., Ketchum, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.34 cubic feet per second.

3. The use to which said water has been applied is municipal and domestic purposes, and the amount applied to beneficial use is 5.34 cubic feet per second.

4. The point of diversion of said water is one well in SW 1/4 NW 1/4 Sec. 8; two wells in SW 1/4 SE 1/4 Sec. 7, T. 4 N., R. 12 E., S. 12.

5. The place where said water is used is townsite of Ketchum and vicinity in Sec. 33, T. 4 N., R. 12 E., S. 12 and 13, T. 4 N., R. 12 E., S. 12.

6. The date of priority which said user is prepared to establish is Dec. 10, 1959.

GEO. N. GARDNER
State Reclamation Engineer
Permit G-22365

Affidavit of Publication

STATE OF IDAHO, } ss.
County of Blaine,

BERWYN BURKE, being first duly sworn deposes and says that he is now and at all times herein mentioned has been the publisher of The Hailey Times, which is now, and at all times herein mentioned has been a newspaper as defined in Section 58-106 of the Idaho Code Annotated as amended by Chapter 38 of the Laws of 1939, and printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, The Hailey

Times, and not in any supplement thereof, for four consecutive weeks commencing with the first publication thereof on the

28th day of April, 1960 and ending with the last publication thereof on the

19th day of May, 1960

Cost of this publication is \$ 24.20

Berwyn Burke
BERWYN BURKE, Publisher.

Subscribed and sworn to before me, this 20th day of May, 1956.

Betty Vlahos
Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

RECEIVED
JUL 2 01960
Department of Reclamation

Permit No. G-28385

**Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder**

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Mrs. Alatheia D. Venable, Secretary, Ketchum, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Ketchum Spring Water Supply Company, Ketchum, Idaho. A.D. Venable, Secretary
Director

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. G-28385, January 20, 1960. Date of priority- Dec. 10, 1959.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Source- three (3) wells. Point of diversion; 1 well-SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8;
2 wells: SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7, T 4N R 18E B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Well# 1- 586' - 12" casing water level- 49'; # 2- 58' 12" casing- 4';
Well# 3- 54' 12" casing- water level 7'.
Pump # 1- 200" discharge test by T.C. Butler; # 2- 450GPM -tested J.E. Smith;
3 750 GPM- tested by J.E. Smith. Measured by orifice plate
1- 30 hp pump and two 20 hp. Larger pumps will produce double amount of water.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The use to which water has been applied is municipal and domestic purposes.

Place of use; Townsite of Ketchum and vicinity in Sec. 18, T 4N, R 18 E BM
and Sec 12 & 13 T 4 N R 17 E BM

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. J. Emmett Smith Inc., Jerome, Idaho.

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. / Water is used for supplying domestic and commercial water
to Village of Ketchum

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. Use app. 1200 GPM in winter ~~winter~~ which is about half the demand.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. Original representative.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water first used from well # 1 1954 app. 300 gal per minute
all wells
(used for village use) well # 2 1955 " 450 GPM
well # 3 1957 " 750

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. 200 " 1883 water right will be used for irrigation purposes instead
of domestic purposes.

Ketchum Spring Water Supply Co
(Sign) Heather D. Deussle, Secy

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Ketchum, County of Blaine, State of Idaho, on this 22nd day of June, A.D. 1960.

My commission expires June 21, 1962

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
 JUL 20 1960
 Department of Reclamation

Permit No. G-28385

Proof of Application of Water to Beneficial Use

Deposition of Witness

and Completion of Works

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. E.V. McHan, 47, Ketchum, Wholesale Gas, Ex 826 Ketchum, Idaho

Ques. 2. Are you acquainted with Ketchum Spring Water Supply Co, the holder of Permit No. G-28385? How long have you known him and where does he reside?

Ans. 19 years- Company office at Ketchum. Secretary Mrs. A.D. Venable and all officers reside at Ketchum, Idaho

Ques. 3. Have you read or heard read said Permit No. G-28385, and are you familiar with its provisions and conditions?

Ans. Yes I have read permit and am familiar with its provisions and conditions.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Three wells, place of diversion S.W. $\frac{1}{4}$ N.W. $\frac{1}{4}$ Sec. 8

two wells- SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7 T. 14N. R. 18 E B.M

Works: three pumps with 12", 10" and 8" lines for water distribution.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. I do not know-but 10" line is maintained full under pressure. Reservoir has overflow.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Did not measure-but entire town of Ketchum and vicinity is adequately supplied

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Domestic and commercial use in Village of Ketchum

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Use in Village

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. see above

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. NO

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Since 1954 when first well was in use. Water is diverted from three wells thru 12" and 10" main under pressure. I know this water is used for beneficial purposes for the Village of Ketchum and vicinity and is the only source of water used and is adequate for fire protection, domestic and commercial use.

(Signed)

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Ketchum, County of Blaine, State of Idaho, on this 22nd day of June, A. D. 1960.

Notary Public.

My commission expires June 21, 1962

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 2 0 1960
Department of Reclamation

Permit No. G - 28385

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Edward F. Seagle 54 Sun Valley Chief Engineer, Sun Valley, Idaho

Ques. 2. Are you acquainted with Ketchum Spring Water Supply Co, the holder of Permit No. G- 28385 ? How long have you known him and where does he reside?

Ans. I have know the Water Co and its Officers for 23 years. The office is located at Ketchum, Idaho.

Ques. 3. Have you read or heard read said Permit No. G- 28385, and are you familiar with its provisions and conditions?

Ans. I have read said permit and am familiar with its provisions and conditions.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Water supply is from three wells. Place of diversion is: one well- SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8; two wells in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7 T. 4N. R. 18E. BM.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I know the Village of Ketchum is being adequately served with domestic, commercial, irrigation and fire protection water from these wells.

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is to be used as a public utility for domestic and commercial use in the Village of Ketchum, Idaho.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. see above

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. see above

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. see answer No. 6

(Signed)

Edward J. Neagle

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Ketchum, County of Blaine, State of Idaho, on this 22nd day of June, A. D. 1960.

Notary Public.

My commission expires June 21, 1962

KETCHUM SPRING WATER SUPPLY COMPANY

Phone 2132

KETCHUM, IDAHO

July 19, 1960.

RECEIVED
JUL 20 1960
Department of Reclamation

Geo. M. Carter, State Reclamation Engineer
Department of Reclamation
State of Idaho
Boise, Idaho.

Dear Mr. Carter:

Enclosed you will find the papers necessary for the Proof of Application of Water to Beneficial Use and Completion of works for three wells.

The papers enclosed are:

~~Affidavit~~ Affidavit of Publication

Deposition of Holder- Ketchum Spring Water Supply Company.

Deposition of Witness: E.F. Seagle, Chief Engineer of Sun Valley.

Deposition of Witness: E.V. McHan, Wholesale Gas.

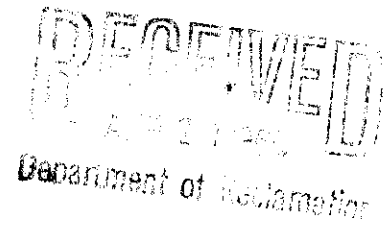
We wish to thank your office for the assistance given us by pointing out the necessary steps in preparing these papers.

Sincerely yours,


Alatheia D. Venable, Secretary
Ketchum Spring Water Supply Co.

ADV:a

28385



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 20, 1960

(P. O.) Ketchum, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Hailey Times

of Hailey, Idaho

published in

the county in which the works are situated.

Ketchum Spring Water Supply Co
Alaska D. Bussell Secy

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

28385

RECEIVED
APR 2 11960
Department of Reclamation

Form 36

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 1:00 P., M., on the 22nd day of June,
19 60, at Ketchum, County of Blaine, State of Idaho,
before R.G.Price, Notary Public, at (address) Ketchum
Idaho, proof will be submitted of the completion of
works for the diversion of 5.34 cubic feet per second of underground water
from a well, and of the application to beneficial use of said water, in accord-
ance with the terms and conditions of Permit No. G-28385 heretofore issued
by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding
said permit is Ketchum Spring Water Supply Co., Ketchum, Idaho

2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of con-
veying to the place of use is 5.34 cubic feet per second.

3. The use to which said water has been applied is municipal and
domestic purposes, and the amount applied to beneficial use is
5.34 cubic feet per second.

4. The point of diversion of said water is one well in SW 1/4 Sec. 8,
two wells in SW 1/4 Sec. 7, T.4N, R.18E BM

5. The place where said water is used is Townsite of Ketchum and vicinity
in Sec. 18, T.4N, R.18E BM and Secs. 12 and 13, T.4N.-R.17E.B.M.

6. The date of priority which said user is prepared to establish is
Dec. 10, 1959.

GEO. N. CARTER
State Reclamation Engineer

28385

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G-28385
Ketchum Spring Water Supply Co.

Date: April 21, 1960

Hailey Times,
Hailey, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **June 22, 1960** the date set for proof;

the expense of the publication is to be paid by the applicant

Ketchum Spring Water Supply Company of **Ketchum, Idaho**

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Encl.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

April 21, 1960

Re: Permit No. 0-28385

RECEIVED
DIVISION OF RECLAMATION
BOISE, IDAHO
APR 22 1960

Ketchum Spring Water Supply Company,
Ketchum, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 0-28385. The proofs are to be made at 1:00 o'clock P.M., on the 22 nd day of June, 1960, ~~xxxx~~, before R. G. Price, Ketchum, Idaho, Notary Public.

As of this date we have mailed the Notice to the Hailey Times with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR: ~~pak~~
cc: Notary

28385

KETCHUM SPRING WATER SUPPLY COMPANY

Phone 2132

KETCHUM, IDAHO

April 20, 1960

RECEIVED
APR 2 11960
Department of Reclamation

State Reclamation Engineer
State of Idaho
Boise, Idaho.

Dear Sir:

Enclosed you will find Form 36 and 11 filled out as per
instructions.

Very truly yours,



Alatheia D. Venable, Secretary

February 8, 1960

Re: Permit G-28385

Alathsa D. Venable, Sec.
Ketchum Spring Water Supply Co.
Ketchum, Idaho

Dear Mrs. Venable:

We thank you for the maps you sent showing the location of the wells. The application has been approved and the permit will be sent to you in the near future.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

RT:
RPH:ew

28385

KETCHUM SPRING WATER SUPPLY COMPANY

Phone 2132

KETCHUM, IDAHO

Feb. 1, 1960

RECEIVED
FEB 3 1960
Department of Reclamation

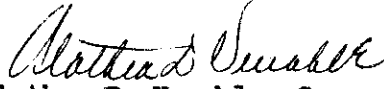
Mrs. Edna P. Rutledge, Chief Clerk
Department of Reclamation
Boise, Idaho.

Dear Mrs. Rutledge:

On January 12th, 1960 I mailed to you 2 maps which you asked for showing the location of the three wells that we are anxious to file on. We have not heard from you and we are wondering if the package could have been lost- as sometimes mail does go astray.

Perhaps your office like most of the offices at this time of year is swamped!- and of course that is different-but I am always afraid that something might have happened to the letter.

Very truly yours,


Alatheia D. Venable, Secy

25385

June 16, 1960

RE: Permit No. G-28385
Ketchum Spring Water Supply Co., Inc.

Mrs. A. D. Venable, Secretary
Ketchum, Idaho

Dear Mrs. Venable:

Enclosed are one deposition of holder, 3 depositions of witnesses, and a copy of Permit No. G-28385, as requested by phone.

There is a fee of \$1.50 for the copy of the permit which you may remit to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Hale
Chief Clerk

RT:EPR:mr
Enc. copy of permit
Form 16
Form 17-A 3

C
O
P
Y

203050

February 4, 1960

RE: Permit No. G-28385
Ketchum Spring Water Supply Co.

Jack M. Murphy
Attorney at Law
Hailey, Idaho

Dear Mr. Murphy:

We enclose Permit No. G-28385 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. G-4560 which was issued covering payment in the amount of \$6.25 for the filing fee of the above mentioned permit.

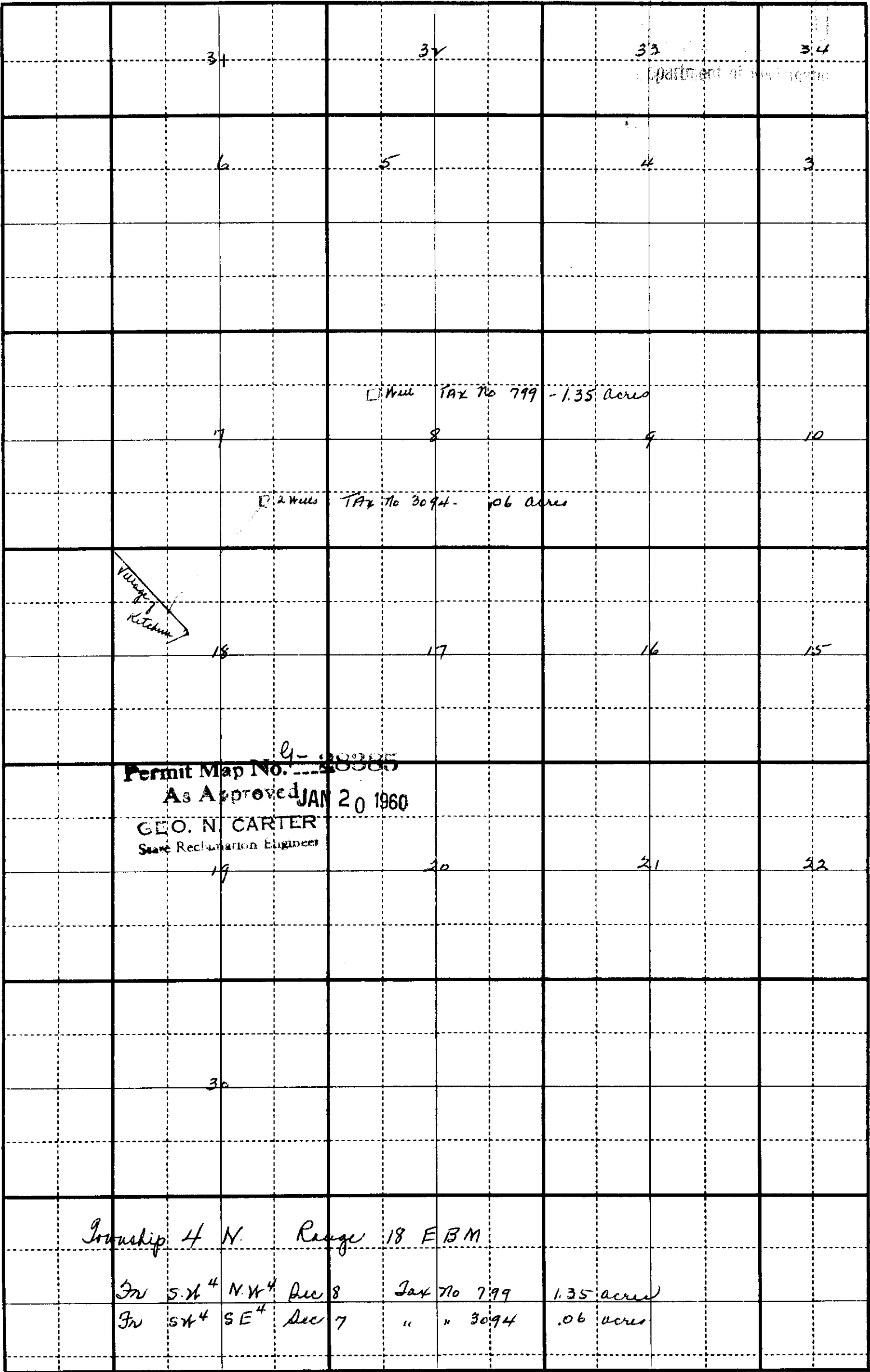
Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

(Mrs) Edna P. Rule
Chief Clerk

EPR:mr
Enc. permit
receipt

78285



KETCHUM SPRING WATER SUPPLY COMPANY

Phone 2132

KETCHUM, IDAHO

January 12, 1960.

RECEIVED
JAN 14 1960
Department of Reclamation

Mrs. Edna P. Rutledge, Chief Clerk
Department of Reclamation
Boise, Idaho.

Dear Mrs. Rutledge:

In reply to your letter dated December 10, 1959 addressed to our attorney, J.J. McFadden of Hailey, we are enclosing the two maps which were apparently lost. Thanks for sending us the blank form for the maps.

I am not sure when Mr. I should say, Judge McFadden, made out the application for filing on our three wells and surplus water which name he used as Secretary of the company. We had an election in November and I was elected Secretary in place of my husband George. If his name is on, perhaps we should change it to mine. However if the date is before Nov. 16th- perhaps it would be alright to let his name stand.

Also- if an attorneys name should appear on the application or the filing that will be published, please change that name from J.J. McFadden to Jack M. Murphy, Hailey.

Very truly yours,


Althea D. Venable, Secy
Ketchum Spring Water Supply Co.

a.

28320

November 25, 1959

Re: Application for Permit
Ketchum Spring Water Supply Co., Inc.

Mr. Joseph McPadden
Attorney at Law
Hailey, Idaho

Dear Mr. McPadden:

Enclosed is the application received today for permit to appropriate subterranean water for use in Ketchum.

The quantity of water is 2400 gallons per minute which is equal to about 5.34 cubic feet per second. The filing fee for that amount is \$6.25.

In case the water may be used outside of the Town site of Ketchum, the place of use may be extended by adding "and vicinity". No. 5-water is to be used for-should probably be simply "municipal and domestic".

Kindly return the application with attached check for \$6.25 or change the amount of water claimed to 5.0 cubic feet per second.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPH:ew
Enc. application

2838574

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

**and
APPLICATION FOR WATER TO
BENEFICIAL USE**

Notice is hereby given that at 1:00 p.m., on the 22nd day of June, 1960, at Ketchum, County of Blaine, State of Idaho, before R. G. Price, Notary Public, at Ketchum Idaho, proof will be submitted of the completion of works for the diversion of 5.34 cubic feet per second of underground water from wells, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-28385 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ketchum Spring Water Supply Co., Ketchum, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.34 cubic feet per second.

3. The use to which said water has been applied is municipal and domestic purposes, and the amount applied to beneficial use is 5.34 cubic feet per second.

4. The point of diversion of said water is one well in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8; two wells in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7, T.4N, R.18E BM.

5. The place where said water is used is Townsite of Ketchum and vicinity in Sec. 18, T.4N, R.18E BM and Secs. 12 and 13, T.4N, R. 17 E. B. M.

6. The date of priority which said user is prepared to establish is Dec. 10, 1959.

GEO. N. CARTER
State Reclamation Engineer
Publish 4-28/5-19

28385