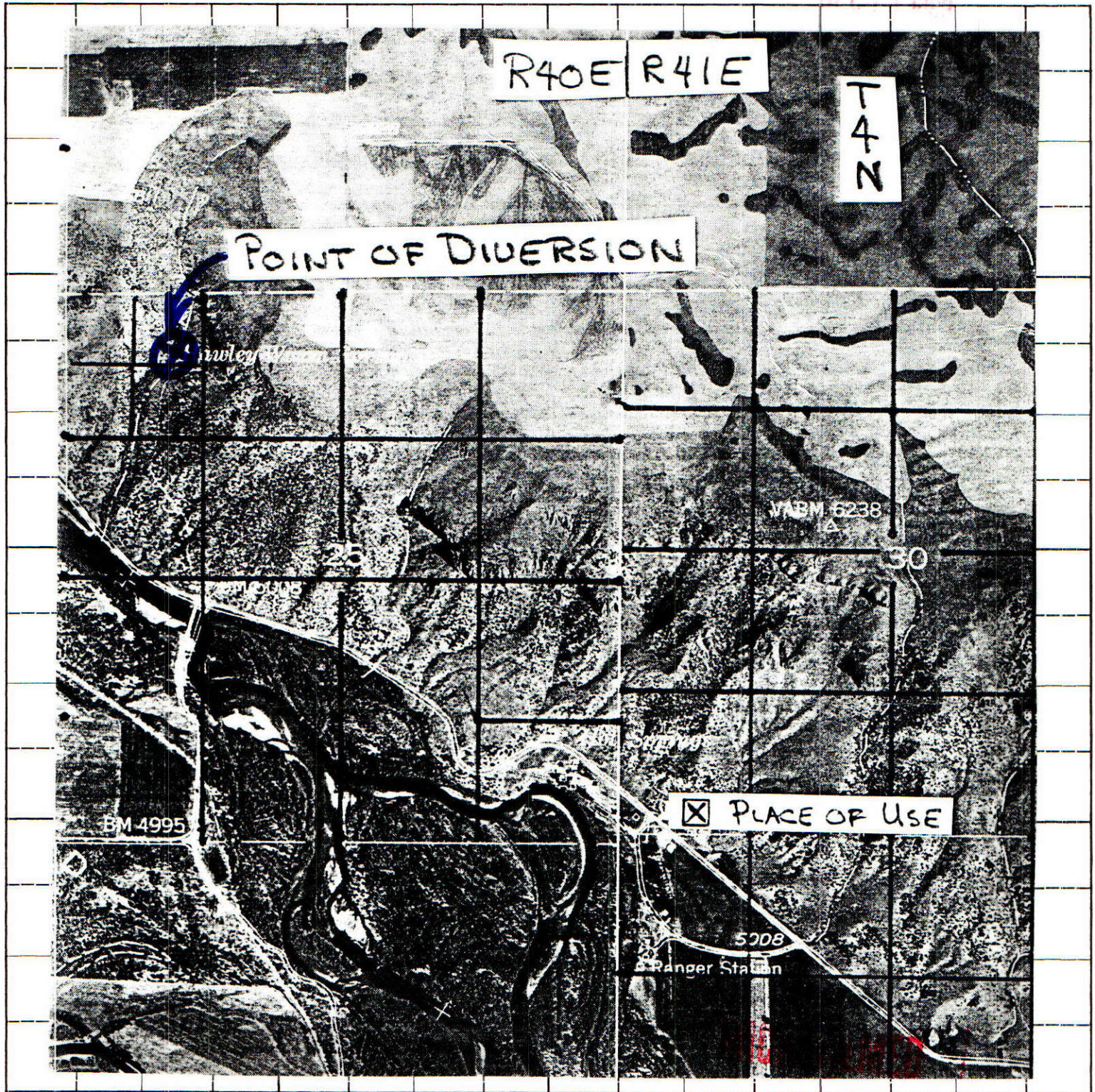


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

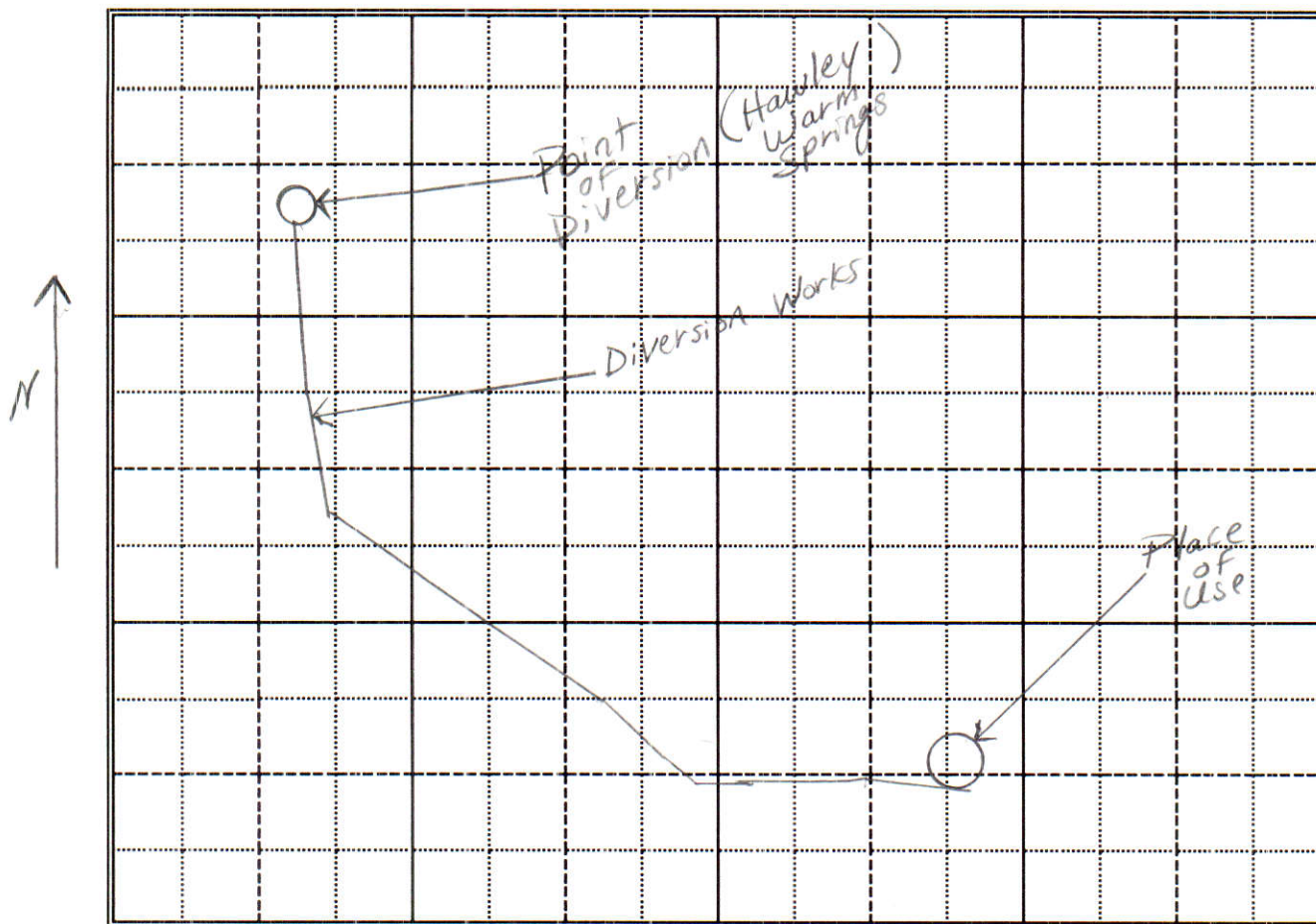


Scale: 2 inches equal 1 mile.

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 Pres. Michael M. C.
Heise Hot Springs LLC.
(Applicant)

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

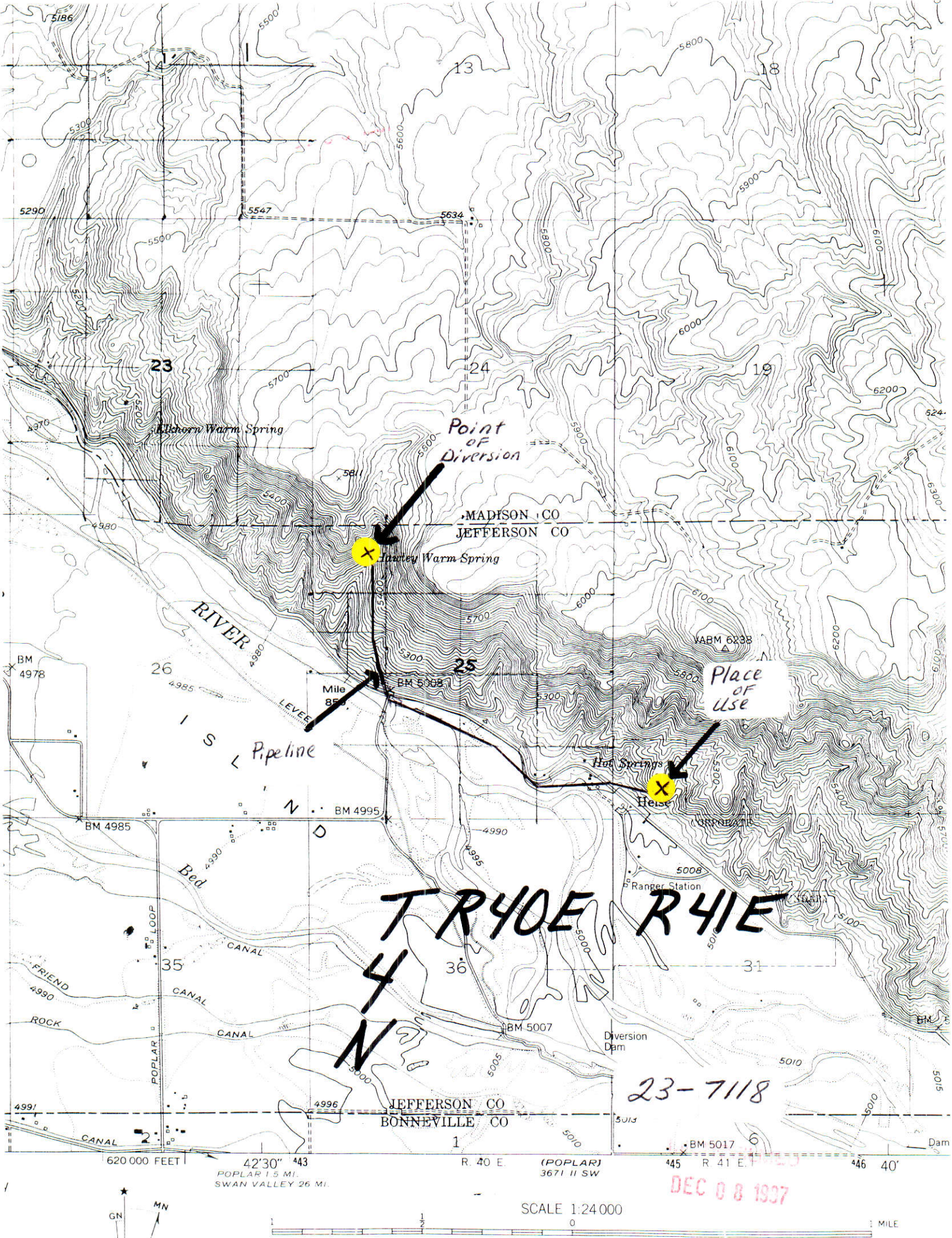
1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure Gauge					0-60	

2. Measurements: Operating PSI = 51

MICROFILMED

DEC 08 1997



Point of Diversion

MADISON CO
JEFFERSON CO

Place of Use

TRYDE R41E

4 N 2

23-7118

620 000 FEET
42°30' 43"
POPLAR 1.5 MI.
SWAN VALLEY 26 MI.

SCALE 1:24 000

DEC 08 1937

V

Accepted by the Hon.
E. J. 117-10 A.S. October

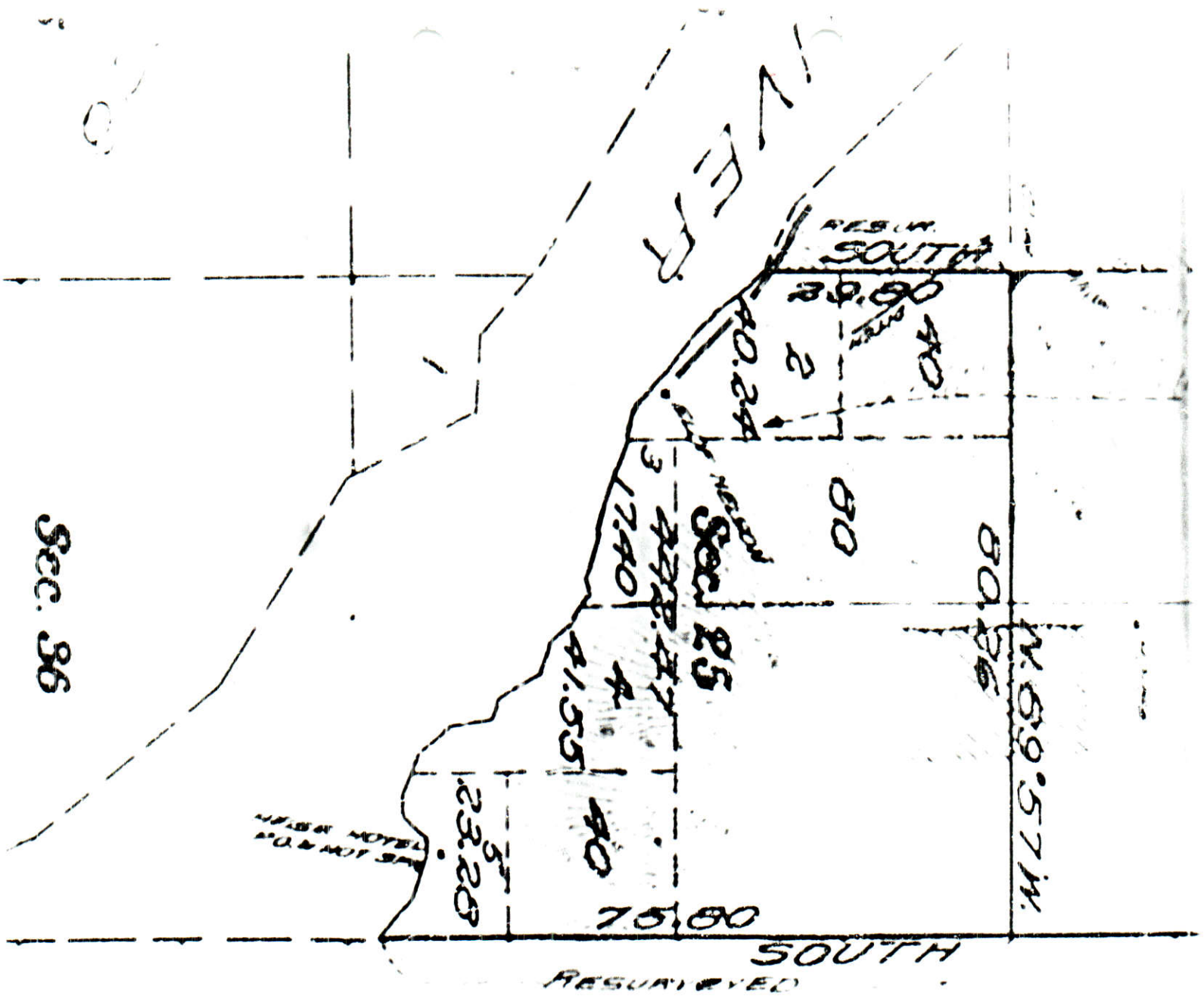
RECORDED
DEC 08 1977

u

23-7118

U

Areas
Public Land
Indian Reserves
Indian Allotments
Mineral Claim
Water Surface



Sec. 36

T

23-07118

HEISE HOT SPRINGS INC.
P.O. BOX 417
RIRIE, ID 83443

Source: HAWLEY WARM SPRING Tributary: SNAKE RIVER

Diversion Pt: NENWNW Sec 25 T 04N R 40E

Use: DOMESTIC (.040 CFS)

Date Filed: 9/13/1988

In: T04N R41E S30 SWSW

23-07118
HEISE HOT SPRINGS INC.
P.O. BOX 417
RIRIE, ID 83443
Source: Hawley Warm Spring
Tributary: Snake River
Diversion Pt:
NENWNW Sec 25 T 04N R 40E
Use: Domestic (.040CFS)
Date Filed: 9/13/1988
In: T04N R41E S30 SWSW

MICROFILMED

DEC 19 1988

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 23-07118

Priority: September 13, 1988

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that HEISE HOT SPRINGS INC

PO BOX 417

RIRIE ID 83443

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 13, 1988; and has submitted Proof of Beneficial Use on October 18, 1989. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from:

HAWLEY WARM SPRING

tributary to SNAKE RIVER

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>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NENWNW , Sec. 25, Township 04N, Range 40E
JEFFERSON County

PLACE OF USE: DOMESTIC

TWN RGE SEC

04N 41E 30

SWSW

CONDITIONS OF APPROVAL AND 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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
6. Domestic use is for 1 home.

MICROFILMED

PLC A 8 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 23-07118

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 21ST
day of NOVEMBER, 1997.


Acting for KARL J. DREHER, Director

RECORDED
DEC 08 1997

OCT 18 1989

ND ✓

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 23-07118 Telephone No. 538-7312

Name(s) of Permit Holder(s): Heise Hot Springs INC.

Post Office Address: PO Box 417 Ririe ID 83443

Source of Water: Hawley Warm Spring

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:

Domestic 1 (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: JUN 01 1940

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes X No Installed? Yes No

OR

Flow Measurement Port: Required? Yes X No Installed? Yes No

Fee Enclosed: \$ _____ (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Mike Quinn 538-7312 or 7356
Name Telephone No.

PO Box 417 Ririe ID
Address

MICROFILMED

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

DEC 14 1989

10-20-89
Date

Mike Quinn pres. Heise Hot Springs Inc.
Signature (and title if on behalf of a company or organization)

3000
23-7118Form 202
6/85Ident. No. ~~33-118~~STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Heise Hot Springs Inc * Phone 538-7312
Post office address P.O. Box 417 Ririe Id 83443
2. Source of water supply Hawley Warm Spring which is a tributary of Snake River
3. Location of point of diversion is NE ¼ of NW ¼ of NW ¼, Govt. Lot _____
Sec. 25 Township 4 N Range 40 E B.M. Jefferson County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic 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 is (a) 0.04 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Collection Box pipeline to irrigation and domestic and commercial system
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year).

MICROFILMED

DEC 19 1988

* List of officers - Michael Quinn - Pres.
Elaine Quinn - Sec. Treas.
Carolyn Helm - Vice Pres.

As per telecon 9-20-88
HLS

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	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	41E	30											~~X~~ D						

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? APPLICANT Afton Smith

b. Who owns the land to be irrigated or place of use? APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Applicant has an easement for P/d

12. Remarks: System serves the Heise Lodge, Schoolhouse, Pizza Parlor, Summer pool; bath house, Hot pool; Bath house, Caretaker, Ranger station and trailer park, Red log Cabin, Walgren home, Heise House, Frank Stone house, Bandal home; Irrigation Rights A23-10023/10024. Heise added to system in 1979.

DEC 19 1988

13. 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.

DEC 19 1988

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 Pres. Michael M. C.
Heise Hot Springs LLC.
(Applicant)

Assured By Kcw 9/12/88

Proposed Priority 9/13/88

Received by Kcw Date 9-13-88 Time Preliminary check by HWJ

Fee \$ 30⁰⁰ Received by Kcw # E002243 Date 9-13-1988

Publication prepared by DG Date 9-28 Published in 12-06-88 Jefferson Star

Publication approved CW Date 10-26-88

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. 23-7118, 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 December 1, 19 89.

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

Use of water under this permit is subject to control by the watermaster of State Water District No. 01, Snake River.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 28th day of November, 1988.

J. Glen Saxton

MICROFILMED

DEC 19 1988

THE JEFFERSON STAR

RIGBY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Jefferson } ss

I, Crystal Foster
being first duly sworn, depose and say, that I am
the printer of THE JEFFERSON STAR, a weekly
newspaper printed and published weekly at
Rigby, Jefferson County, Idaho; and I do
solemnly swear that the

Notice of Application

a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

supplement issue thereof for Two
consecutive issues, the first publication hav-

ing been made on Oct. 5, 1988
and the last publication having been made
on Oct. 12, 1988

Further, that said newspaper is one of general
circulation in said county; that it is a legal
newspaper, conforming to legal specifications
under the Idaho Statutes; that it has at least two
hundred bona fide subscribers living within the
county of publication; and that it has been
continuously and uninterrupted published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.

Crystal Foster

Subscribed to and sworn to before me

this 10-24-88

[Signature]
Notary Public.

(SEAL)

My commission expires 1-27-91

Idaho

NOTICE OF APPLICATION FOR WATER RIGHTS

The following application(s) have been fil-
ed to appropriate the public water of the State
of Idaho:

23-07118

HEISE HOT SPRINGS INC.

P.O. BOX 417

RIRIE, ID 83443

Source: Hawley Warm Spring

Tributary: Snake River

Diversion Pt:

NENWNW Sec 25 T 04N R 40E

Use: Domestic (040 CFS)

Date Filed: 9/13/1988

In: T04N R41E S30 NWSW

25-07438

YOUNG, JUDY D.

YOUNG, KENNETH A.

489 N. 4154 E.

RIGBY, ID 83442

Source: Groundwater

Diversion Pt: SWNNWNE Sec 9 T 04N R 39E

Use: Irrigation (030 CFS)

Date Filed: 8/14/1988

In: T04N R39E S09 NNNWNE

1.5 acres total

25-07437

YOUNG, WILLIAM N.

YOUNG, DE VONA

231 E. SECOND N.

RIGBY, ID 83442

Source: Groundwater

Diversion Pt: NWSWNE Sec 7 T 04N R 39E

Use: Stockwater (020 CFS)

Domestic (060 CFS)

Date Filed: 8/26/1988

In: T04N R39E S07 SWNE

31-07506

HUSKINSON, ROBERT D.

1082 N. HILL ROAD

REXBURG, ID 83440

Source: Groundwater

Diversion Pt: NWNW Sec 22 T 06N R 35E

Use: Stockwater (580 CFS)

Domestic (040 CFS)

Date Filed: 8/25/1988

In: T06N R35E S22 NWNW

35-08672

BEAR ISLAND WATER ASSN., INC.

C/O 14889 BEAR ISLAND DRIVE

IDAHO FALLS, ID 83402

Source: Groundwater

Diversion Pt:

LOT 7 (NESE) Sec 35 T 04N R 37E

Use: Stockwater (200 CFS)

Date Filed: 9/06/1988

In: T04N R37E S35 Lot 7 (NESE)

The permit(s) will be subject to all prior
water rights. Protests may be submitted based
on the criteria of Sec. 42-203A, Idaho
Code and/or the new public interest criteria
of Sec. 42-203C, Idaho Code. Protests must
be filed with the Director, Dept. of Water
Resources, 150 Shoup Ave., Suit 15, Idaho
Falls, Idaho 83402 on or before OCTOBER
24, 1988.

R. Keith Higginson, Director

Published in the Jefferson Star, Rigby,
Idaho, October 5 and 12, 1988.

RECEIVED

OCT 25 1988

Department of Water Resources
Eastern District Office

M E M O R A N D U M

DATE: December 9, 1997

TO: File 23-07118

FROM: Kari Lynn Townsend

RE: Returned mail

=====
The postoffice returned the license that had been mailed to the PO Box address. The yellow sticker on the envelope shows a street address now instead of a PO Box.

I have resent the license and cover letter to the street address of:

5116 E HEISE RD
RIRIE ID 83443-5102

WR2 been updated - ket.

RECEIVED
DEC 08 1997
Department of Water Resources

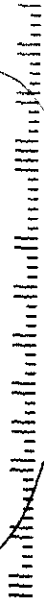
IDAHO DEPARTMENT OF WATER RESOURCES
1301 N. Orchard St.
P.O. Box 83720
Boise, ID 83720-0098
(208) 327-7900

To

HEISE HOT SPRINGS INC
PO BOX 417
RIRIE ID 83443-0417

HEIS417 834433004 1A96 07 11/29/97
FORWARD TIME EXP RIN TO SEND
:HEISE HOT SPRINGS
5116 E HEISE RD
RIRIE ID 83443-5102

RETURN TO SENDER





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

November 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

HEISE HOT SPRINGS INC
PO BOX 417
RIRIE ID 83443

RE: WATER RIGHT NO. 23-07118

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

RECEIVED
DEC 8 8 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name and title.

Shelley W. Keen
Water Rights Supervisor

SK:klt

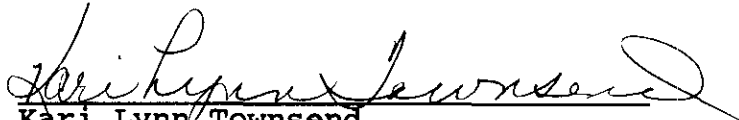
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of November, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 23-07118

HEISE HOT SPRINGS INC
PO BOX 417
RIRIE ID 83443


Kari Lynn Townsend
Secretary

DEC 06 1997

MEMORANDUM

TO: File 23-07118

FROM: Sharla

DATE: November 19, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 23-07118 are based on the following:

A. GENERAL INFORMATION

3. Source: Hawley Warm Spring tributary to Snake River

While the name of the right holder includes "Hot Springs", the source is not Hawley Hot Springs. The source listed on the USGS topo map is Hawley Warm Spring and this is the source listed on the numerous SRBA claims for the other users.

Examiner: Steven Garrison
Exam Date: September 13, 1996

11/19/97
11/19/97

LICENSE REVIEW CHECKLIST

PERMIT NO. 23-07118

DATE 11/17/97

REVIEWER: SHARLA

NAME Change OK Address Change NO
 SOURCE Change OK Is change clarification of originally intended source? NO
 POINT OF DIV Change OK If not, prepare Notice of Intent to Void NO
 PLACE OF USE Change OK Amendment required NO

Does map agree with written description? yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate .04 cfs
 Fee limit .04 cfs NO FEE PD OR REQD AT TIME OF B/U PROCESSING
 Measured --- cfs
 Theoretical --- cfs

Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/ NATURE OF USES

Use	cfs	Volume Calc
<u>Dom.</u>	<u>.04</u>	<u>1.2</u> af
<u>---</u>	<u>---</u>	<u>---</u> af
<u>---</u>	<u>---</u>	<u>---</u> af
<u>---</u>	<u>---</u>	<u>---</u> af
<u>SUBTOTAL</u>	<u>.04</u>	<u>1.2</u> af

Flow rate .04 cfs X 365 days X 1.98 = 29.0 af
 Total volume recommended 1.2 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

D/I home.

CONDITIONS

ROA Watermaster Control WD# 01
--- GW Measurement/Measuring Device
--- Overlap
--- Use-specific conditions

Advancement of Priority Date Required yes no

SRBA Claim Filed NA
 Adjustment Memo source name

1st Amend Letter NA
 2nd Amend Letter NA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 11 1997

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 23-7118

1. Owner: Heist Hot Springs, Inc. Phone No. 538-7312

Current Address: P.O. Box 417, Rivie, ID 83443

2. Accompanied by: Mike Quinn, Pres. EXAM DATE: 13 SEPT 96

Address: 5116 Heist Rd, Rivie, ID 83443 Phone No. 538-7356

Relationship to Permit Holder: President of H.H.S., Inc. His home source of app for Permit #

3. Source: Hawley Hot Springs tributary to Snake River 23-7118

B. OVERLAP REVIEW

1. Other water rights with the same place of use:

2. Other water rights with the same point of diversion: 22-02006; 23-02084B; 23-02089

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	NW	NW	25	04N	40E	Jefferson	on site/USGS

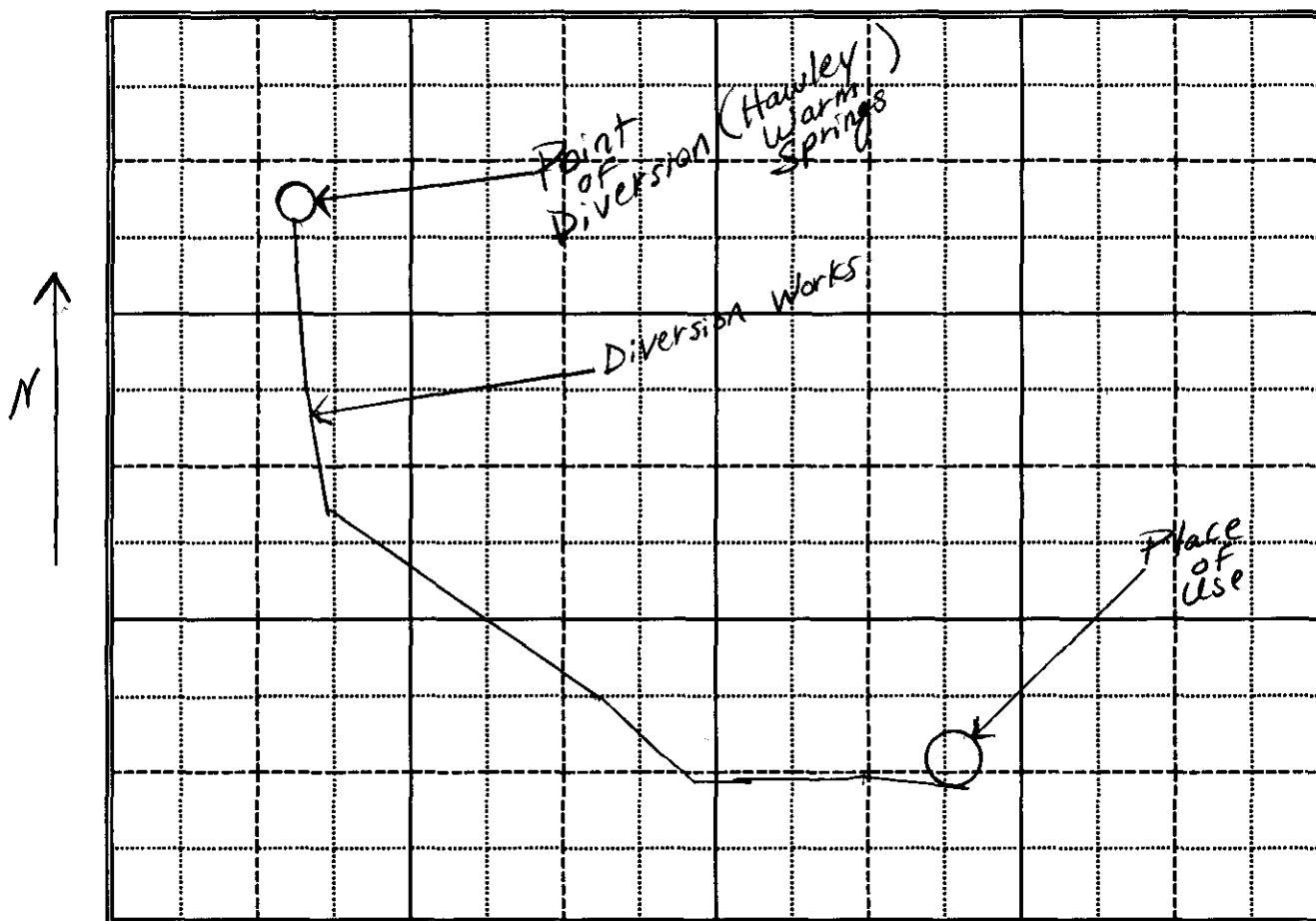
2. Place(s) of Use:

Indicate Method of Determination on site

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	41E	30											DL						

NOT RECORDED
DEC 08 1997

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure Gauge					0-60	

2. Measurements: Operating PSI = 51

WATER DIVISION

DEC 8 1957

E. NARRATIVE/REMARKS/COMMENTS

*Note: Hawley Hot Springs serves the Heist Lodge, Schoolhouse, Pizza Parlor, Summer Pool & bath house, Hot pool, & bath house, Caretaker residence, ranger station and trailer park, Red Log cabin, Walgreen home, Heist house, Grant Stone house, Bander home, & irrigation rights A23-10023/10024. *Mike Quinn's home added to system in 1979. (This is home, place of use, for this Permit and Proof.) Mr. Quinn says that he filed on all about mentioned places of use at beginning of adjudication.

Note: Hawley Hot Springs is located on sided mountain. Collection box; pipeline to irrigation, domestic and commercial.

*Note: Drop of elevation from Hawley Hot Springs to Mike Quinn's home is approximately 200 ft.

Based on elevation drop from P/D to P/U and P51 at P/U, recommend 0.04 CFS requested on Permit and Proof.

Have conditions of permit approval been met? ☒ yes ☐ no

RECORDED
DEC 8 8 1987

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

2. Volume Calculations for Other Uses:

*PS1 = 50 at place of use.
200 foot drop from point of diversion
to place of use.
Recommend 0.04 CFS.*

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic</u>	<u>1-1</u>	<u>12-31</u>	<u>0.04 CFS</u>	<u>1.2 afa</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.04 CFS</u>	<u>1.2 afa</u>

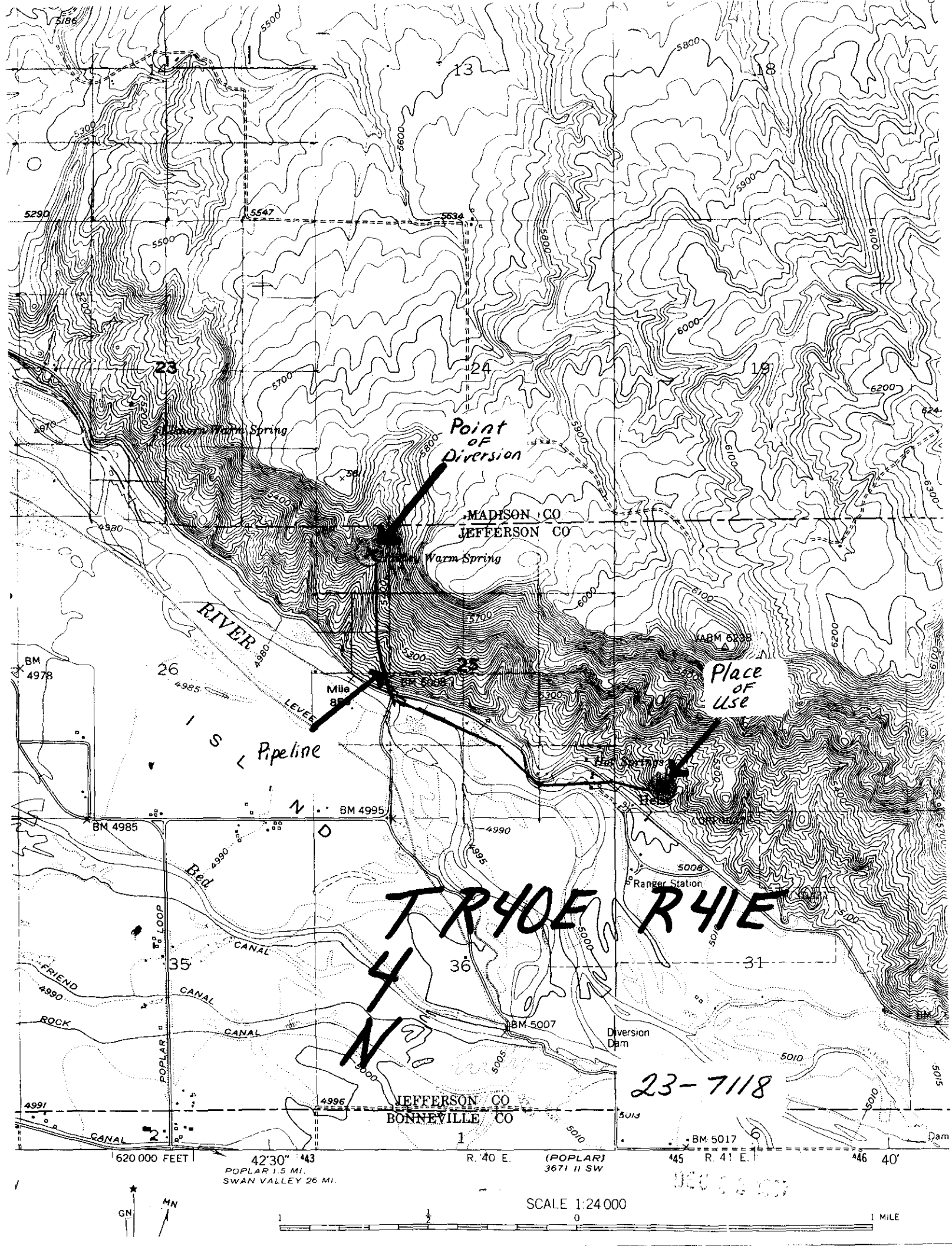
2. Recommended Amendments

____ 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

I. AUTHENTICATIONField Examiner's Name Steven Garrison Date 13SEPT96

Reviewer _____ Date _____

SEAL



Point
of
Diversion

Place
of
Use

TRYDE R41E
4 N 2

23-7118

620 000 FEET
42°30' 43"
POPLAR 1.5 MI.
SWAN VALLEY 26 MI.

SCALE 1:24 000

1 MILE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 30, 1989

Heise Hot Springs Inc.
P. O. Box 417
Ririe, ID 83443

Gentlemen:

Re: Permit No. 23-7118

PROOF ACKNOWLEDGEMENT LETTER

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field inspection to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the Eastern Regional office in Idaho Falls at 525-7161.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

c: IDWR--Eastern

RECEIVED
DEC 14 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 23-7118

Date: 11-9-1989

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
Y Address change _____ If yes, prepare a data entry
Y Proof received timely _____
_____ Reinstated

Source of Water:

Y Surface water
_____ Groundwater
W/A 1. well log in file
W/A 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

W/A Is a measuring device or access port required?
W/A Has one been installed?
W/A Waiver or modification of measuring device requested

Remarks:

Proof acceptable

W/A Priority Calculation:
Date proof received _____

Date proof due _____

No. of days late _____

Priority date _____

NEW PRIORITY DATE _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

HEISE HOT SPRINGS INC.
P.O. BOX 417
RIRIE, ID 83443

September 30, 1989

138647

RE: PERMIT NO. 23-07118 PROOF DUE NOTICE

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 1, 1989. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner 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 which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable 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

MICROFILMED

DEC 14 1989

S T A T E O F 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

Statehouse
Boise, Idaho 83720
(208) 334-7900
December 5, 1988

HEISE HOT SPRINGS INC.
P.O. BOX 417
RIRIE, ID 83443

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 23-07118

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Rights Permits Section

GS: SC
Enclosures

MICROFILMED

DEC 19 1988

Dist. for staffing da 9-16-88
submitted for adv. HWT 9-20-88

DCMP

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

23 7118

INITIAL REVIEW BY HWT DATE 9-20-88 APPLICATION NUMBER ~~23 7118~~
Arise Hot Springs

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.) OK
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Yes ☒ No Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

RECEIVED
NOV 02 1988

Department of Water Resources

PROCESSING

☒ Yes ☐ No form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 10-24-88
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 01
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

☐ See below for additional information

Date of priority recommended 9-13-88
By HWJ Date 10-31-1988

STATE OFFICE REVIEW

P16 05(01, Snake River) 04

☐ See below for additional information

By fw Date 11/21/88

ADDITIONAL INFORMATION

Water will be under the control of watermaster of District 01
Condition <05>



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

September 30, 1988

Heise Hot Springs, Inc.
P.O. Box 417
Ririe, ID 83443

RE: Application for Permit No. 23-07118

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 23-07118. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the JEFFERSON STAR. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Ernest Carlsen
Water Rights Supervisor

EC/rb

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DEC 1 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 28, 1988

THE JEFFERSON STAR
P.O. BOX 37
RIGBY, ID 83442

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. 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 OCTOBER 24, 1988.

Yours truly,

Deena Green
Secretary

Encl.

MICROFILMED

DEC 19 1988

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

MICROFILMED

DEC 19 1988

23-07118

HEISE HOT SPRINGS INC.
P.O. BOX 417
RIRIE, ID 83443

Source: HAWLEY WARM SPRING

Tributary: SNAKE RIVER

Diversion Pt: NENWNW Sec 25 T 04N R 40E

Use: DOMESTIC (.040 CFS)

Date Filed: 9/13/1988

In: T04N R41E S30

SWSW

HEISE HOT SPRINGS INC.
P.O. BOX 417
RIRIE, ID 83443
Source: Hawley Warm Spring
Tributary: Snake River
Diversion Pt: NENWNW Sec 25 T 04N R 40E
Use: Domestic (.040 CFS)
Date Filed: 9/13/1988
In: T04N R41E S30 SWSW

MICROFILMED

DEC 19 1988

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before OCTOBER 24, 1988.

R. Keith Higginson, Director

Published 10/05/1988 & 10/12/1988

MICROFILMED

DEC 19 1988

WATER RIGHT
DATA ENTRY LOG

[illegible]