

State of Idaho
License and Certificate of Water Right

Water License No. 20903

Amount 0.5 second foot

Water District No. _____

Priority January 14, 1949

THIS IS TO CERTIFY that LAVA HOT SPRINGS FOUNDATION
of Lava Hot Springs, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 14, 19 49; that Permit No. 20903
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.5 second feet, was issued thereunder on December 3, 19 53, showing that said works
were completed on the 3rd day of December, 1953; and that on the 5th
day of January, 19 54,

LAVA HOT SPRINGS FOUNDATION

of Lava Hot Springs, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
~~specification~~ (subterranean flow), for the purpose of irrigation, domestic, bathing pools
and tourist park, under Use Permit No. 20903 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
9 of Licenses at page 5353, on the 27th day of September, 19 54;
The right hereby confirmed dates from January 14, 19 49;

The Point of Diversion is located
in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 22, Tp. 9 S., R. 38 E., B. M. Bannock County

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 0.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Lots 9 and 10 Section 22; Lots 7 and 8 Section 21; Township 9 South, Range 38 East, B.M.		

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
20th day of September, 19 54.

.....MARK R. KULP.....
State Reclamation Engineer.

(SEAL)

SCANNED

APR 30 2001

29 2283

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho 29-22-3

APPLICATION No. 28550
PERMIT No. 20903
DISTRICT No.

Max D. Cohn
Lava Hot Springs, Idaho

1. Name of Applicant: State of Idaho, Lava Hot Springs Foundation

Postoffice address: Lava Hot Springs County: Bannock State: Idaho
I. If applicant is a corporation, give:
(a) Date and place of incorporation:
(b) Amount of capital stock:
(c) Amount paid in:
(d) Names and addresses of directors:

II. The financial resources of the applicant are:
(a) Cash on hand:
(b) Treasury stock:
(c) Bonds to be issued:
(d) Other resources:

2. Quantity of water claimed: 1.50 cubic feet per second.

3. Source of water supply: Subterranean flow (well) which is a tributary of

4. Location of point of diversion: 1350' E. and 1390' S. feet distant from the Northwest
of SW 1/4
corner of Section 22, T. 9 S., R. 38 E., B.M., and is in the SE 1/4 SW 1/4
of Section 22, T. 9 S., R. 38 E., B.M., County of Bannock

5. Water is to be used for Irrigation, domestic, bathing pools & tourist park purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T., R., B.M., in the of Section, T., R., B.M.
(b) Amount of power generated: H.P., under feet head.
(c) Water is to be returned to at a point feet
distant from the corner of Section, T., R., B.M., in the
of Section, T., R., B.M.

7. Estimated cost of works: \$ 8,000.00

8. Kind of works: Well, pump, tank and pipe lines

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
dimensions of flume:
Diameter of pipe 6 Main inches/length of conduit Not determined miles.
Average grade per mile feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is Six (6) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Late river right in Portneuf River

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

STATE OF IDAHO, LAVA HOT SPRINGS FOUNDATION *Applicant.*

By **Max D. Cohn** *Agent.*

Date of first receipt at Department of Reclamation: 12:00 M. January 14, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20903
Recorded in Book 75 Page 20903 Approved January 26, 1949
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 March 26, 1949 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before July 26, 1951
The whole of said work to be completed on or before January 26, 1954
Beneficial use of water appropriated in accordance herewith, to be made on or before January 26, 1960

WITNESS My hand this 24th day of January, 1949

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, **C. A. ROBINS**, Governor of the State of Idaho, and **J. D. "CY" PRICE**, 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 26th day of January, 1949.
COUNTERSIGNED: **STATE OF IDAHO**
(SEAL) By **J. D. "CY" PRICE** *Secretary of State.* By **C. A. ROBINS** *Governor.*

Supplemental right to existing water rights.
REMARKS: Water is to be used for irrigation, beautifying parks by growth of vegetation, domestic and general use of tourist parks and trailer camps; to be used also for cooling and filling bathing pools, and for fire protection.

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9 S.	38 E.	22									Lot 9-Lot 10				Lot 8 Lot 7				10
		21									8 2								7 10
																			Total Number of Acres to be Irrigated -
Permit No. 20903																			
CERTIFICATE OF COMPLETION OF WORKS																			

TO ALL WHOM IT MAY CONCERN:

This is to certify that LAVA HOT SPRINGS FOUNDATION of Lava Hot Springs, County of Bannock, and State of Idaho, the holder of Permit No. 20903, issued upon Application No. 28550 bearing date of priority of January 14, 1949, authorizing the diversion of 1.50 second feet of the waters of a well, County of Bannock, State of Idaho, for irrigation, domestic, bathing pool and tourist park 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 1.50 second feet of the waters of said well; that the point of diversion of said waters is in the SE¼ SW¼ Section 22, Twp. 9 South, Range 38 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lots 9 and 10 Section 22; Lots 7 and 8 Section 21; Township 9 South, Range 38 East, B.M.

Witness my hand this 3rd day of December, A.D. 1953.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of works made December 3, 1953.
Certificate of Completion of works issued December 3, 1953.

LICENSE ISSUED FOR 0.5 SEC. FT.
Pg 5353



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

29-2283.

ATTORNEY GENERAL OPINION NO. 97-1

RECEIVED

JAN 13 1997

To: Robert I. Meline, Executive Director
Lava Hot Springs Foundation
P.O. Box 669
Lava Hot Springs, Idaho 83246

Department of Water Resources

Per Request for Attorney General's Opinion

QUESTIONS PRESENTED

1. Does the Lava Hot Springs Foundation, under the terms of title 67, chapter 44, Idaho Code, have authority to control the use of hot springs and hot waters located on lands under the control of the Foundation?
2. If the Foundation has the authority to control the use of hot springs and hot waters on lands under the control of the Foundation, is such control exclusive, or is the use of such waters subject to the provisions of title 42, Idaho Code?
3. If the Foundation has authority to control the use of hot springs and hot waters on lands under the control of the Foundation, does such authority extend to authorizing the use of such hot springs and hot waters by private parties on private lands in exchange for an easement across such lands for a pipeline used for the discharge of the Foundation's waste water, or would such a use have to be licensed by the Idaho Department of Water Resources?

CONCLUSION

1. Yes, the Lava Hot Springs Foundation (Foundation) maintains authority to manage and control the use of all hot waters lawfully appropriated under state law that rise and flow on the Foundation's lands.
2. The rights to the use of all hot waters that rise and flow at Lava Hot Springs are water rights that have been appropriated under state law and are subject to regulation by the Idaho Department of Water Resources (Department) under the provisions of title 42 of the Idaho Code.

SCANNED

APR 30 2001

P.O. Box 83720, Boise, Idaho 83720-0010
Telephone: (208) 334-2400, FAX: (208) 334-2530
Located at 700 W. Jefferson Street, Suite 210

3. The Foundation has the authority under title 67, chapter 44, Idaho Code, to enter into agreements involving easements with private parties to discharge the Foundation's waste water. However, the Foundation may not authorize the use of any portion of its water in a manner that is inconsistent with its state water right. Other parties seeking to use the Foundation's waste water for new uses or on lands other than the authorized place of use must file for a permit from the Idaho Department of Water Resources.

BACKGROUND

Lava Hot Springs was acquired from the United States under an act of Congress in 1902 which conveyed certain lands to the state of Idaho for public use subject to state regulation. The Act reads as follows:

Chapter 1076. -- An Act to grant certain lands to the State of Idaho. Be it enacted by the Senate and the House of Representatives of the United States of America in Congress assembled, That lots seven and eight in section twenty-one, the northwest quarter of the southwest quarter, and lots nine and ten in section twenty-two, all in township nine south, range thirty-eight east, base meridian, in the State of Idaho, are hereby ceded, granted, relinquished, and conveyed unto said State of Idaho for public use under such regulations as said State may prescribe. 32 Stat. 330 (1902)

Seventeen years later, in 1919, the state of Idaho passed Senate Bill No. 9 vesting in the department of welfare the responsibility to manage the lands and property at Lava Hot Springs. 1919 Idaho Sess. Laws 108. The Lava Hot Springs Foundation was created in 1935 and the statutes were amended to make the Foundation responsible for the management and control of the lands and property at Lava Hot Springs. 1935 Idaho Sess. Laws 16. The Foundation, operating as an agency within the department of parks and recreation, continues to manage the lands at Lava Hot Springs today.

ANALYSIS

A. Introduction

The threshold issue raised by the questions presented is whether the unique language in title 67, chapter 44, Idaho Code, creates a special type of water right for the benefit of the Foundation that is different from all other state water rights acquired under the appropriation process. An underlying legal issue is whether it is possible in this state for another type of state water right to exist other than one acquired by appropriation under Idaho law.

Idaho Code § 67-4401 provides: "All rights to the operation, management and control, and to the maintenance and improvement of the lands and property belonging to the state of

Idaho situated within and near the city of Lava Hot Springs, in Bannock County, state of Idaho, hereinafter more particularly described is vested in the Lava Hot Springs Foundation which shall be an agency within the department of parks and recreation”

Idaho Code § 67-4403 describes the lands and property placed under the jurisdiction and control of the Foundation. Idaho Code § 67-4403 provides:

Description of property: The property hereinbefore referred to, and herewith placed under the jurisdiction and control of the said foundation, is described as follows: The northwest quarter (1/4) of the southwest quarter (1/4), and lots nine (9) and ten (10) in section twenty-two (22), and lots seven (7) and eight (8) in section twenty-one (21) in township nine (9), south, range thirty-eight (38) east of the Boise meridian, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in any wise appertaining, and the hot springs and hot waters arising and flowing thereon, in Bannock County, state of Idaho.

Upon further analysis of Idaho’s Constitution and related water statutes, the language in Idaho Code § 67-4403 placing jurisdiction and control of the hot springs and hot waters under the direction of the Foundation is intended to refer to only those waters lawfully appropriated under state law.

B. The Right to Use Water at Lava Hot Springs is Sanctioned under Water Rights Acquired by Appropriation

All rights to water under state law in Idaho are acquired by appropriation. Article 15, § 3 of the Idaho Constitution provides: “The right to divert and appropriate the unappropriated waters of any natural stream to beneficial uses, shall never be denied, except that the state may regulate and limit the use for power purposes” Idaho Code § 42-101 provides: “All the waters of the state, when flowing in their natural channels, including the waters of all natural springs and lakes within the boundaries of the state are declared to be the property of the state, whose duty it shall be to supervise their appropriation and allotment to those diverting the same therefrom for any beneficial purpose” Idaho Code § 42-103, prior to the 1971 amendments, provided: “The right to the use of the waters of rivers, streams, lakes, springs, and of subterranean waters, may be acquired by appropriation.” Idaho Code § 42-104 provides: “The appropriation must be for some useful or beneficial purpose, and when the appropriator or his successor in interest ceases to use it for such purpose, the right ceases.” Idaho Code § 42-106 provides: “As between appropriators, the first in time is the first in right.”

The consistent thread in Idaho’s Constitution and water statutes is that the right to use water must be acquired by appropriation. The Idaho Supreme Court has long held that the method to acquire water in Idaho is by appropriation and that the state may regulate the means of appropriating water within the state. Speer v. Stephenson, 16 Idaho 707, 102 P. 365 (1909).

Unquestionably, the law of prior appropriation is specified as the method to establish the right to use water in Idaho. Absent a clear statutory expression by the legislature to create an exception to the appropriation statutes, all rights to the use of water in Idaho must be acquired by appropriation. The language in Idaho Code §§ 67-4401 and 67-4403 is not a clear expression that the legislature intended to create an exception from the appropriation process for the waters at Lava Hot Springs. The most reasonable interpretation of this language is that the Foundation's jurisdiction and control over waters at Lava Hot Springs refers to those waters that have already been appropriated or that will be appropriated in the future. The legislature has had several opportunities over the years to pass laws regarding the use of water by the state acting through the governor or a state board for a special purpose. In every instance there is a clear expression in the statutes that the water for the special purpose should be appropriated in trust for the people of the state of Idaho.¹ Additionally, Idaho Code § 42-1503 requires that an application to appropriate water be filed by the Idaho Water Resource Board before a minimum stream flow can be established under Idaho law.

Other statutory authority as well as past actions on the part of the Foundation and the Department indicate that the use of the water at Lava Hot Springs was based upon appropriative water rights developed under state law. Perhaps most instructive on the nature of the Foundation's water rights is the language contained in Idaho Code §§ 58-703 and 58-704, passed in 1931, which addressed cessions to the United States for the construction of a national veterans' sanatorium or hospital at Lava Hot Springs. Idaho Code § 58-703 provides: "The state board of land commissioners, acting for and on behalf of the state of Idaho, is hereby authorized, empowered and directed to cede, grant, relinquish and convey to the government of the United States, . . . such portion of the hot mineral and cold water and water rights appurtenant to said lands as may be necessary and convenient [for the operation of a national veterans' sanatorium or hospital]." The description of the lands provided in section 58-704 again refers to waters and water rights appurtenant thereto. The use of the terms "water rights" and "appurtenant" in sections 58-703 and 58-704 is a strong indicator that the Foundation merely controlled the use of the water under a traditional state water right that is appurtenant to lands at Lava Hot Springs.

The grant from the United States in 1902 provided that title to Lava Hot Springs was to be held by the state of Idaho under such regulations as the state may prescribe. In 1919, the Idaho Legislature passed laws directing the department of welfare to manage and control the hot springs and hot waters at Lava Hot Springs. It appears that the department of welfare was directed to manage and control the hot springs and the same hot waters that had been used for many years at Lava Hot Springs prior to the passage of the 1919 Act. In fact, the Foundation recognized this earlier use and claimed a 3 cfs year round water right with a 1902 priority when it filed a Claim to a Water Right with the Idaho Department of Water Resources in 1980. The Foundation filed applications for additional water rights as its needs increased over the years and the Department has processed the applications and issued two water right licenses authorizing the use of additional waters at Lava Hot Springs.

C. The Water at Lava Hot Springs is Subject to State Regulation under Title 42 and must be Applied in a Manner Consistent with the Underlying Water Right

Idaho Code § 67-4401 places a duty on the Foundation to manage and control the hot springs and hot waters arising from lands at Lava Hot Springs. The most reasonable interpretation of this statute is that jurisdiction and control is limited to those waters appropriated under state law. The Foundation's water rights acquired under the appropriation process are the same type of water rights held by other water users in the state and are subject to regulation under title 42 of the Idaho Code.

Finally, under Idaho Code § 67-4402, the Foundation is authorized to exercise such powers as are incidental or conducive to the attainment of the purposes of the Foundation. The authority granted to the Foundation in Idaho Code § 67-4402 appears sufficient to allow the Foundation to enter into agreements pertaining to easements, provided the purpose of the agreement is incidental or conducive to the attainment of the purposes of the Foundation. An agreement which pertains to an easement to discharge waste water from lands managed by the Foundation appears to fall within the grant of authority under Idaho Code § 67-4402. However, as with all appropriators of water, the Foundation must use its water in a manner that is consistent with its underlying water rights. The Foundation's water rights are appurtenant to the lands described in Idaho Code § 67-4403 and should not be applied to other lands. If an adjacent property owner desires to make beneficial use of the Foundation's waste water, that person needs to file an application for permit to appropriate water with the Idaho Department of Water Resources. The Foundation does not have the ability to enter into contracts authorizing the use of its waste water on lands not authorized under the water right.

AUTHORITIES CONSIDERED

1. Federal Statutes:

32 Stat. 330 (1902).

2. Idaho Constitution:

Art. 15, § 3.

3. Idaho Code:

§ 42-101.

§ 42-103.

§ 42-104.

§ 42-106.

§ 42-1503.

§ 58-703.

§ 58-704.
§ 67-4301.
§ 67-4304.
§ 67-4307.
§ 67-4308.
§ 67-4309.
§ 67-4310.
§ 67-4311.
§ 67-4401.
§ 67-4402.
§ 67-4403.

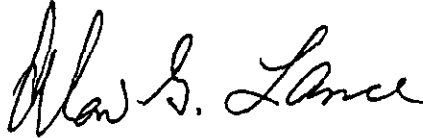
4. **Idaho Cases:**

Speer v. Stephenson, 16 Idaho 707, 102 P. 365 (1909).

5. **Other Authorities:**

1919 Idaho Sess. Laws 108.
1935 Idaho Sess. Laws 16.

DATED this 9th day of January, 1997.



ALAN G. LANCE
Attorney General

Analysis by:

JOHN W. HOMAN
Deputy Attorney General

1. See Idaho Code § 67-4301, Appropriation of waters at Big Payette Lake; Idaho Code § 67-4304, Appropriation of waters at Priest, Pend d'Oreille and Coeur d'Alene Lakes; Idaho Code § 67-4307, Appropriation of waters at Malad Canyon; Idaho Code § 67-4308, Appropriation of waters at Niagra Springs; Idaho Code § 67-4309, Appropriation of waters at Big Springs; Idaho Code § 67-4310, Appropriation of waters at Box Canyon; Idaho Code § 67-4311, Appropriation of waters at Thousand Springs.

Legal Notice

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:30 p. m. on the 5th day of January, 1964 at Lava Hot Springs, County of Bannock, State of Idaho, before Terrell Hall, Notary Public, Proof will be submitted of the application to beneficial use of 1.5 cubic feet per second of the waters of a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22, Twp. 9S., Rge. 36E., B.M. in accordance with terms and conditions of Permit No. 20903 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Lava Hot Springs Foundation, Lava Hot Springs, Idaho.

The use to which said water has been applied is irrigation, domestic, bathing pools and tourist park purposes.

The amount applied to beneficial use is 1.5 cubic feet per second.

The place where said water is used are Lots 9 and 10 Section 22; Lots 7 and 8 Section 21; Township 9 South, Range 36 East, B. M.

The right to take water from such works is based upon Permit No. 20903.

The source of supply from which such water is diverted is subterranean from a well.

The date of priority which said user is prepared to establish is January 14, 1949.

Mark R. Kulp
State Reclamation
Engineer.

September 21, 1954

RE: Permit No. 20903

Mr. Max D. Cohn
Lava Hot Springs
Idaho

Dear Mr. Cohn:

We enclose License and Certificate of Water Right issued under Permit No. 20903 confirming the right of the Lava Hot Springs Foundation to the use of 0.5 second foot of water from a well in the ~~SE~~^{SW} Section 22, Township 9 South, Range 38 East B.M. for irrigation, domestic, bathing pools and tourist park purposes in Lots 9 and 10 Section 22 and Lots 7 and 8 in Section 21, Township 9 South, Range 38 East B.M. with priority of January 14, 1949.

Very truly yours,

MARK R. KULL
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

20903

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20903

REPORT ON PROOF OF Beneficial Use

LAVA HOT SPRINGS FOUNDATION, Lave Hot Springs, Idaho

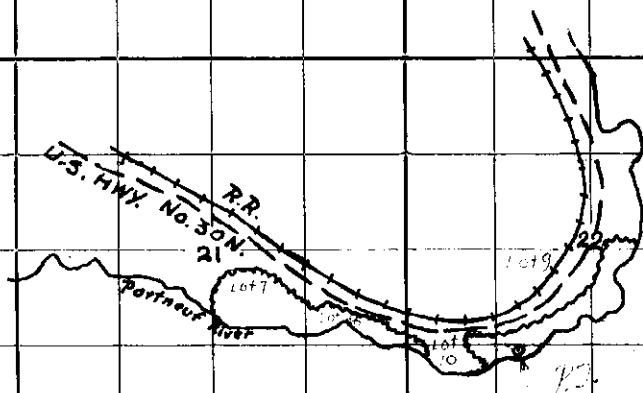
.5 cfs
max

cap 1.5 cfs

4 Reclamation
200 100

R-38E.

T.
9
S.



P.D. = Lot #9 S 22

Subdivisions = $\frac{1}{4}$ = Lots 9 + $\frac{10}{12}$ in S 22
allow .5 cfs. Lot 8 & 7 in S. 21.

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

Permit No. 20903

This proof is for Beneficial Use In Water District No. _____1. Name of applicant Lava Hot Springs Foundation, Lava Hot Springs, Idaho2. Source of water supply: Subterranean from a well3. Location of point of diversion: Is in the SE¹₄ SW¹₄ of Section 22T. 9 S. R. 38 E. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: Well and pump are located in a concrete block building 14' by 14' by 9' high. Land is located on the NE side of the trailer park East of Lava Hot Springs just South of Highway 30. 87' deep by 8" diameter cased to bottom. Pump down 60'. H=8'. No draw down according to Mr. Cohn. Motor is a 7 $\frac{1}{2}$ hp Fairbanks Morse 220-V. Serial No. F 92899. Pump is a Fairbanks Morse pump Serial No. PL 6789. 1100 gallon storage tank in the building with the pump. Delivery through 4" line into the storage tank and to the mains. Water is used for domestic purposes and irrigation at the Park and also carried on down to the bathing pools where it is used to cool water also has other outlets for use at the Lava Hot Springs Foundation.

5. Water is used for Irrigation, domestic, bathing pools and tourist park purposes6. 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):

Lots 9 and 10, Section 22;Lots 7 and 8, Section 21;Twp. 9 South, Range 38 East, B. M.

See the map

(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. Cohn states that this does not furnish sufficient water and that he contemplates drilling another well before long.

Used for 24 trailer house units in Lot 9 S 22
Five acres of sprinkling in lots 9 & 10 S 22 and
lots 7 & 8 in S 21.
Cooling hot bathing pools in Lot 8 S 21

This examination was made on the 2nd day of September, 19 54(Signed) E. N. Humphrey Examiner.

20903

Sold by

Pumps against 60" tank
plus lift

Sprinklers 5 acres.
cool bath... pools.

24 trailer stalls } upper.
Laundry & bath

$$\frac{100' h. \times X}{550} = 7\frac{1}{2} \times .75$$

$$X = \frac{550 \times .75}{182}$$

31" water

.5 cfs.

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.

Lava Hot Springs Foundation
Lava Hot Springs, Idaho

Permit No. 20903

Examination for Beneficial Use

County Bannock

22-9S.-38E

Q = 1.5 c.f.s.

I = Well

P.D. = SE. SW., Sec. 22, T. 9S. - R. 38E.

Max. Colm

Eng. Foundation

McC. Irrigation, Domestic.
Bathing pools, Tourist Park.

Priority - Jan. 14, 1949
Due - Jan. 26, 1960

P/W - 12-3-53.

87' x 8" cnd to bottom

pump down 60'

87 1108' 70 d.d. (McColm)
72
8

7 1/2 hp F. Morse Pump.

220V. 18.69. 3475 rpm
#F92899

F. M. Pump. Pomona Lark
PL 6789

1100 gal Tank & pump in
conc. block bldg.
16' cone floor.

168" x 168" x (14 x 8") h.

sheet metal roof

A.B. Controls

E.M. Safety switch 230V.
Cutter Hammer 1" copy.
on East wall.

Well ann. 4" steel valve
4"

August 30, 1954

RE: Permit No. 20903

Lava Hot Springs Foundation
Lava Hot Springs
Idaho

Gentlemen:

Inspection is required in connection with all permits being brought to license in the State of Idaho under Idaho state law.

I intend to make inspection in connection with your permit either on Thursday evening or Friday morning early.

Please be prepared to accompany me on this inspection.

I will probably stop over night Thursday evening at the River Side Inn at Lava.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:br

20903

January 27, 1954 .

RE: Permit No. 20903

Mr. Max D. Cohn
Lava Hot Springs
Idaho

Dear Mr. Cohn:

This mornings mail brings us your deposition in proof of Beneficial Use on Permit No. 20903 together with affidavit of publication in the McCammon News.

This completes the proof and before final action is taken the law requires that a field examination be made by an engineer from this Department.

We cannot say just when this examination will be made, but our field engineer will contact you at the time he makes the examination in order that you may arrange to show him over the ground.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

m:br

20903

PROOF OF PUBLICATION

STATE OF IDAHO
COUNTY OF BANNOCK

SS.

NOTICE OF PROOF APPLICATION OF WATER TO SPECIAL USE

Notice is hereby given that at 10:30 a. m. on the 10th day of January, 1954, at 10:30 a. m. before Earl C. Hall, Notary Public, Proof will be submitted of the application to Special Use of 1.9 acres of land on which is the water of a well in the Bannock County, Idaho, Section 34, T. 1 N., R. 1 E., N. 1 E. 1/4, and conditions of Permit No. 1000 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and position of the owner of the water is: Earl C. Hall, Notary Public, and the name of the water is: Bannock County Water.

The use to which said water has been applied is: Irrigation, and the name of the water is: Bannock County Water.

The date of the application is: January 10, 1954.

The date of the proof is: January 10, 1954.

The date of the water is: January 10, 1954.

The date of the water is: January 10, 1954.

The date of the water is: January 10, 1954.

The date of the water is: January 10, 1954.

The date of the water is: January 10, 1954.

E. Dwyer being first duly sworn,
deposes and says that he is the Post Master
of The McCAMMON NEWS, a weekly newspaper published at
McCammon, Bannock County, in the State of Idaho; that the
10th day of January, 1954, a true copy of which is hereto at-
tached, was published in The McCAMMON NEWS for four
consecutive weeks, first publication having been made on the
10th day of January, 1953 and the last
publication having been made on the 12th day of
January, 1954.

That said paper has been continuously and uninterruptedly
published in said county during a period of seventy-eight consecu-
tive weeks prior to the first publication of said notice of advertise-
ment,, and is a newspaper within the meaning of the laws of
Idaho.

E. Dwyer
SUBSCRIBED and SWORN TO before me this 21st
day of January 21 A. D., 1954.

Wayne L. Brown
Notary Public.

My commission expires December 26, 1955.

20903

PROOF OF PUBLICATION

STATE OF IDAHO
COUNTY OF BANNOCK

SS.

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:30 p. m. on the 5th day of January, 1954 at Lava Hot Springs, County of Bannock, State of Idaho, before Terrell Hall, Notary Public, Proof will be submitted of the application to beneficial use of 1.5 cubic feet per second of the waters of a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22, Twp. 23S., Rge. 30E., B.M. in accordance with terms and conditions of Permit No. 20903 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Lava Hot Springs Foundation, Lava Hot Springs, Idaho.

The use to which said water has been applied is irrigation, domestic, bathing pools and tourist park purposes.

The amount applied to beneficial use is 1.5 cubic feet per second.

The place where said water is used are Lots 9 and 10 Section 22; Lots 7 and 8 Section 21; Township 9 South, Range 38 East, B. M.

The right to take water from such works is based upon Permit No. 20903.

The source of supply from which such water is diverted is subterranean from a well.

The date of priority which said user is prepared to establish is January 14, 1949.

20903
Mark R. Kulp
State Reclamation
Engineer.

S. J. Dwyer being first duly sworn,
deposes and says that he is the owner
of The McCAMMON NEWS, a weekly newspaper published at
McCammmon, Bannock County, in the State of Idaho; that the
newspaper, a true copy of which is hereto at-
tached, was published in The McCAMMON NEW for 22
consecutive weeks, first publication having been made on the
10th day of December, 1953 and the last
publication having been made on the 27 day of
January, 1954.

That said paper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of said notice of advertisement, and is a newspaper within the meaning of the laws of Idaho.

S. J. Dwyer
SUBSCRIBED and SWORN TO before me this 5th

day of January, 1954 A. D., 1954

Terrell Hall

Notary Public.

My commission expires December 26, 1955

20903

✓
January 9, 1954

RE: Permit No. 20903

Mr. Max D. Cohn
Lava Hot Springs
Idaho

Dear Mr. Cohn:

We acknowledge receipt of the depositions of two witnesses in proof of Beneficial Use on Permit No. 20903, also copy of the published notice.

However, we have not received the depositions of the holder which we thought you were to execute for the Lava Hot Springs Foundation, and we enclose another form for this deposition in case you have misplaced the one handed you. This should be executed before Mr. Terrell Hall, Notary Public, and we should also have the affidavit of publication which the McCammon News was instructed to send you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
Enc.

20903

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 27 1949
Department of Reclamation

Permit No. 20903

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Max D. Cohn, Chairman of Board, Pocatello, Idaho

Lava Hot Springs Foundation

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.

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

Ans. #20903, January 24, 1949

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

Ans. Subterranean Flow (Well). Point of diversion: 1350' E and 1390' S of Northwest Corner of SW $\frac{1}{4}$ of Sec. 22, T 9 S R. 38 E, B.M., Blaine County

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.

Ans. Well, pump, tank and pipe lines. Well 80'; 10' casing, 3' depth to water.

Estimated 1800 gals minute.

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. For domestic purposes, cooling of bathing pools and lawn sprinkling.

20903

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

Ans. Domestic.

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

Ans. 1.50 cubic feet per second

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.

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

Ans. Used maximum past four years.

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. Late river right in Portneuf River

(Sign)

Max S. Cohn

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 Lava Hot Springs, Idaho County of Bannock, State of Idaho, on this 23rd day of January, A. D. 1954,

F. J. G. Hall

Notary Public

My commission expires March 1, 1954

20903

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20903

Proof of Application of Water to Beneficial Use
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. Viggo Frandsen 56 yrs. Lava Hot Springs, Idaho, Sup't. Lva Hot Springs
Foundation

Ques. 2. Are you acquainted with Lava Hot Springs Foundation, the holder of Permit No. 20903? How long have you known him and where does he reside?

Ans. Know for 5 yrs. Lava Hot Springs, Idaho

Ques. 3. Have you read or heard read said Permit No. 20903, and are you familiar with its provisions and conditions?

Ans. Yes

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. Subterranean flow (well) Diversion 1350' E and 1390' S from the Northwest corner of SW $\frac{1}{4}$ of Sec. 22, T 9 S, R38 E, BM, and is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 22, T 9 S, R 38 E, BM.
Pump & pressure tank from 40 to 60 lbs pressure; water conveyed by 6" pipe graduated to 4" to 2" and 3/4" lines.

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. 0.7 sec ft

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. 175 g. p. m.

20903

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. Irrigation, domestic, bathing pools & Tourist park purposes. Irrigation in Lot 9 (8 acres) and Lot 10 (2 acres) in Section 22; Lot 8 (7 acres) and Lot 7 (10 acres) in Section 21, T 2 S., R 38 E., B.M. Use of the water has resulted in the development of Golf Course, Parks, Sunken Gardens and a 30 unit trailer park.

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

Ans. Domestic and cooling of swimming pools.

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. Lawn in trailer park and sunken gardens - 200,000 gal. requires 200,000 gal.

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. Frequently in past 2 1/2 years, to full extent stated above

(Signed) Viggo Frandsen

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 Lava Hot Springs, County of Bannock, State of Idaho, on this 4th day of January, A. D. 1953.

Emile J. Hall
Notary Public.

My commission expires March 1, 1954

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 8 1954
Department of Reclamation

Permit No. 20903

Proof of Application of Water to Beneficial Use

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. Leo W. Zeiger, 24 yrs., Lava Hot Springs, Idaho

Ques. 2. Are you acquainted with The Lava Hot Springs Foundation, the holder of Permit No. 20903? How long have you known him and where does he reside?

Ans. 7 years. Lava Hot Springs Idaho

Ques. 3. Have you read or heard read said Permit No. 20903, and are you familiar with its provisions and conditions?

Ans. Yes

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. Subterranean flow (well) Diversion 1350' E and 1390' S from the Northwest corner of SW $\frac{1}{4}$ of Sec. 22, T 9 S, R 38 E, B. M., and is in the Se $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22, T 9 S, R 38 E, B.M. Pump & pressure tank from 40 to 60 lbs pressure; water conveyed by 6" pipe graduated to 4" to 2" and 3/4" lines.

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. 0.7 sec ft

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. 175 gals per minute

20903

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. Irrigation, domestic, bathing pools and tourist park purposes. Irrigation in Lot 9 (8 acres) and Lot 10 (2 acres) in Section 22; Lot 8 (7 acres) and Lot (10 acres) in Section 21, T 9 S, R 38 E, B.M. Use of the water has resulted in the development of golf course, parks, sunken gardens and a 30 unit trailer park.

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

Ans. Domestic and cooling of swimming pools.

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. Lawn in trailer park and sunken gardens. 2 acres requires 0.1 sec ft

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. Frequently in past 2 years, to full extent stated above

(Signed)

Leo W. Zeiger

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 Lava Hot Springs, County of Bannock, State of Idaho, on this 5th day of January, A. D. 1953.

Frederick Hall

Notary Public.

My commission expires March 1, 1954

20903

December 28, 1953

RE: Permit No. 20903

McCarmon News
McCarmon
Idaho

Gentlemen:

On December 3rd, we sent you notice for publication on Permit No. 20903 of the Lava Hot Springs Foundation to be published once a week for four weeks prior to January 5, 1954.

To date we have received no acknowledgement of this notice, nor a copy of the paper containing same. Please advise if the notice is being published and is so, send us a copy of the publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re

20903

NOTICE FOR PUBLICATION
**NOTICE OF PROOF APPLICATION OF WATER
 TO BENEFICIAL USE**

Notice is hereby given that at 2:30 AP M. on the 5th day of January, 1954,
 at Lava Hot Springs, County of Bannock, State of Idaho, before
Terrell Hall, Notary Public, proof will be submitted of the
 application to beneficial use of 1.5 cubic feet per second of the waters of a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
B.M.
Sec. 22, Twp. 9 S., Rge. 38 E., in accordance with the terms and conditions of Permit No. 20903
 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Lava Hot Springs Foundation, Lava Hot Springs, Idaho.

The use to which said water has been applied is irrigation, domestic, bathing pools and
tourist park purposes.

The amount applied to beneficial use is 1.5 cubic feet per second.

The place where said water is used (~~For irrigation, give full and accurate description of the lands irrigated.~~)
Lots 9 and 10 Section 22; Lots 7 and 8 Section 21; Township 9 South, Range 38 East, B.M.

~~The name of the canal or ditch or other works by which said water is conducted to such place of use is~~

The right to take water from such works is based upon Permit No. 20903

The source of supply from which such water is diverted is subterranean from a well

The date of priority which said user is prepared to establish is January 11, 1949

MARK R. KULP

State Reclamation Engineer.

20903

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Re: Permit No. 20903

Date: December 3, 1953

McCammon News

McCammon, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **January 5, 1954** the date set for proof, the expense of the publication to be paid by the applicant, **C/o Max D. Cohn** of **Lava Hot Springs, 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 of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

20903

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Dec. 3-1953
(P. O.) Boise, 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 McCarmon News of McCarmon, Idaho published in the county in which the works are situated.

Max O. Cohn

(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.

20903

Permit No. 20903

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of ADA

ss.

Max D. Cohn

Agent

being first duly sworn, upon his oath deposes and says:
First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 20903, and that his postoffice address is Lava Hot Springs State of Idaho

Second: That the name of the stream from which said water is to be diverted is Subterranean flow from a well

Third: That the point of diversion of said water is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22, Twp. 9 South, Range 38 East, B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 26, 1954.

Fifth: That the use for which said water is intended is irrigation, domestic, bathing and tourist park purposes.

Sixth: That on the date above mentioned, the works constructed under said permit were (overcome) fully completed and consisted of the following:

I. Kind of works: Well, pump, tank and pipe lines
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width feet, height feet.

(d) Conduit width at bottom feet, width at water line
(State whether ditch, flume or pipe)

feet, depth of water feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

Seventh: That said works are capable of conducting to the place of intended use 1.5 second feet of water.

Eighth: That water appropriated under said permit is available for 27 acres of land described as follows: Lots 9 and 10 Section 22, and Lots 7 and 8 Section 21, Twp. 9 South, Range 38 East, B. M.

Ninth: Remarks: That The well is 81 feet deep, cased to depth with 10 inch casing. Fairbanks Morse turbine type pump, 5 H. P.

LAVA HOT SPRINGS FOUNDATION

By

(Sign Here)

Subscribed and sworn to before me this 3 day of December, 1953

My commission expires 3-25-57

Notary Public.

20903

Certificate of Completion of Works
and forms for proof of Beneficial use
handed Mr. Max D. Cohn, personally,
December 4, 1953.

J L A

20903

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

November 3, 1953

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Lava Hot Springs Foundation
C/o Max D. Cohn
Lava Hot Springs, Idaho

Boise, Idaho

Dear Sir:-

Under the terms of your permit No. 20903 you are required to complete your diversion works on or before January 26, 1954. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

MARK R. KULP

State Reclamation Engineer

20903

January 31, 1949

Re: Permit No. 20903

Mr. Max D. Cohn
Lava Hot Springs, Idaho

Dear Mr. Cohn:

We enclose Permit No. 20903 in the name of the Lava Hot Springs Foundation and direct your attention to the limitations and conditions of this permit as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt
Enc.

20903

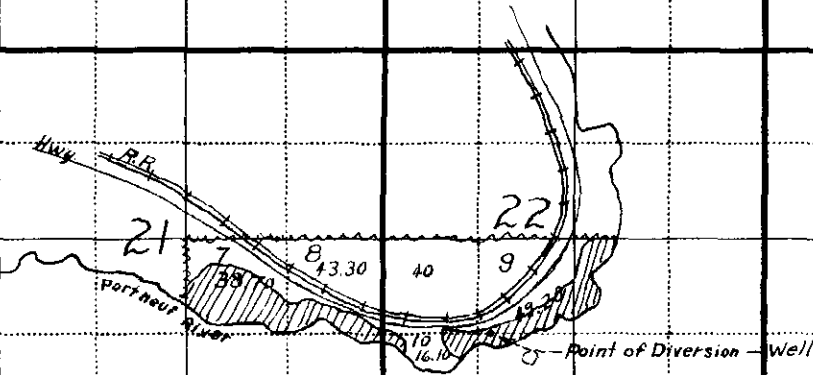
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20903
JAN 6 1918
U.S. GEOLOGICAL SURVEY
WASHINGTON, D.C.