

07/12/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 25-7418

NAME AND ADDRESS: FALLS WATER CO INC
1770 SABIN DR
IDAHO FALLS ID 83406

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.000 CFS

PRIORITY DATE: 09/23/1987

POINT OF DIVERSION:

T02N R38E S11 SWSWNW Within BONNEVILLE County
T02N R38E S14 SENESW Within BONNEVILLE County
T02N R38E S14 SENESW Within BONNEVILLE County
T02N R38E S14 SENESW Within BONNEVILLE County
T02N R38E S14 SWSWSW Within BONNEVILLE County
T02N R38E S15 SENESE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	1.000 CFS

PLACE OF USE:

Place of use is within the area served by the public water supply system of Falls Water Company. The place of use is generally located within Sections 10, 11, 13, 14, 15, 16, 22 and 23, Township 2N, Range 38E.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

To the extent necessary for administration between points of diversion for ground water; and between points of diversion for ground water and hydraulically connected surface sources, water was first appropriated or used from:

Well No. 1 located in T2N R38E S14 SWSWSW on 6/10/1958 in the amount of 0.59 cfs.

Well No. 2 located in T2N R38E S14 SENESW on 12/31/1962 in the amount of 1.16 cfs.

Well No. 3 located in T2N R38E S15 SENESE on 11/11/1974 in the amount of 0.29 cfs.

Well No. 4 located in T2N R38E S14 SENESW on 4/18/1980 in the amount of 3.00 cfs.

Well No. 5 located in T2N R38E S11 SWSWNW on 3/13/1978 in the amount of 1.89 cfs.

EXPLANATORY MATERIAL: License

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The issuance of this right does not grant any right-of-way or easement across the land of another.

The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 25-7148, 25-7191, 25-7418, 25-14035, AND 25-14055.