

07/12/2004

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

RIGHT NUMBER: 25-7191

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.000 CFS
1,578.000 AFY

PRIORITY DATE: 04/18/1980

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 SWSWSW Within BONNEVILLE County
T02N R38E S15 SENESE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
01/01 12/31

QUANTITY
3.000 CFS
1,578.00 AFY

PLACE OF USE:

Place of use is within the service area of Falls Water Company as provided for under Idaho law. The place of use is generally located within T2N R38E Sections 10, 11, 13, 14, 15, 16, 22, 23.

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

SCANNED

SEP 27 2004

Water Right 25-7191

1

PROFILED

07/12/2004

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

This right originally established for Well #4, located at T2N R38E S14
SENESEW.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE
PURSUANT TO SECTION 42-1425, IDAHO CODE.

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

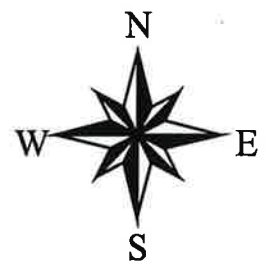
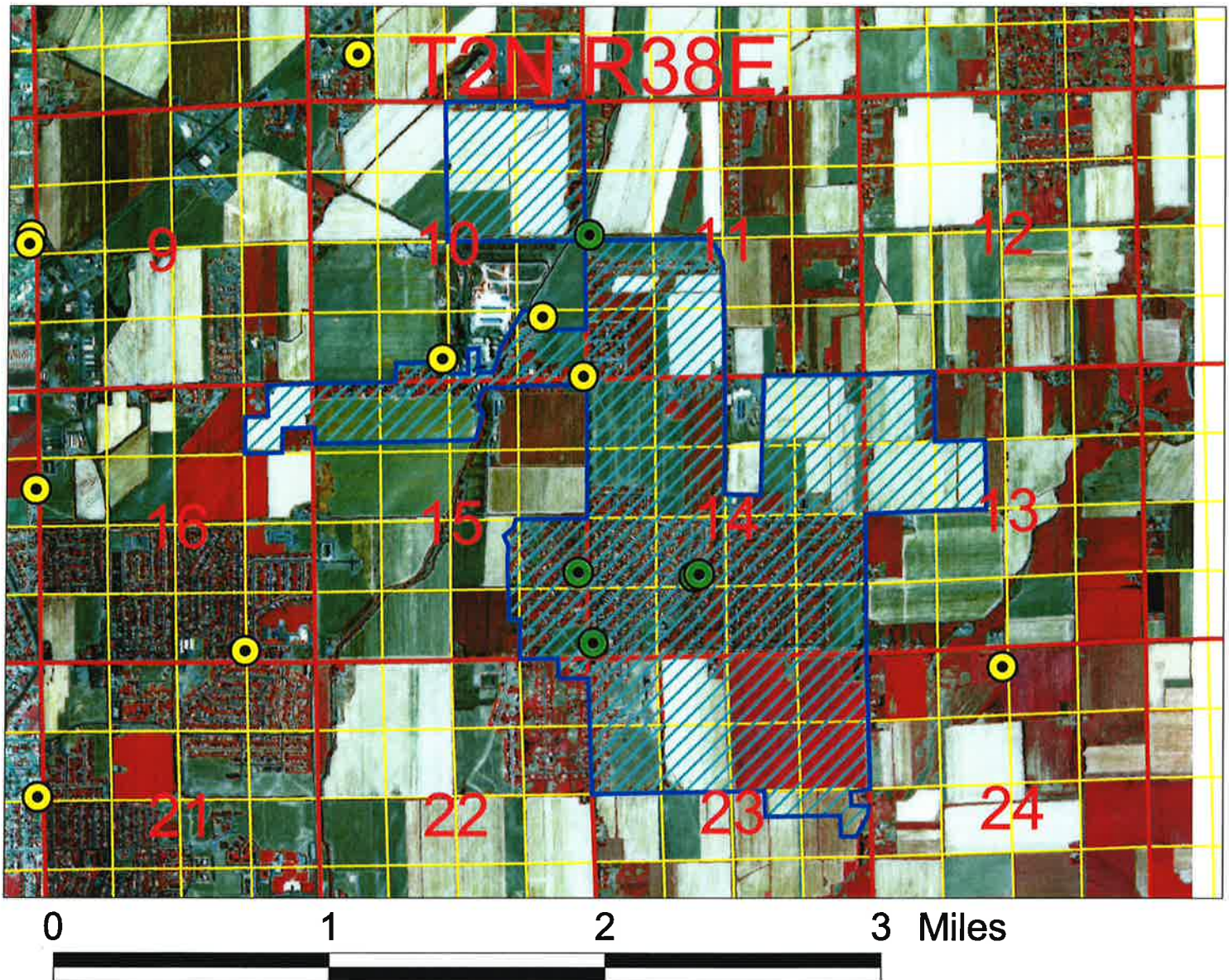
Municipal use is for 1315 homes.

SCANNED
SEP 27 2004
PROFILED



Department of Water Resources

Claim No.: 25-07191



- Point of diversion
- Place of Use
- Sections
- QQ

SCANNED

SEP 08 2004

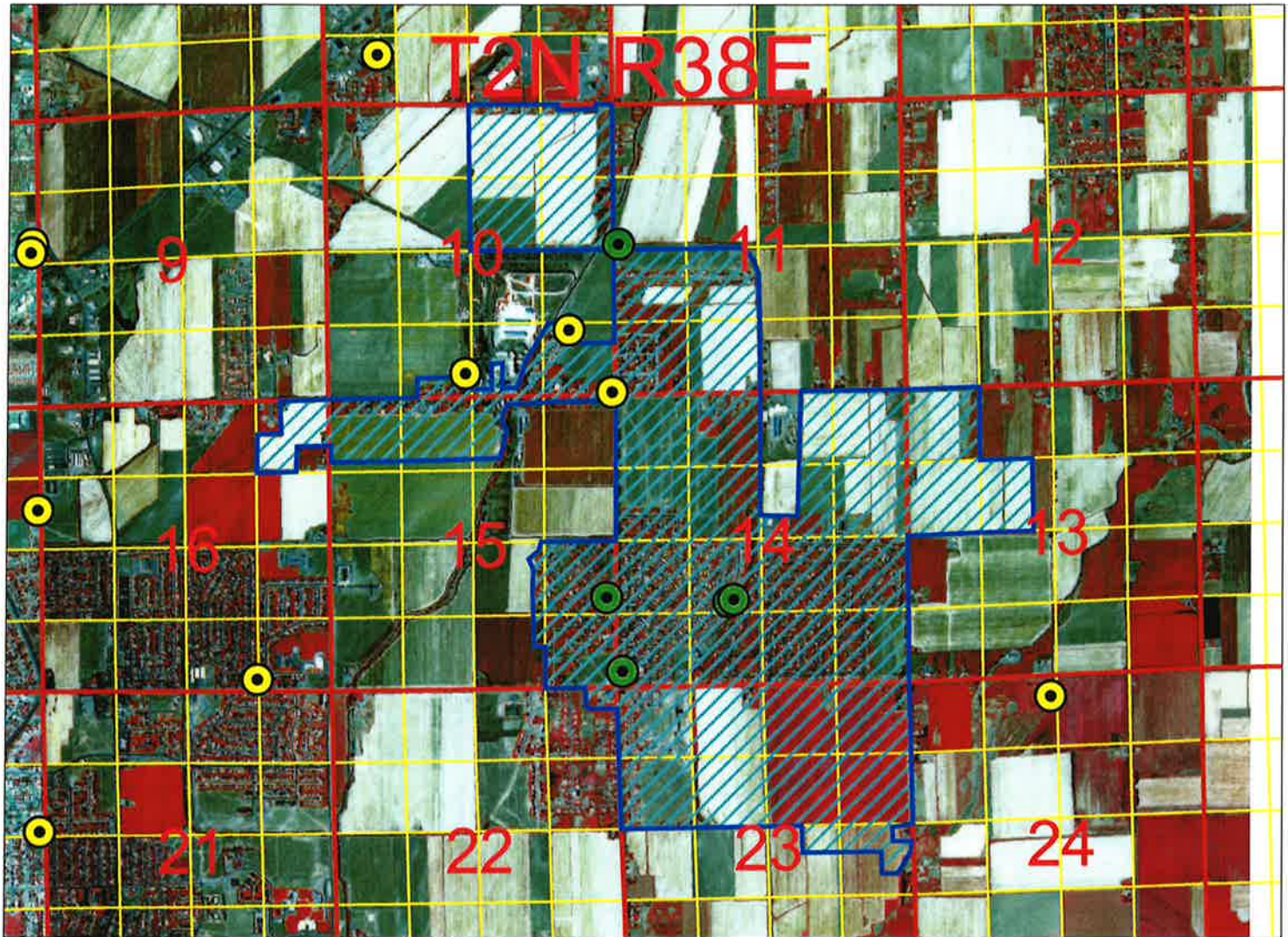
PROFILED

GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: May 2004

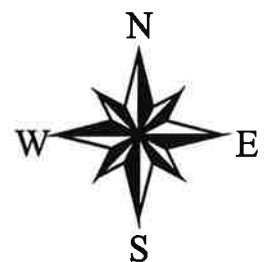


Department of Water Resources

Claim No.: 25-07191



0 1 2 3 Miles



-  Point of diversion
-  Place of Use
-  Sections
-  QQ

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SEP 27 2004

PROFILED

GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: May 2004

RECEIVED

SEP 07 2004

07/12/2004

Department of Water Resources
Eastern Region

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 25-7191

FALLS WATER CO INC

1770 SABIN DR

IDAHO FALLS ID 83406

Telephone Number: (208)522-1300

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation: no changes need to be made.

DATE:

8-31-2004

SIGNATURE:

K. Scott Bruce

Please print your name:

K. Scott Bruce

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

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SEP 08 2004
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07/12/2004

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

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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	3.000 CFS 1,578.00 AFY

PLACE OF USE:

Place of use is within the service area of Falls Water Company as provided for under Idaho law. The place of use is generally located within T2N R38E Sections 10, 11, 13, 14, 15, 16, 22, 23.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

SCANNED
SEP 08 2004
PROFILED

This right originally established for Well #4, located at T2N R38E S14
SENESEW.

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DESCRIBED ABOVE: 25-14035, 25-14055, 25-7191, 25-7148, AND 25-7418.

Municipal use is for 1315 homes.

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SEP 08 2004
PROFILED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07191

Priority: April 18, 1980✓

Maximum Diversion Rate:

3.00 CFS

Maximum Diversion Volume:¹

1578.0 AF

This is to certify, that FALLS WATER CO. INC.

405 11TH ST.

IDAHO FALLS, ID 83401

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 18, 1980; and has submitted Proof of Beneficial Use on May 8, 1981. An examination indicates that the works have a diversion capacity of 3.650 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31✓	3.00 CFS✓	1578.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW

Sec. 14, Township 02N, Range 38E
BONNEVILLE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

02N 38E 11	NESW	NWSW	SWSW
14	SWNE	NENW	NWNW
	SWNW	NESW	NWSW
	SWSW	SESW	NESE
15	NWSE	SWSE	SESE
22	NESE	NWSE	SESE
23	NENE	NWNE	SWNE
	NWNE	NWNW	SWNW
	NWSW		

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1315 homes.

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MAR 20 1990

PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 25-07191

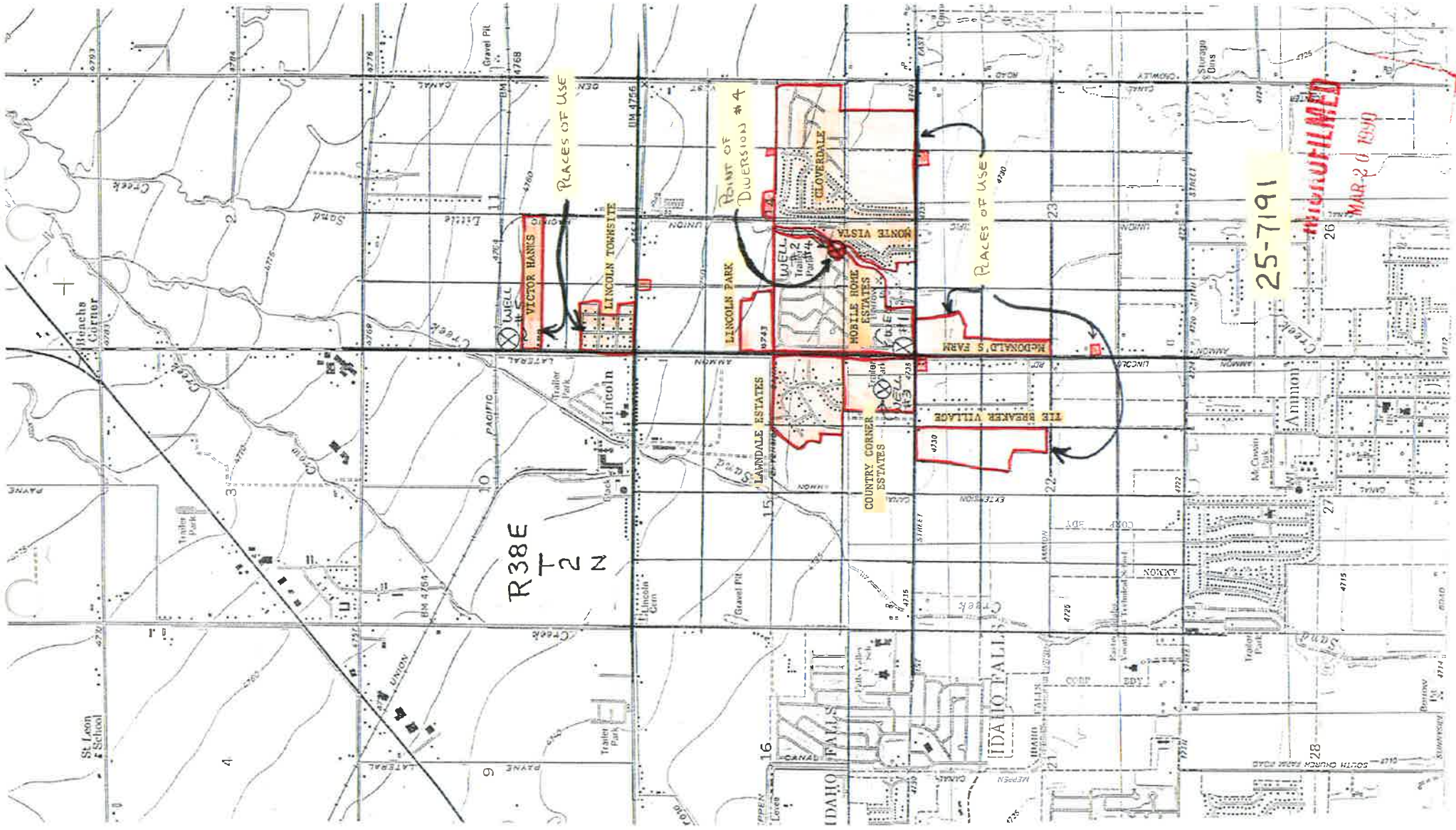
This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 15th
day of MARCH, 1970.

Acting for

R. Keith Higginson, Director

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MAR 20 1990

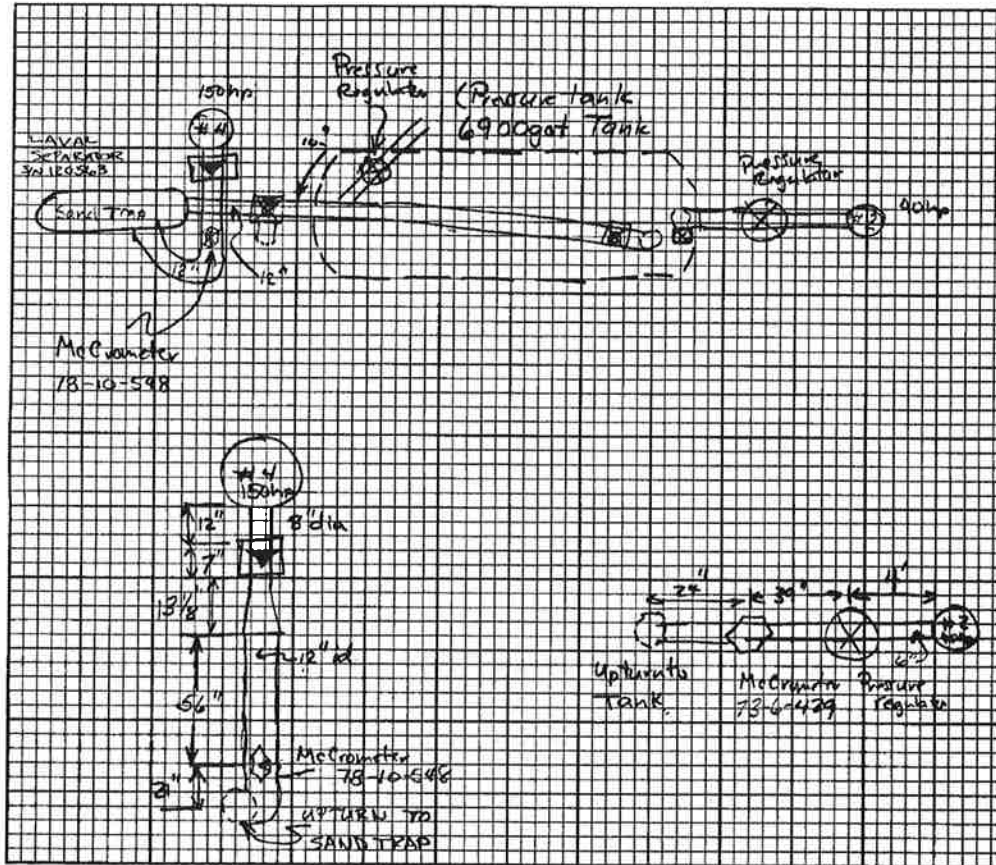


26
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Total Acres

10. Other water rights on these lands 25-7148
11. Other water right diverted from same p.d. NONE
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

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

14. **Remarks** Service Area includes Mobile Home Estates (517 units), Monte Vista Subd. (46 units), Lawndale Estates (62 units), Country Corner Estates (44 units), Cloverdale Estates (478 units), Lincoln Park Subd. (37 units), Victor Hawks (56 units), McDonald's Farm (85 units), Lincoln Townsite (36 units) and Tie Breaker Village (59 units) along with 13 scattered units around these subdivisions. Falls Water Co is currently serving Tie Breaker Village which is within Ammon city limits.

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☐ Change P.U. as reflected above

☒ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature Keith Wilson

Date 7 June 1984

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

MAY 20 1984

CONSULTANT SEAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

25-7191
Permit No.

1. Measurement Calculations

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

AVERAGE TIME FOR 1000 gal = 36.58 sec

$$Q_{\#4} = 1000 \text{ gal} / 36.58 \text{ sec} = 1640.1 \text{ gpm} / 448.8 = 3.65 \text{ cfs}$$

Q LIMITED TO 3.0 cfs for 1500 Domestic unit

Total Domestic units 1433 units less 118 units of 25-7148 = 1315 units remaining

NOTE: Permit Remarks "water will be used for domestic... lawn and garden irrigation." IT IS THE OPINION OF THIS EXAMINER THAT THE LICENSE SHOULD INDICATE IRRIGATION, EITHER BY A CONDITION OR BY LISTING IRRIGATION AS A SEPARATE USE, SEE ATTACHED LAND LIST FOR ACRES IRRIGATED.

- b) Volume Calculations for Irrigation: FOR IRRIGATION WHEN LISTED AS A SEPARATE USE!

$$\begin{aligned} V_{IR} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (349 \text{ ac})(3.5 \text{ cfs/6}) = 1221.5 \text{ cfs} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.0 \text{ cfs}(214 \text{ days})1.9835 = 1273.4 \\ V &= \text{Smaller of } V_{IR} \text{ and } V_{D.R.} = 1221.5 \text{ cfs} \end{aligned}$$

- c) Volume Calculations for Other Uses: 1433 units - 118 units = 1315 units remaining
(25-7148)

IRRIGATION LISTED UNDER DOMESTIC

$$V_{Dom} = \# \text{ units} \times 1.2 \text{ cfs} = (1315)(1.2 \text{ cfs}) = 1578 \text{ cfs}$$

IRRIGATION LISTED AS A SEPARATE USE

$$V_{Dom} = \# \text{ units} \times 0.6 \text{ cfs} = (1315)(0.6 \text{ cfs}) = 789.0 \text{ cfs}$$

2. Overlap Review

- a) Other water rights with same place of use: 25-7148
- b) Other water rights with same point of diversion: NONE
- c) Analysis: In combination with 25-7148 the total Domestic units shall not exceed 1433 units.

RECORDED
MAR 20 1990

RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	25-7191					3.65 cfs

4. Permit Holder: _____

Address: _____

5. Source: GROUNDWATER tributary to _____

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
<u>Domestic</u> <u>(1315-units)</u>	<u>1/1</u>	<u>12/31</u>	<u>3.0</u>	<u>SEE IRRIGATION</u>

Allowable Maximums: _____

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
<u>44</u>			<u>NW</u>	<u>SW</u>	<u>14</u>	<u>2N</u>	<u>38E</u>	<u>Bonneville</u>

8. Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	38E	11									D	D	D						
		14			D		D	D		D	D	D	D	D	D	D	D		
		15													D	D	D		
		22	D	D	D														
		23		D				D	D			D							

Total Acres _____

9. Recommended Conditions/Remarks: This right in combination with 25-7148 shall not exceed 1433 domestic units.

It includes: Mobile Home Estates (517) Monte Vista Sub. (46) Lauderdale Estates (62) Country Corner Estates (44) Cloverdale Estates (478) Lincoln Park (37) Victor Hanks (56) McDonald's Farm (85 units) Lincoln townsite (36) and Tiebreaker Village (59 units) along with 13 scattered units

10. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ Change P.U. as reflected above ☒ Add P.U. as reflected above ☐ Other _____

11. Examiner's Signature Keith C. Wilson Date April 1988

Checked in Regional Office by E. Hansen Date 27 April 1988

Approved in State Office by _____ Date _____

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MAR 20 1990

LAND LIST ATTACHMENT

Description and location of place of use:

Total number of acres irrigated 349

MAR 20 1990

25-7191

Identification No. 25 7191
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant FALLS WATER COMPANY, INC. Phone: (208) 522-1300
post office address 405 11th Street, Idaho Falls, Idaho 83401
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14 Township 2 N
Range 38 E B.M. Bonneville County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.0 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep well, turbine pump (125 H.P.), and water distribution system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 20 inches; proposed depth of well is 300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.
b. Estimated construction cost is \$ 40,000.00.
8. Description of proposed uses:
a. If water is not for irrigation: See item 8b for place of use description 6-2-80 J.J.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

*(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1500.
(5) If water is to be used for other purposes describe: _____

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

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	
2 N	38 E	11									X	X							
		14					X	X	X	X	X	X	X	X	X	X	X	X	
		15	X			X									X	X		X	
		23					X	X	X	X									

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above 3 wells at NESW and SWSW Sec 14, and SESE Sec 15, T2N, R38E BM under use right claim, and 1 at NWSW Sec 11 T2N, R38EBM under permit No. 25-7148.

9. a. Who owns the property at the point of diversion Falls Water Company, Inc.

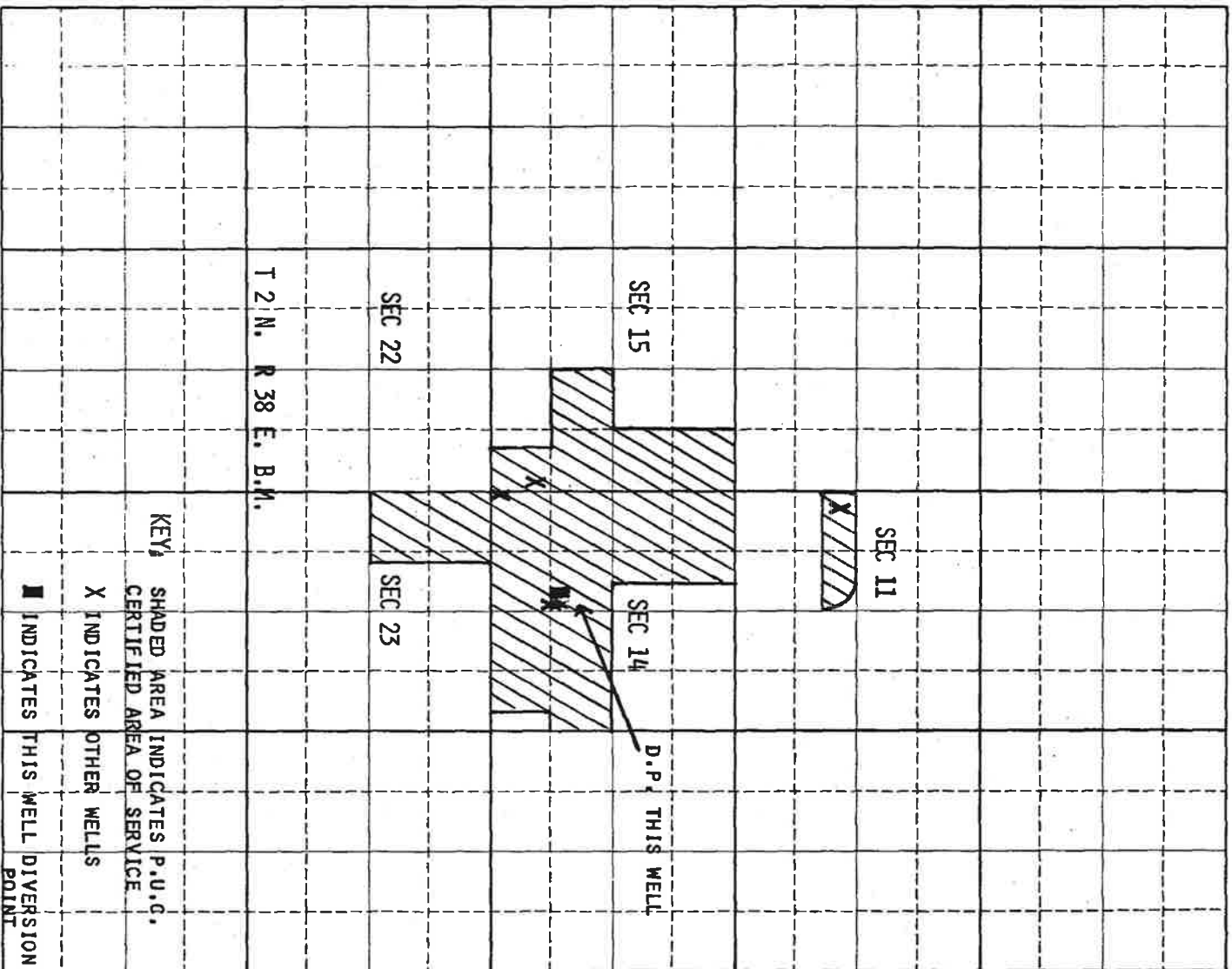
b. Who owns the land to be irrigated or place of use Private individuals

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Idaho Public Utilities Commission Certificate of Convenience and Necessity to supply domestic water and fire protection (Certificate No. 236 Amended).

10. Remarks Water will be used for fire protection and lawn and garden irrigation.

This well is to be used together with four other wells to provide water in an interconnected distribution system to the 1500 families claimed in item 8 above.

1. 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.

Debra D. Howell
(Applicant)

Proposed Priority

4/18/80

Received by JO Date 4/18/80 Time 3:15

Preliminary check by ENC Fee \$ 55.00

Received by KW Date 4/18/80 # 13942

Publication prepared by KW Date 4/24/80

Published in The Post Register

Publication dates 5/1 & 5/8/80

Publication approved KW Date 5/19/80

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ENC gim

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. 25-7191, 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 July 1, 1981.
- c. Other: (1) The issuance of this permit in no way grants any right-of-way or easement across the land of another. (2) An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 3rd day of June, 19 80.

A. Glen Saxton

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 25-7191
Date Received: 9/29/1989
Receipt No: E010920
Received By: MWH

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

FALLS WATER CO INC Phone: (208)522-1300
1770 SABIN DR
IDAHO FALLS ID USA 83406

2. Date of Priority: 04/18/1980

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	38E	15	SE SE	BONNEVILLE	
02N	38E	14	NE SW	BONNEVILLE	
02N	38E	14	SW SW	BONNEVILLE	
02N	38E	11	NW SW	BONNEVILLE	

5. Description of diverting works:

WELL, PUMP & PIPELINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
MUNICIPAL	01/01	12/31	3	

7. Total Quantity Appropriated is:
3 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

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Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	38E	11	NE	SW	MUNICIPAL	
			NW	SW	MUNICIPAL	
			SW	SW	MUNICIPAL	
02N	38E	14	NE	NW	MUNICIPAL	
			NW	NW	MUNICIPAL	
			SW	SW	MUNICIPAL	
			SE	SW	MUNICIPAL	
			NW	SE	MUNICIPAL	
			SW	SE	MUNICIPAL	
			SE	SE	MUNICIPAL	
			SW	NW	MUNICIPAL	
			SW	NE	MUNICIPAL	
			NE	SW	MUNICIPAL	
			NW	SW	MUNICIPAL	
			NE	SE	MUNICIPAL	
02N	38E	15	NE	SE	MUNICIPAL	
			NW	SE	MUNICIPAL	
			SE	SE	MUNICIPAL	
02N	38E	22	NE	NE	MUNICIPAL	
			SW	NE	MUNICIPAL	
			NW	NE	MUNICIPAL	
02N	38E	23	NW	SW	MUNICIPAL	
			NW	NE	MUNICIPAL	
			NW	NW	MUNICIPAL	
			SW	NW	MUNICIPAL	

11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

AMENDED CLAIM TO CHANGE NATURE OF USE TO MUNICIPAL.

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

A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

12 - IDAHO PUBLIC UTILITIES COMMISSION CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY #236. WATER UTILITY SUPPLYING DOMESTIC AND FIRE PROTECTION WATER. IRRIGATION USE LIMITED TO LAWN SPRINKLING.

SCANNED

SEP 27 2004

15. Basis of Claim: License

PROFILED

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am MANAGER of
Title
Falls Water Company, Inc., that I have signed the foregoing
Organization
document in the space below as MANAGER of
Title
Falls Water Company, Inc. and that the statements contained in the
Organization
foregoing document are true and correct. K. Scott Bruce
Signature of Authorized Agent
Manager, Falls Water Company, Inc.
Title and Organization
4-16-2004
Date

State of Idaho)
County of Bonneville) SS.

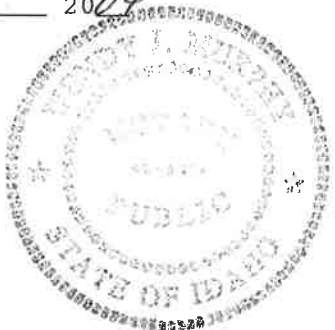
Subscribed and sworn (or affirmed) before me this 16th

of April 2004

Wendy J. Murphy
Notary Public

Residing at Idaho Falls

My commission Expires 6/23/06



SCANNED
SEP 27 2004
PROFILED

SCANNED

JUL 25 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A25-07191
Date Received: 10/25/1989
Receipt No: E010920
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FALLS WATER CO. INC.
Address: 405 11TH ST.
IDAHO FALLS, ID 83401
2. Date of Priority: APR 18, 1980
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	38E	11		NW	SW		BONNEVILLE
		14		NE	SW		BONNEVILLE
				SW	SW		BONNEVILLE
		15		SE	SE		BONNEVILLE

5. Description of diverting works:
WELL, PUMP & PIPELINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	3.000		

7. Total Quantity Appropriated is:
3.000 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

D/1500 FAMILIES, FIRE PROTECTION, LAWN & GARDEN IRR.

A25-07191

Page 1

Date: 10/25/89

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NOV 10 1994

A2507191



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02N	38E	11	NE		SW		DOMEST	
			NW		SW		DOMEST	
		14	NE		NW		DOMEST	
			NW		NW		DOMEST	
			SW		NW		DOMEST	
			SE		NW		DOMEST	
			NE		SW		DOMEST	
			NW		SW		DOMEST	
			SW		SW		DOMEST	
			SE		SW		DOMEST	
			NE		SE		DOMEST	
			NW		SE		DOMEST	
			SW		SE		DOMEST	
			SE		SE		DOMEST	
		15	NE		NE		DOMEST	
			SE		NE		DOMEST	
			NE		SE		DOMEST	
			NW		SE		DOMEST	
			SE		SE		DOMEST	
		23	NE		NW		DOMEST	
			NW		NW		DOMEST	
			SW		NW		DOMEST	
			SE		NW		DOMEST	

11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

25-7148 AND 25-~~7418~~ 7A1

14. Remarks:

12 - IDAHO PUBLIC UTILITIES COMMISSION CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY #236. WATER UTILITY SUPPLYING DOMESTIC AND FIRE PROTECTION WATER. IRRIGATION USE LIMITED TO LAWN SPRINKLING.

15. Basis of Claim: PERMIT

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

SRBA CLAIMS RECEIVING CHECKLIST #2

Comments: _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A2S-07191Date Received 9-29-89Receipt Number 6010920
EV

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) FALLS WATER COMPANY, INC. Phone (208) 522-1300Mailing Address 405 11TH ST, IDAHO FALLS, IDAHO Zip 834042. Date of Priority (Only one (1) per claim) APRIL 18, 19803. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 2N Range 38E Section 14,
1/4 of NE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of BONNEVILLE
LOT 35 BLOCK 15, MOBILE HOME ESTATES SUBD, DIV #10
Additional points of diversion if any: NESW, SWSW SEC 14; SESE SEC 15; NWSW SEC 11
T2N R38EBM

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 6 INTERCONNECTED WELLS WITH
ELECTRIC PUMPS & SAND SEPARATORS RUNNING INTO NETWORK OF WATER MAIN
LINES, FIRE HYDRANTS, METERS, AND SERVICE LINES TO HOMES. ALL UNDER
CONTROL OF COMPUTER SYSTEM RESPONDING TO DEMAND.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For DOMESTIC purposes from 1-1 to 12-31 amount 3.0 or

For FIRE PROTECTION purposes from 1-1 to 12-31 amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 3.0 (cfs) and/or (b) (acre feet)

8. Total consumptive use claimed is 3.0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) DOMESTIC & FIRE PROTECTION TO 1500 HOMES COMBINED WITH TWO OTHER PERMITS

10. 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 use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2N	38E	11	D&F								D&F	D&F	D&F						
2N	38E	14					D&F	D&F	D&F	D&F	D&F	D&F	D&F	D&F	D&F	D&F	D&F	D&F	
2N	38E	15	D&F			D&F									D&F	D&F		D&F	
2N	38E	23					D&F	D&F	D&F	D&F									

Total number of acres irrigated

11. In which county (ies) are lands listed above as place of use located? BONNEVILLE

12. Do you own the property listed above as place of use? Yes No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
25-7148 & 25-7418 or None ()

14. Remarks: 12- IDAHO PUBLIC UTILITIES COMMISSION CERTIFICATE OF PUBLIC CONVENIENCE & NECESSITY #236. WATER UTILITY SUPPLYING DOMESTIC AND FIRE PROTECTION WATER. IRRIGATION USE LIMITED TO LAWN SPRINKLING.

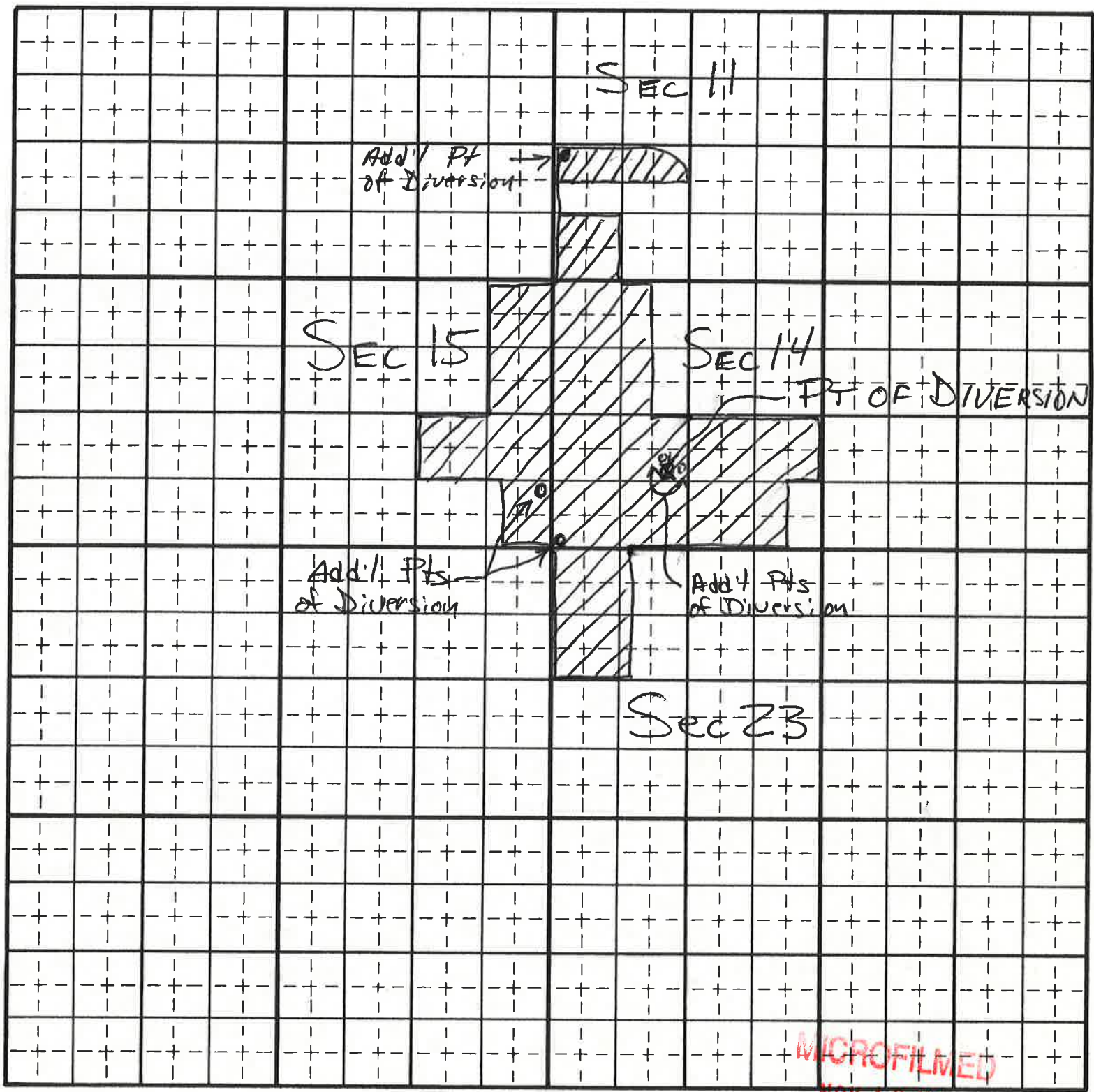
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NOV 10 1992

Last Name FALLS WATER CO Ident No.

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



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NOV 10 1992

T2N R38E B.M.

Last Name FALLS WATER CO Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit ☒ X
Decree _____
If applicable provide IDWR Water Right Number 25-7191
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am VICE PRESIDENT

Title

of FALLS WATER COMPANY, INC.

Organization

, that I have signed the foregoing

document in the space below as VICE PRESIDENT

Title

of FALLS WATER COMPANY, INC.

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

[Signature]

Title and Organization V.P., FALLS WATER CO., INC.

Date 09/15/1989

State of Idaho/or _____)
County of BONNEVILLE) SS.

Subscribed and sworn (or affirmed) before me this 15TH day of SEPTEMBER 1989

SEAL

Notary Public

[Signature]

Residing at IDAHO FALLS, IDAHO

My Commission Expires

May 3, 1992

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

NOV 10 1992

Last Name FALLS WATER CO Ident. Number _____

Copies White-State, Yellow-Claimant