

01/09/2004

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

RIGHT NUMBER: 25-7276

NAME AND ADDRESS: BROOKHAVEN SUBDIVISION
C/O SUE RICHARDS
3401 CRESTWOOD LN
IDAHO FALLS ID 83401

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.290 CFS
36.500 AFY

PRIORITY DATE: 02/11/1982

POINT OF DIVERSION:

T02N R38E S33 NENWNE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.140 CFS 24.50 AFY
DOMESTIC	01/01 12/31	0.150 CFS 12.00 AFY

Domestic use is for 10 homes.

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T02N R38E S33 NWNE 7.0

DOMESTIC Within BONNEVILLE County

T02N R38E S33 NWNE

7 ACRES TOTAL

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.

EXPLANATORY MATERIAL: License

P/U ALSO KNOWN AS LOTS 1,2,3,4,5, BLK 1 & LOTS 1,2,3,4,5, BLK 2,
BROOKHAVEN SUBD. #1.

SCANNED

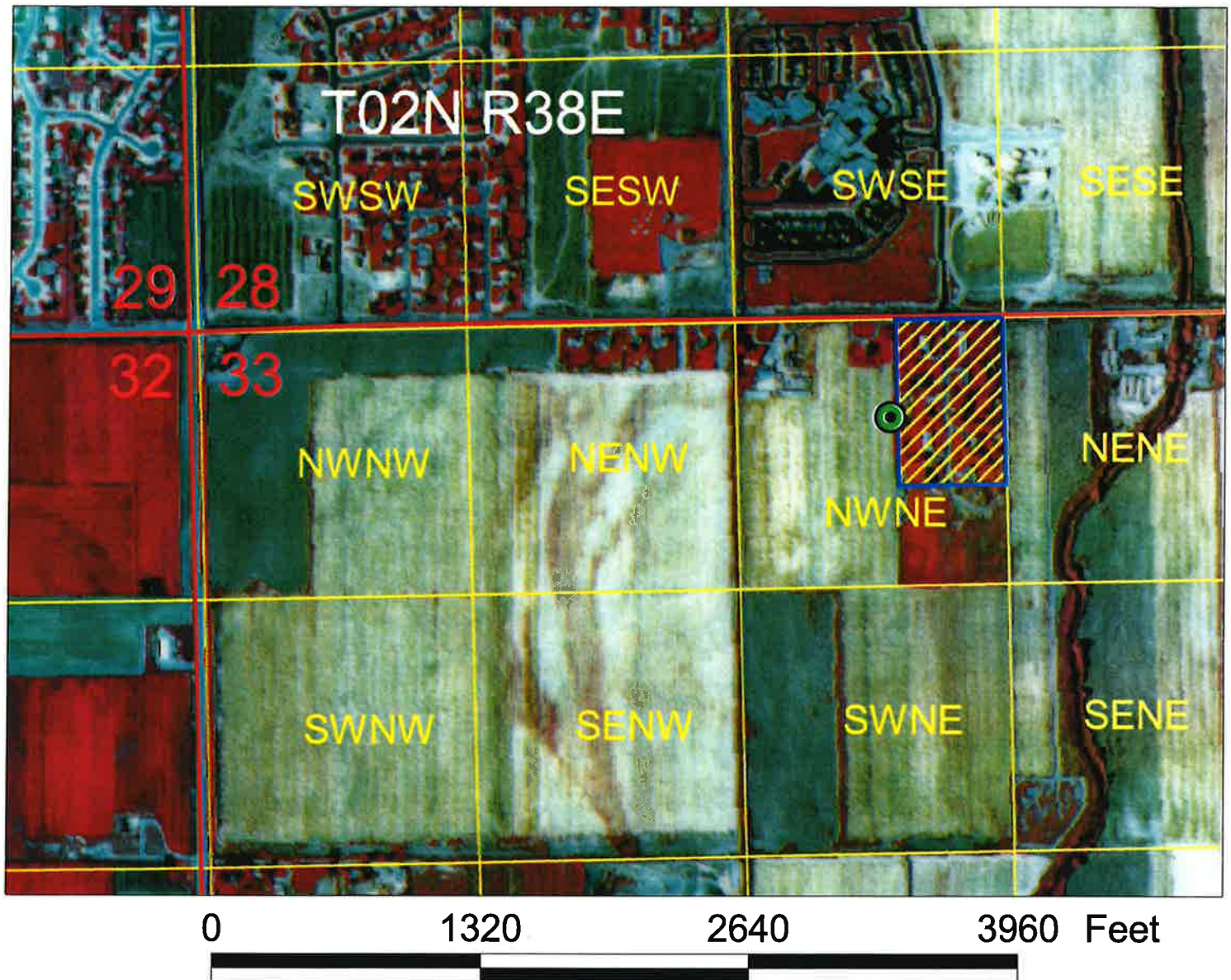
SEP 27 2004

PROFILED



Department of Water Resources

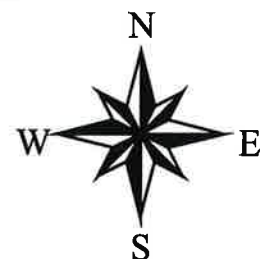
Claim No.: 25-07276



- Point of diversion
- Place of use
- Sections
- QQ

PROFILED

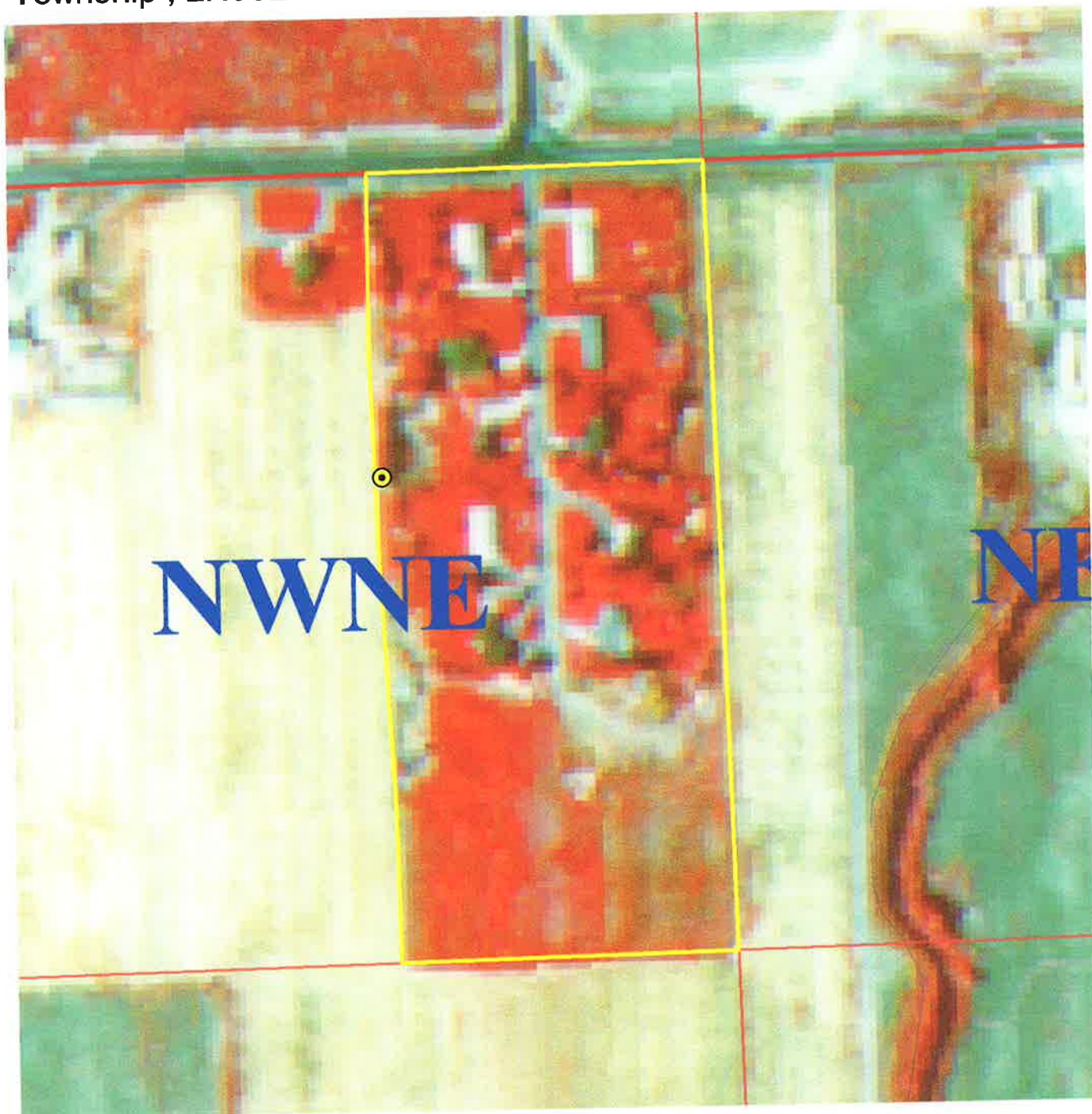
SCANNED
SEP 27 2004



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

Water Right Claim Number 25-07276
Township , 2N38E

12/06/2000



SPATIAL DYNAMICS



25-7276

from WMS:

PROFILED

E0007154

N 264816.60

E 662570.30

On 7/3/2003 Shing's Ridge
measured 136 gpm during
PCC exam.

Robert M. Munn
535-0986

Ally Peterson

* Karen Shumway
W 357-7688
H 522-5533

Karen Warren 529-9055

SCANNED

SEP 27 2004

1/9/2004

25-7276

Talked with Laron Shumway, who has lived in the subdivision since 1984. Laron said the south 6 lots have never been irrigated from the well and that there are no water lines in place for the south 6 lots.

He said the lots were at one time irrigated with surface water, which has since been sold.

PROFILED

SCANNED

SEP 27 2004



SCANNED



AUG 01 2000

Log for claim 25-07276

Spatial Dynamics CAT

12/6/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02n38e	33	NWNE	16	17	
Totals:			16	17	

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BROOKHAVEN SUBDIVISION	02/11/1982	IRRIGATION	04-01 11-01	0.140 CFS	24.50 AFA
	C/O SUE RICHARDS		DOMESTIC	01-01 12-31	0.150 CFS	12.00 AFA
	3401 CRESTWOOD LN					
	IDAHO FALLS ID 83401			TOTAL DIVERSION:	0.290 CFS	36.50 AFA
	(208) 524-0966			CONSUMPTIVE USE:		36.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02N R38E S33 NWNE BONNEVILLE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
02N	38E	33	:	16	:				:					:					:					:	16.0
																							TOTAL ACRES	16.0	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE													
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
02N	38E	33	:		:				:					:					:					:	

POU County: BONNEVILLE

Non-Irrigation Uses: D/10 HOMES.

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

25-12170 25-12332 A25-12170 A25-12332

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00075Z0 A01-00076Z0 A01-00312Z0 A01-00368Z0 A01-00369Z0 A01-00370Z0 A25-00224Z0

Remarks: GEN P/U ALSO KNOWN AS LOTS 1,2,3,4,5, BLK 1 & LOTS 1,2,3,4,5, BLK 2,
BROOKHAVEN SUBD. #1.

Dates: Exam Made Date: Verified Date: 09/11/1985 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 08/17/89 SCHULD 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 25-7276 Priority February 11, 1982 Amount 0.29 cfs

THIS IS TO CERTIFY, that Brookhaven Subdivision
of Idaho Falls, Idaho, has complied with the terms and conditions of Permit
No. 25-7276 issued pursuant to Application for Permit dated February 11, 1982,
and has submitted proof to the Department of Water Resources on April 23, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.40 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>0.14</u> cfs and	<u>24.5</u> acre feet
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.15</u> cfs and	<u>12.0</u> acre feet
(10 Units)	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 0.29 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
36.5 acre feet per year, said waters to be diverted within the NWNE Section 33
Twp 2N, Rge 38E in the County of Bonneville

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW¼				SW¼				SE¼				Totals
			NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	
2N	38E	33	7																7

Total number of acres irrigated 7

P/U also known as Lots 1, 2, 3, 4, 5, Block 1 and Lots 1, 2, 3, 4, 5, Block 2,
Brookhaven Subdivision No. 1.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7TH day of
September, 19 84.

MICROFILMED

Acting for the

Director

Norman C. Young

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

25-7276

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 13 Aug 1982 Accompanied by Mrs. L.A. Anderson Total Q measured 0.40 ^{Theoretical} ✓

If source is surface water, estimate total flow of source

Methods of measurement Theoretical

Meets Permit requirements?

Measurement calculations:

10hp @ 70' static water 45psi operating pressure

$$Q = \frac{HP(8.814)(\text{eff})}{70 + (45 \times 2.308)} = \frac{10(8.814)(.8)}{70 + (45 \times 2.308)} = 0.40 \checkmark$$

Only 10 hp @ 0.15 cfs

$$7 \text{ acres irrigated} \times 0.02 \text{ cfs/acre} = 0.14 \text{ cfs} \checkmark$$

$$V_{IRR} = 0.14 \times 1.9835 \times 24 = 59.4 \text{ afa} \checkmark$$

$$V = 7 \text{ ac} \times 3.5 \text{ afa} = 24.5 \text{ afa} \checkmark$$

$$V_{DOM} = 10 \times 1.2 \text{ afa} = 12.0 \text{ afa} \checkmark$$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	10	Unk	6LBS-62-10-3	Submersible		Theoretical		

System Description Well Submersible pump to holding tank (Pressure tank) to distribution system to 10 Domestic homes

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE
IRRIGATION ✓
Domestic ✓
(10 units)

Irrigation requirement =

3.5 ✓

AF/Acre ^{2.14 days}

Q (cfs)
0.14 cfs ✓
0.15 cfs ✓

V (afa)
24.5 ✓
12.0 ✓

FROM 4/1 ✓ TO 11/1 ✓
1/1 ✓ 12/31 ✓

Total

0.29 cfs ✓

36.5 ✓

Remarks Area irrigated calculated using total area in Brookhaven Sub division minus approximate size of house plus garage plus driveway.
8.4 acres - [(100' x 60')/4] = 7 acres.

Place of use aka Lots 1, 2, 3, 4, 5, Block 1, and Lots 1, 2, 3, 4, 5, Block 2 Brookhaven Subdivision No 1

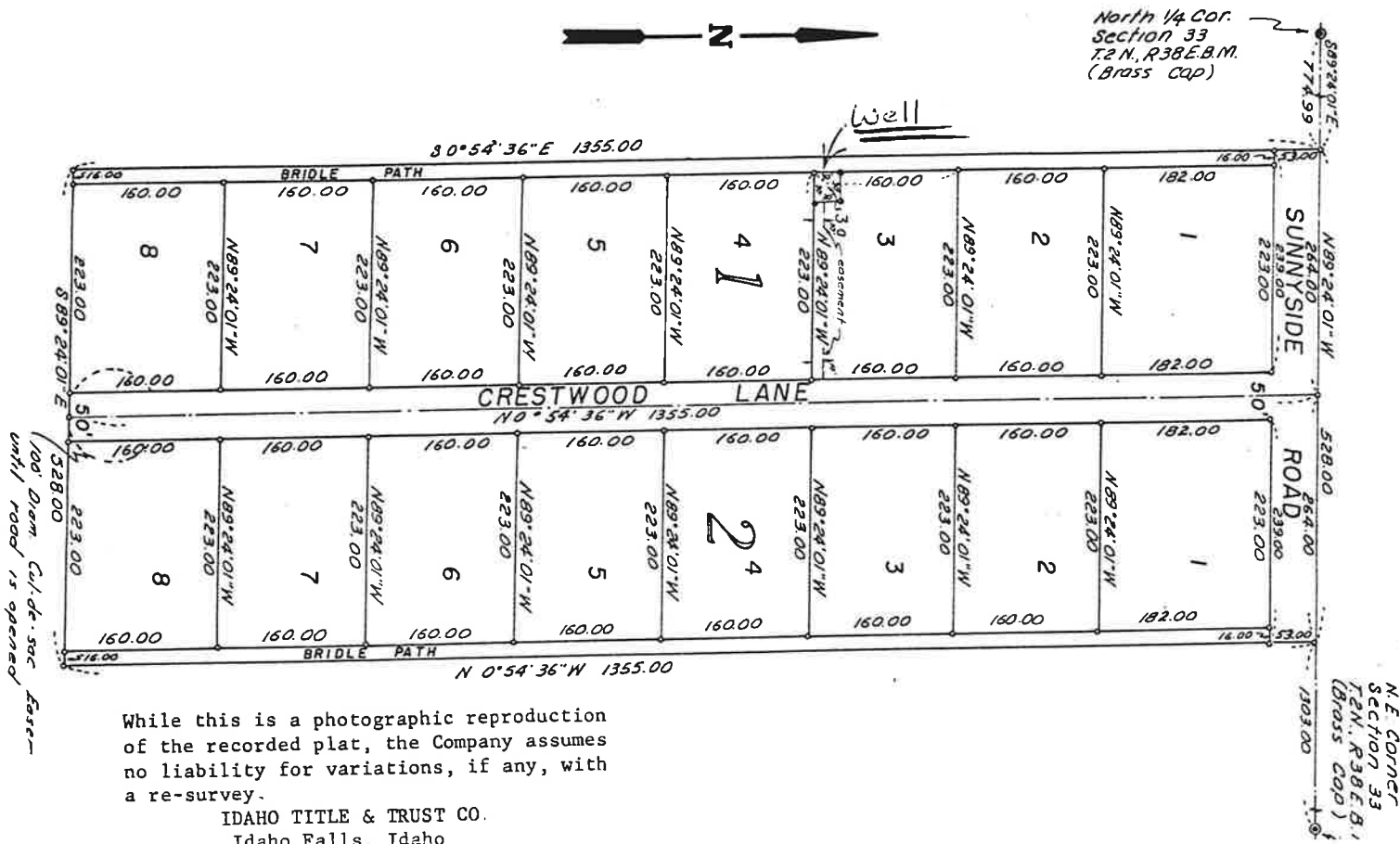
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BONNEVILLE COUNTY, IDAHO

DAVID E. BENTON & ASSOCIATES
CONSULTING ENGINEERS

IDAHO FALLS,
IDAHO



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

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES **APPROVED**
APPLICATION FOR PERMIT

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

1. Name of applicant Brookhaven Subdivision Phone: 523-6774
 post office address 3403 CRESTWOOD LANE IDAHO FALLS, IDAHO
2. Source of water supply GROUND WATER which is a tributary of _____
3. a. Location of point of diversion is Northwest $\frac{1}{4}$ of Northeast $\frac{1}{4}$ of Section 33 Township 2 North
 Range 38 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 .15 cfs for Domestic purpose from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount .32 cfs for Irrigation purpose from April 1 to November 1 (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. .47 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Submersible pump + motor
+ buried delivery 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 8 inches; proposed depth of well is 155 feet.
(Mo. Day) (Mo. Day)
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years. Well + System completed July 1967.
- b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: Northwest $\frac{1}{4}$ of Northeast $\frac{1}{4}$ of Section 33 Township 2 North
 Range 38 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 Brookhaven Subdivision, or number of families to be supplied with domestic water 10-16.
 (5) If water is to be used for other purposes describe: Lawns, gardens (1 acre lots)

MICROFILMED

er
33
86
0.0

PERMIT NO. 25-7276 Brookhaven Subdivision
(Name) MosLA Anderson
EXAMINATION: DATE: 13 Aug 1982 ACCOMPANIED BY: _____

Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No.
Sub	10	6 LBS-6-2-10-3		

Measuring Device Type: _____

Meter # _____ Annubar # _____ Size # _____

Remarks: _____

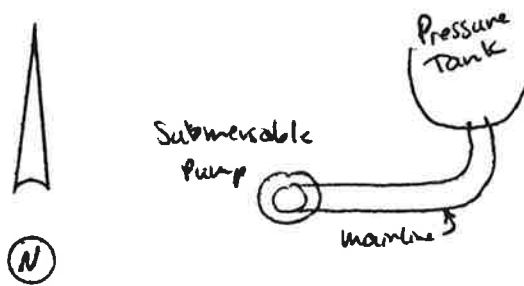
Measurement calculations:

45psi 10hp static H₂O 70'

≈ 7 acres Irrigated

SCHEMATIC DIAGRAM OF SYSTEM

Mainline Dia. _____ Length _____



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BROOKHAVEN SUBDIVISION

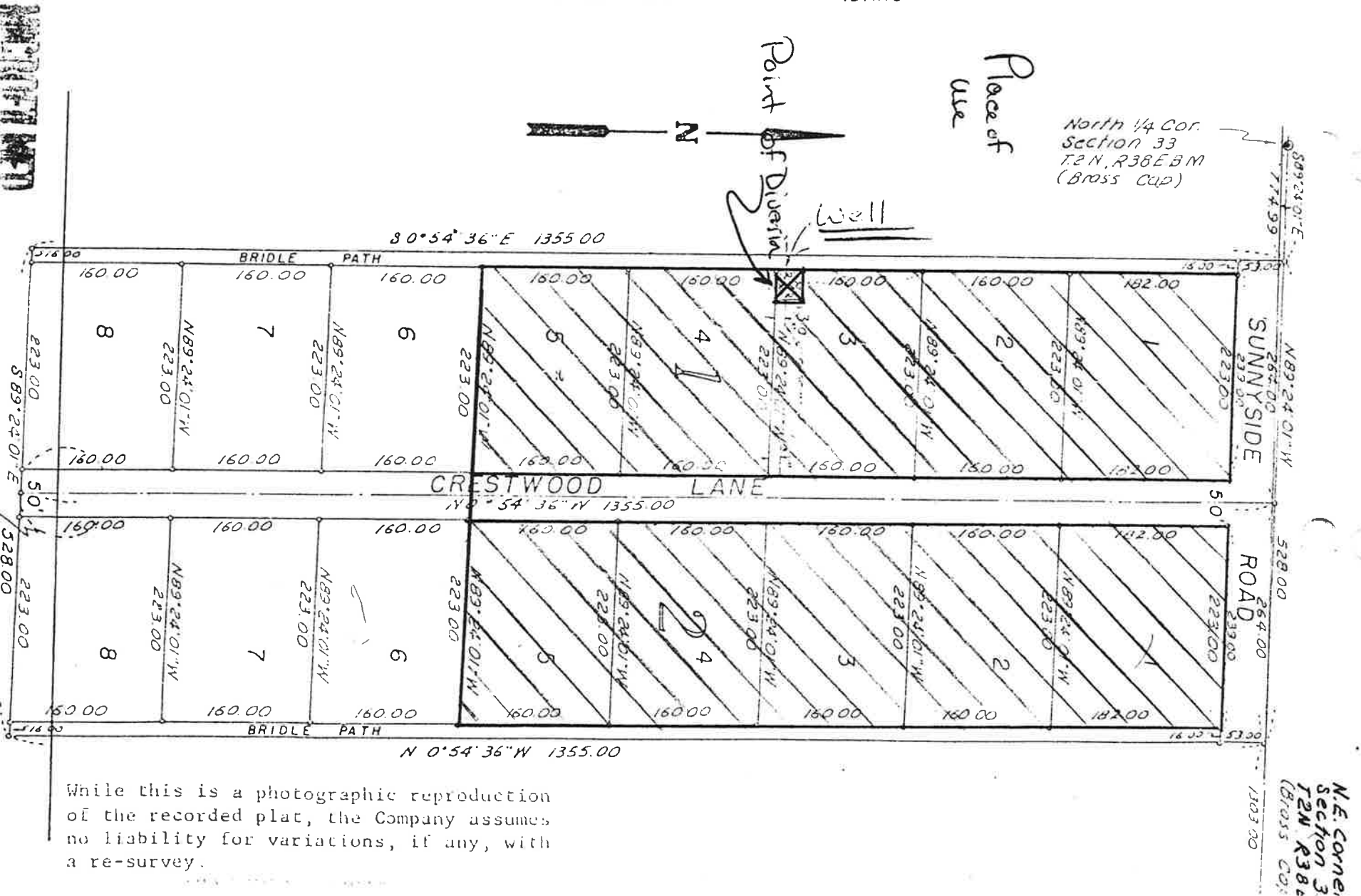
DIVISION NO. 1

BONNEVILLE COUNTY, IDAHO

PART OF THE N.E. CORNER SECTION 33, T.2 N., R.38 E.B.M.

DAVID E. BENTON & ASSOCIATES
CONSULTING ENGINEERS

IDAHO FALLS,
IDAHO



Water_Right Number - 25-07276

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BROOKHAVEN SUBDIVISION

1 - C/O LYNN A. ANDREWS
2 - 3403 CRESTWOOD LN.
3 -
City- IDAHO FALLS State- ID Zip- 83401
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
02/11/1982 15 L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
02N 38E 33 NW NE (19) BONNEVILLE

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01		0.140	24.50
43 - DOMESTIC		01/01	12/31		0.150	12.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.290 36.50

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
02N	38E	33	NW NE		16.0	01	IRRIGATION	(19) BONNEVILLE

Total Acres: 16.0

+ - - Diversion Means - PUMP,MOTOR & DELIVERY SYSTEM

+ - - Non-Irrigation Use - D/10 HOMES.

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
P/U ALSO KNOWN AS LOTS 1,2,3,4,5, BLK 1 & LOTS 1,2,3,4,5, BLK 2,
BROOKHAVEN SUBD. #1.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

DO NOT FILE

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - 25-07276

Adj. flag translation: Standard Water Right Number

+ - - Audit Fields -

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 04/01/1983	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 03/15/1982	Protested Date	- 00/00/0000	Swan Falls	- Z
Proof Made Date	- 01/01/1900	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 09/11/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 09/03/1985	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

DONOT
FILM

AUG 11 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: A25-07276
Date Received: 8/17/1989
Receipt No: EO10106
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BROOKHAVEN SUBDIVISION
Address: C/O SUE RICHARDS
3401 CRESTWOOD LN.
IDAHO FALLS, ID

208-524-0966

83401

2. Date of Priority: FEB 11, 1982

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
02N	38E	33			NW		NE		BONNEVILLE

5. Description of diverting works:
PUMP, MOTOR & DELIVERY SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.140		24.50
DOMESTIC	01/01	12/31	0.150		12.00

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

36.50 A.F.A.

8. Total consumptive use is

36.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/10 HOMES.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02N	38E	33					DOMEST	

A25-07276

Page 1

Date: 08/17/89

A2507276



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NOV 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	38E	33	NW NE		IRR	16.0
Section Acres						16.0
Total Acres						16.0

11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
P/U ALSO KNOWN AS LOTS 1,2,3,4,5, BLK 1 & LOTS 1,2,3,4,5, BLK 2,
BROOKHAVEN SUBD. #1.

15. Basis of Claim: LICENSE

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: 2

For Organizations:

I do solemnly swear or affirm that I am X President of Title

X Brookhaven Water Association , that I have signed the foregoing Organization document in the space below as X President of Title

X Brookhaven Water Association and that the statements contained in the Organization foregoing document are true and correct.

X
Signature of Authorized Agent

X President, Brookhaven Water Assoc.
Title and Organization

X 8/28/89
Date

State of Idaho)
County of Bonnerville) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of August 1989

Phillip J. Lauer
Notary Public

Seal

Residing at Idaho Falls, Idaho

My Commission Expires 8-24-94