

02/12/2004

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

RIGHT NUMBER: 25-7143

NAME AND ADDRESS: EAST RIVER COMMONS HOME OWNER ASSN  
C/O ARTHUR BROWN PRESIDENT  
201 COMMONS RD  
IDAHO FALLS ID 83401

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.156 CFS  
13.200 AFY

PRIORITY DATE: 03/12/1978

POINT OF DIVERSION:

T03N R38E S30 NWSE Within BONNEVILLE County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.156 CFS  
13.20 AFY

Domestic use is for 11 homes.

PLACE OF USE:

DOMESTIC Within BONNEVILLE County

T03N R38E S30

SWNE

T03N R38E S30

SENE

T03N R38E S30

NESW

T03N R38E S30

NWSE

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

Water Right 25-7143

SCANNED

NOV 12 2004

PROFILED

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: A25-07143  
Date Received: 8/24/1989  
Receipt No: E00 9962  
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: EAST RIVER COMMONS HOME OWNER ASSN.  
Address: C/O ARTHUR BROWN, <sup>awb</sup> VICE PRES.  
201 COMMONS RD.  
IDAHO FALLS, ID 83401

2. Date of Priority: MAR 12, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

|          |       |         |        |        |     |     |            |
|----------|-------|---------|--------|--------|-----|-----|------------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
| 03N      | 38E   | 30      | NW     | SE     |     |     | BONNEVILLE |

5. Description of diverting works:  
WELLS, PUMPS, SPRINKLERS & PIPELINE.

6. Water is used for the following purposes:

|          |       |       |       |      |        |
|----------|-------|-------|-------|------|--------|
| Purpose  | From  | To    | C.F.S | (or) | A.F.A. |
| DOMESTIC | 01/01 | 12/31 | 0.156 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
D/11 UNITS

10. Place of Use:

|          |       |         |        |     |     |        |       |
|----------|-------|---------|--------|-----|-----|--------|-------|
| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
| 03N      | 38E   | 30      | SW     | NE  |     | DOMEST |       |
|          |       |         | SE     | NW  |     | DOMEST |       |

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Date: 08/24/89

MICROFILMED  
NOV 10 1992

A2507143



10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 03N      | 38E   | 30      | NE     | SW  |     | DOMEST |       |
|          |       |         | NW     | SE  |     | DOMEST |       |

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:  
IDAHO IRR. DIST.

14. Remarks:  
CLAIM IS BASED ON BENEFICIAL USE FIELD REPORT CONDUCTED 6/9/89.  
LOTS 6 & 7 CURRENTLY HAVE HOUSES BUILT ON THEM.

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: 2

For Organizations:

I do solemnly swear or affirm that I am President of  
Title  
East River Commons Home Owners Assoc., that I have signed the foregoing  
Organization  
document in the space below as President of  
Title  
East River Commons Home Owners Assoc. and that the statements contained in the  
Organization  
foregoing document are true and correct.  
Arthur W. Brown  
Signature of Authorized Agent  
Pres. East River Commons Home Owners Assoc.  
Title and Organization  
Aug 24, 1989  
Date

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 24<sup>th</sup> day

of August 19 89

Anthony T. Olmsted  
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 9/12/1994

BONNEVILLE COUNTY, IDAHO  
A PORTION OF SEC. 30 T. 3 N. R. 38 E. B. M.  
1922-10 ELLSWORTH ENGINEERING, INC.  
IDAHO FALLS, IDAHO

IDAHO TITLE &amp; TRUST CO.

547 So. Capital Ave.  
Idaho Falls, Idaho 83401  
522-7855

25-7143

-- DESIGNATES EASEMENT WITHIN COMMON AREAS TO BE RESERVED FOR INSTALLATION OF INDIVIDUAL SEWAGE DISPOSAL FACILITIES AS MAY BE REQUIRED BY THE INDIVIDUAL HOME OWNERS.

NOTES:—

- DESIGNATES IRON RODS  
UTILITY EASEMENTS 10 WIDE  
A 50' RADIUS EASEMENT IS GRANTED ADJACENT TO WELLS.  
NO SPECIFIC TANKS OR GRAIN FIELDS SHALL BE CONSTRUCTED THEREIN.  
THE 10' WIDE EASEMENT IS HEREBY GRANTED UNDER THE CONTINGENT OF  
THE INSTANT INSTALLATION OF ALL UTILITIES. SUCH FOR  
EXCLUSIVE USE OF THE UTILITY TO OPERATE AND MAINTAIN THE FACILITY.  
A 50' WIDE EASEMENT IS GRANTED ALONG ALL LOT LINES FOR IRRIGATION AND DRAINAGE.

R 33 E

22  
COMMON

SW  $\frac{1}{4}$  NE  $\frac{1}{4}$

NW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>

22  
COMMON

T R38E  
3 SEC30  
N

25-7143

NOV 10 1992

# CONTOUR

NE  $\frac{1}{4}$  SW  $\frac{1}{4}$

