

03/12/2004

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

RIGHT NUMBER: 25-12791

NAME AND ADDRESS: EAST FAIRVIEW WATER WELL CO
3807 E 97TH N
IDAHO FALLS ID 83401

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.110 CFS

PRIORITY DATE: 04/01/1961

POINT OF DIVERSION:

T03N R38E S14 SWSESW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.110 CFS

6.00 AFY

Domestic use is for 5 homes.

PLACE OF USE:

DOMESTIC Within BONNEVILLE County

T03N R38E S14

SWSW

T03N R38E S14

SESW

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: Beneficial Use

Water Right 25-12791

SCANNED

NOV 17 2004

FILED

SCANNED

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: A25-12791
Date Received: 8/25/1989
Receipt No: E009983
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EAST FAIRVIEW WATER WELL CO. 208-523-2421
Address: 3807 E. 97TH N.
IDAHO FALLS, ID 83401

2. Date of Priority: APR 01, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	38E	14	SW	SE	SW		BONNEVILLE

5. Description of diverting works:
WELL, 8" CASING, 180' DEEP, 2 HP. SUBMERSIBLE PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.110		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 5 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	38E	14	SW	SW		DOMEST	
			SE	SW		DOMEST	

11. Place of use in counties: BONNEVILLE

A25-12791

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Date: 08/25/89

A2512791



MICROFILMED

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

13. Other Water Rights Used:

IRRIGATION FROM FARMERS FRIEND CANAL.

14. Remarks:

PROPERTY IS OWNED BY MEMBERS OF COMPANY.

15. Basis of Claim: BENEFICIAL USE

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: 1

For Organizations:

I do solemnly swear or affirm that I am President of

East Fairview water well Co., that I have signed the foregoing

Organization

document in the space below as President of

Title

East Fairview water well Co. and that the statements contained in the

Organization

foregoing document are true and correct.

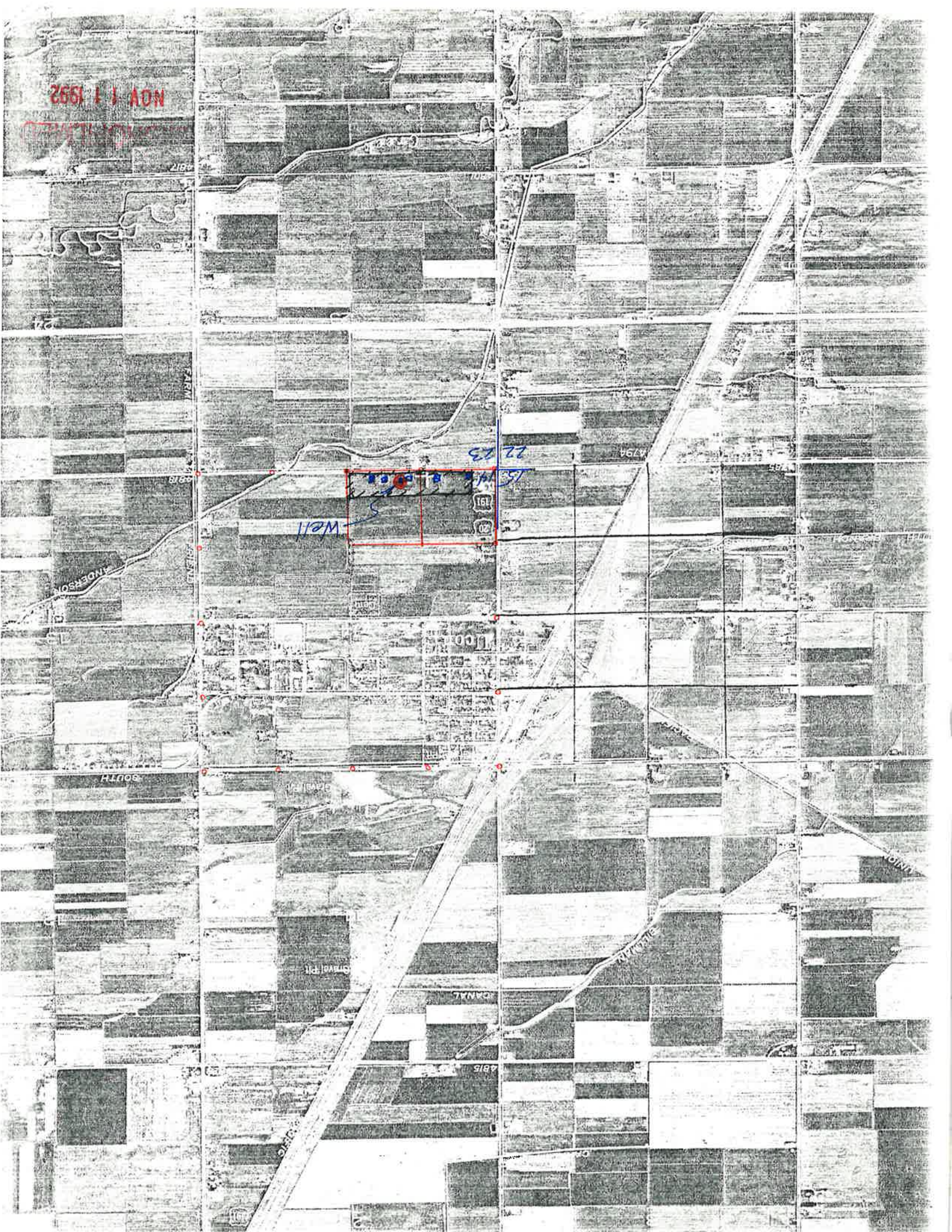
Walter H. Harman
Signature of Authorized Agent

East Fairview water well Co.
Title and Organization

8-25-89
Date

NOV 1 1952

UNITED STATES



State of Idaho)
County of Bonneville.) SS.

Subscribed and sworn (or affirmed) before me this 25 day

of Aug. 19 89

Ernest Carlson
Notary Public



Residing at Idaho Falls, ID

My Commission Expires 6-14-1994.

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-25-1997

PAGE: A-43

RIGHT NUMBER: 25-12791

NAME & ADDRESS: EAST FAIRVIEW WATER WELL CO
3807 E 97TH N
IDAHO FALLS ID 83401

SOURCE: GROUNDWATER

QUANTITY: 0.11 CFS

PRIORITY DATE: 04/01/1961

POINT OF DIVERSION: T03N R38E S14 SWSESW Within BONNEVILLE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC D/ 5 HOMES.	01-01 12-31	0.11 CFS

PLACE OF USE: DOMESTIC Within BONNEVILLE County
T03N R38E S14 SWSW SESW

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

PROPERTY IS OWNED BY MEMBERS OF COMPANY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

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NOV 17 2004

PROFILE

Verified by _____ Date: _____

Verification Source: _____

DOMESTIC WELL AGREEMENT

AGREEMENT, made this 1st day of April, 1960, among

DON E. STORER and KILDA STORER, his wife, 175 Crowley Street,
Idaho Falls, Idaho; DALE R. COOK and VESTA COOK, his wife, Route 2,
Idaho Falls, Idaho; REED J. BIRD and BETH BIRD, his wife, Iona,
Idaho; and GARY L. LOV and LA REE LOV, his wife, Iona, Idaho;
herein referred to as joint well owners;

W I T N E S S E T H :

WHEREAS, the joint well owners have agreed to make contribu-

tions to a common fund for the purpose of constructing a well to

provide domestic water for all joint well owners, said well to

provide domestic water for the following described real property

on which all of said joint well owners reside, described as follows,

to-wit:

Beginning at the southeast corner of the South-
west quarter of Section 16, Township 3 North,
Range 36 East Boise Meridian, thence North
379.5 feet, thence West 1593.5 feet, thence South
379.5 feet, thence East 1593.5 feet, more or less,
to the point of beginning.

That said well is being constructed on the above described

real property, the location of said well being as follows:

Beginning at the southeast corner of the South-
west quarter of Section 16, Township 3 North,
Range 36 E.B.M., thence West along said section
line 907.5 feet, thence North 100 feet to a point,
said point being the location of said well.

PURPOSE

The joint well owners hereby form this agreement to acquire
and hold the above described well and a domestic water system in
common and to provide the finances required for its construction
and maintenance, as each of said joint well owners reside within
the above described tract of real property, it is the principal
purpose of this joint well agreement that all cost and expense of
construction and maintenance be shared among said owners, share
and share alike.

SCANNED

NOV 17 2004

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Management

The owner of the land on which said well is located shall have the management thereof, subject to the provisions herein and may take care of ordinary maintenance without the consent of the majority of the owners herein.

Water Failure:

In the event of failure of said system to deliver water, for any reason whatsoever, it is mutually agreed that no liability shall attach to any owner herein.

Contributions

It is mutually agreed, that each of said four owners herein will contribute \$4.00 each per month for the operation of said joint domestic water system. Said funds to be deposited in a separate trust account. All withdrawals therefrom shall be by check only and said account subject to examination by any of said owners herein at any time. All contributions to be paid to the owner of the land on which said well is constructed, who shall be trustee and manager of said trust account.

In the event any owner herein fails to make said contribution as herein provided for a period of thirty (30) days, it shall be the duty of the owner of the land on which said well is located to shut off the water supply of said delinquent owner and not furnish said delinquent owner with water through said domestic water system until said delinquency is paid in full.

Domestic Water System

The domestic water system intended herein shall include the well, necessary pumping and pressure system and necessary pipelines leading to the outside wall of each of the homes of each of said owners herein.

Policy

All policy relative to the use of said water shall be determined by majority consent of all owners herein.

SCANNED
NOV 17 2004

PROFILED

IN WITNESS WHEREOF, the parties have signed and sealed this agreement.

Don E. Storer
Velda Storer
Gary L. Love
La Ree Love
Dale R. Cook
Vesta Cook
Reed J. Bird
Beth Bird

STATE OF IDAHO, }
County of Bonneville. } ss.

On this 7th day of April, 1960, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Dale R. Cook and Vesta Cook, his wife, Reed J. Bird and Beth Bird, his wife, Gary L. Love and La Ree Love, his wife, and Don E. Storer and Velda Storer, his wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first written.

(Seal)

JOHN FEREBAUER
NOTARY PUBLIC
IDAHO FALLS, IDAHO
MY COMM. EXPS. 9-1-62

John Ferbauer
Notary Public

Residing at: Idaho Falls, Idaho

SCANNED

NOV 17 2004

FILED

FARMERS PUMP



& SUPPLY CO.

PUMPS
PUMP SERVICE
REPAIRS

945 Blue Sky Drive Box 1814 522-8317
IDAHO FALLS, IDAHO

7-11-78

We pulled the East Fairview
Water well and find that is
adequate for the number of users
now on the well. While we have
run no specific tests, we would
consider the aquifers to be good
enough for several times as much
water as is now being used.

Merritt M. Johns

The pump was replaced on 5/23/78
M.J.

SCANNED

NOV 17 2004

PROFILED