

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 73069APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant Falls Water Company, Inc. Phone (208) 522-1300
Post Office address 1770 Sabin Drive Idaho Falls, ID 83406

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Falls Water Company is seeking to incorporate all the existing points of diversion listed in Attachment B into all the existing rights listed in Attachment A. We want to make these changes to reflect the reality that the water is used across the entire service area. We also want to include the new wells as points of diversion.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use

See Attachment A1739.1*~~3730.03~~

2. Total amount of water being transferred 7.81 cubic feet per second and/or 1739.1 acre-feet per annum.
3. Source of water Groundwater tributary to NA
4. Point(s) of Diversion:

See Attachment B

5. Lands irrigated or place of use:

Within the Falls Water Company Service Area

* The diversion volume restriction only applies to the following rights.

25-7148, 25-7191, 25-760973069

PART 1

6. General Information:

a. Description of diversion system Deep well pumps, pressure tanks, distribution line,
for municipal use.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
NA

d. Remarks:
See Attachment C

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

 For the Director

Attachment A

Description of rights after the requested change							
Basin	Sequence	Priority Date	Rate (cfs)	Volume (af)	Nature of Use	Period of Use	
25	7148	03/13/1978	1.89	145.9	Municipal	1/1	12/31
25	7191	04/18/1980	3.00	1578.0	Municipal	1/1	12/31
25	7418	09/23/1987	1.00		Municipal	1/1	12/31
25	7509	08/10/1989	0.17	15.2	Municipal	1/1	12/31
25	14035	06/10/1958	0.59		Municipal	1/1	12/31
25	14055	12/31/1962	1.16		Municipal	1/1	12/31

Total	7.81	1739.1*
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*The diversion volume restriction applies only to the following rights.

25-7148, 25-7191, 25-7509

Attachment B

Points of Diversion								
Lot	1/4	1/4	1/4	Section	Township	Range	County	Local Name for Diversion
		NE	SE	10	02N	38E	Bonneville	Proposed Well 9
	SW	SW	NW	11	02N	38E	Bonneville	Well 5
	SW	SW	SW	14	02N	38E	Bonneville	Well 1
	SE	NE	SW	14	02N	38E	Bonneville	Well 2
	SE	NE	SW	14	02N	38E	Bonneville	Well 4
	SE	NE	SW	14	02N	38E	Bonneville	*Well 6
		NE	SE	14	02N	38E	Bonneville	Future Well 10

*Well 6 is two pumps in one well.

Attachment C

Falls Water Company is a privately owned water service provider. The company currently operates five (5) of its own wells serving more than 2300 connections. The combined average diversion rate associated with these 5 wells is 4 cfs. In order to better serve developing residential areas within its service area, Falls Water Company is seeking to make several wells points of diversion for Water Rights 25-7148, 25-7191, 25-7418, 25-7509, 25-14035, and 25-14055. Falls Water Company is also seeking to make two (2) new wells points of diversion for these rights. The 2 new wells are to be drilled in Township 2N Range 38E Section 10 NE SE, and Township 2N Range 38E Section 14 NE SE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 25-7148 V1

WATER RIGHT NUMBER: 25-7148 V1

Owner Type Name and Address
Current Owner FALLS WATER CO INC
 1770 SABIN DR
 IDAHO FALLS, ID 83406
 (208)522-1300

Priority Date: 03/13/1978

Basis: License

Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	1.890 CFS	145.90 AF
	<u>Total Diversion:</u>	1.890 CFS	145.90 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4SE1/4	Sec. 15, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SW1/4SW1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SW1/4SW1/4NW1/4	Sec. 11, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		

Place of Use

MUNICIPAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	38E	10	X	X	X	X								X				X	
02N	38E	11									X	X	X	X					
02N	38E	13						X	X	X									
02N	38E	14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 25-7148 V1

02N 38E 15		X	X			X	X					X	X	X	X	
02N 38E 16		X														
02N 38E 22		X														
02N 38E 23		X	X	X	X	X	X	X	X				X	X		

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. This right originally established for Well #5, located at T2N R38E S11 SWSWNW.
3. C18 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.
4. C04 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. X01 Municipal use is for 118 homes.
6. 125 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.
7. G20 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 SENESW 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.
8. F06 THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 25-14035, 25-14055, 25-7191, 25-7148, AND 25-7418.

Remarks:Comments:

1. mholliday 2/6/2004 diversion rate
Comment: Claimed rate based on permit. Has since been licensed. Recommend rate as licensed.
2. mholliday 5/10/2004 point of diversion
Comment: License pod was NWSW, but better technology shows that well is actually located in the SWNW.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 25-7191 V1

WATER RIGHT NUMBER: 25-7191 V1

Owner Type Name and Address
Current Owner FALLS WATER CO INC
 1770 SABIN DR
 IDAHO FALLS, ID 83406
 (208)522-1300

Priority Date: 04/18/1980

Basis: License

Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	3.000 CFS	1,578.00 AF
	<u>Total Diversion:</u>	3.000 CFS	1,578.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4NW1/4	Sec. 11, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SE1/4	Sec. 15, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SW1/4SW1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		

Place of Use

MUNICIPAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	38E	10	X	X	X	X								X			X	X	
02N	38E	11									X	X	X	X					
02N	38E	13					X	X	X										
02N	38E	14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 25-7191 V1

02N 38E 15		X	X			X	X						X	X	X	X	
02N 38E 16		X															
02N 38E 22		X															
02N 38E 23		X	X	X	X	X	X	X	X	X			X	X			

Conditions of Approval:

1. X01 Municipal use is for 1315 homes.
2. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. C18 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.
4. 125 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.
5. F06 THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 25-14035, 25-14055, 25-7191, 25-7148, AND 25-7418.
6. C04 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
7. G20 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 SENESW 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.
8. This right originally established for Well #4, located at T2N R38E S14 SENESW.

Remarks:

Comments:

1. mholliday 5/6/2004 point of diversion

Comment: Corrected p/d with accomplished change because license lists wrong QQ. Licensing exam done in 1984.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits: Water Supply Bank:

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07/12/2006

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 25-7418 V1

WATER RIGHT NUMBER: 25-7418 V1

Owner Type Name and Address
Current Owner FALLS WATER CO INC
 1770 SABIN DR
 IDAHO FALLS, ID 83406
 (208)522-1300

Priority Date: 09/23/1987

Basis: License

Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	1.000 CFS	
	<u>Total Diversion:</u>	1.000 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SW1/4SW1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SE1/4	Sec. 15, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SW1/4SW1/4NW1/4	Sec. 11, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		

Place of Use

MUNICIPAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	38E	10	X	X	X	X								X			X	X	
02N	38E	11								X	X	X	X						
02N	38E	13					X	X	X										

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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 25-7418 V1

02N 38E 14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
02N 38E 15	X	X			X	X							X	X	X	X	X
02N 38E 16	X																
02N 38E 22	X																
02N 38E 23	X	X	X	X	X	X	X	X					X	X			

Conditions of Approval:

1. G20 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.
2. C18 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.
3. F06 THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 25-7148, 25-7191, 25-7418, 25-14035, AND 25-14055.
4. 102 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.
5. 128 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.
6. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.

Remarks:

Comments:

1. mholliday 6/18/2004 recommendation

Comment: Basis of claim is permit. Licensed on 6/15/2004. Recommended as licensed.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 25-7509

WATER RIGHT NUMBER: 25-7509

Owner Type Name and Address
Current Owner FALLS WATER CO INC
 1770 SABIN DR
 IDAHO FALLS, ID 83406
 (208)522-1300
Original Owner LYNN W & JO ANN L SARGENT
Priority Date: 08/10/1989
Basis: License
Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	0.170 CFS	15.20 AF
<u>Total Diversion:</u>		0.170 CFS	15.20 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4NE1/4SW1/4 Sec. 14, Twp 02N, Rge 38E, B.M.

BONNEVILLE County

GROUND WATER	SW1/4SW1/4SW1/4	Sec. 14,	Twp 02N,	Rge 38E, B.M.	BONNEVILLE County
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14,	Twp 02N,	Rge 38E, B.M.	BONNEVILLE County
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14,	Twp 02N,	Rge 38E, B.M.	BONNEVILLE County
GROUND WATER	SE1/4NE1/4SE1/4	Sec. 15,	Twp 02N,	Rge 38E, B.M.	BONNEVILLE County
GROUND WATER	SW1/4SW1/4NW1/4	Sec. 11,	Twp 02N,	Rge 38E, B.M.	BONNEVILLE County
GROUND WATER	NW1/4NE1/4	Sec. 10,	Twp 02N,	Rge 38E, B.M.	BONNEVILLE County

Place of Use MUNICIPAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	38E	10	X	X	X	X								X			X	X	
02N	38E	11								X	X	X	X						
02N	38E	13						X	X	X									
02N	38E	14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
02N	38E	15	X	X			X	X							X	X	X	X	
02N	38E	16	X																
02N	38E	22	X																
02N	38E	23	X	X	X	X	X	X	X						X	X			

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 25-7509

Conditions of Approval:

1. 115 Prior to the diversion and use of water under Transfer approval 71615, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
2. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.
3. 128 Place of use is within the area served by the public water supply system of Falls Water Company Inc. The place of use is generally located within Sections 10, 11, 13, 14, 15, 16, 22 and 23, Township 2N, Range 38E.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. WB4 The total instantaneous diversion of water from all points of diversion under Right 25-7509 shall not exceed 0.17 cfs, nor a total combined annual volume of 15.2 af.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Remarks:Comments:

1. psdaggs 3/3/2005 8:51:01 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 71615
2. kpickett 4/10/2006 POD
Comment: Correlated PODID 629208 from SpatialDataID 252361 to SpatialDataID 296576
3. kpickett 4/10/2006 POD
Comment: Correlated PODID 629204 from SpatialDataID 252390 to SpatialDataID 296575
4. kpickett 4/10/2006 POD
Comment: Correlated PODID 629203 from SpatialDataID 252630 to SpatialDataID 296574
5. kpickett 4/11/2006 POD
Comment: Correlated PODID 629205 from SpatialDataID 252636 to SpatialDataID 296573

Dates and Other Information:

Licensed Date: 12/15/1992
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 25-14035 V1

WATER RIGHT NUMBER: 25-14035 V1

Owner Type Name and Address
Current Owner FALLS WATER CO INC
 1770 SABIN DR
 IDAHO FALLS, ID 83406
 (208)522-1300

Priority Date: 06/10/1958
Basis: Beneficial Use
Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	0.590 CFS	
	<u>Total Diversion:</u>	0.590 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SW1/4SW1/4NW1/4	Sec. 11, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SE1/4	Sec. 15, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		

Place of Use MUNICIPAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	38E	10	X	X	X	X								X			X	X	
02N	38E	11									X	X	X	X					
02N	38E	13						X	X	X									
02N	38E	14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
02N	38E	15	X	X			X	X							X	X	X	X	
02N	38E	16	X																
02N	38E	22	X																
02N	38E	23	X	X	X	X	X	X	X	X					X	X			

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 25-14035 V1

Conditions of Approval:

1. This right originally established for Well #1, located at T2N R38E S14 SWSWSW.
2. C18 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.
3. F06 THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 25-14035, 25-14055, 25-7191, 25-7148, AND 25-7418.
4. G20 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.
5. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. 125 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.

Remarks:

Comments:

1. mholliday 5/5/2004 Quantity
Comment: Recommended quantity based on theoretical capacity of pump.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

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07/12/2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 25-14055 V1

WATER RIGHT NUMBER: 25-14055 V1

Owner Type Name and Address
Current Owner FALLS WATER CO INC
 1770 SABIN DR
 IDAHO FALLS, ID 83406
 (208)522-1300

Priority Date: 12/31/1962
Basis: Beneficial Use
Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	1.160 CFS	
	<u>Total Diversion:</u>	1.160 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SW1/4SW1/4SW1/4	Sec. 14, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SE1/4NE1/4SE1/4	Sec. 15, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		
GROUND WATER	SW1/4SW1/4NW1/4	Sec. 11, Twp 02N, Rge 38E, B.M.
BONNEVILLE County		

Place of Use MUNICIPAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 38E 10	X	X	X	X								X			X	X	
02N 38E 11									X	X	X	X					
02N 38E 13						X	X	X									
02N 38E 14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
02N 38E 15	X	X			X	X							X	X	X	X	
02N 38E 16	X																
02N 38E 22	X																
02N 38E 23	X	X	X	X	X	X	X	X					X	X			

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 25-14055 V1

Conditions of Approval:

1. C18 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.
2. 125 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.
3. This right originally established for Well #2, located at T2N R38E S14 SENESW.
4. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. F06 THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 25-14035, 25-14055, 25-7191, 25-7148, AND 25-7418.
6. G20 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:
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 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.

Remarks:

Comments:

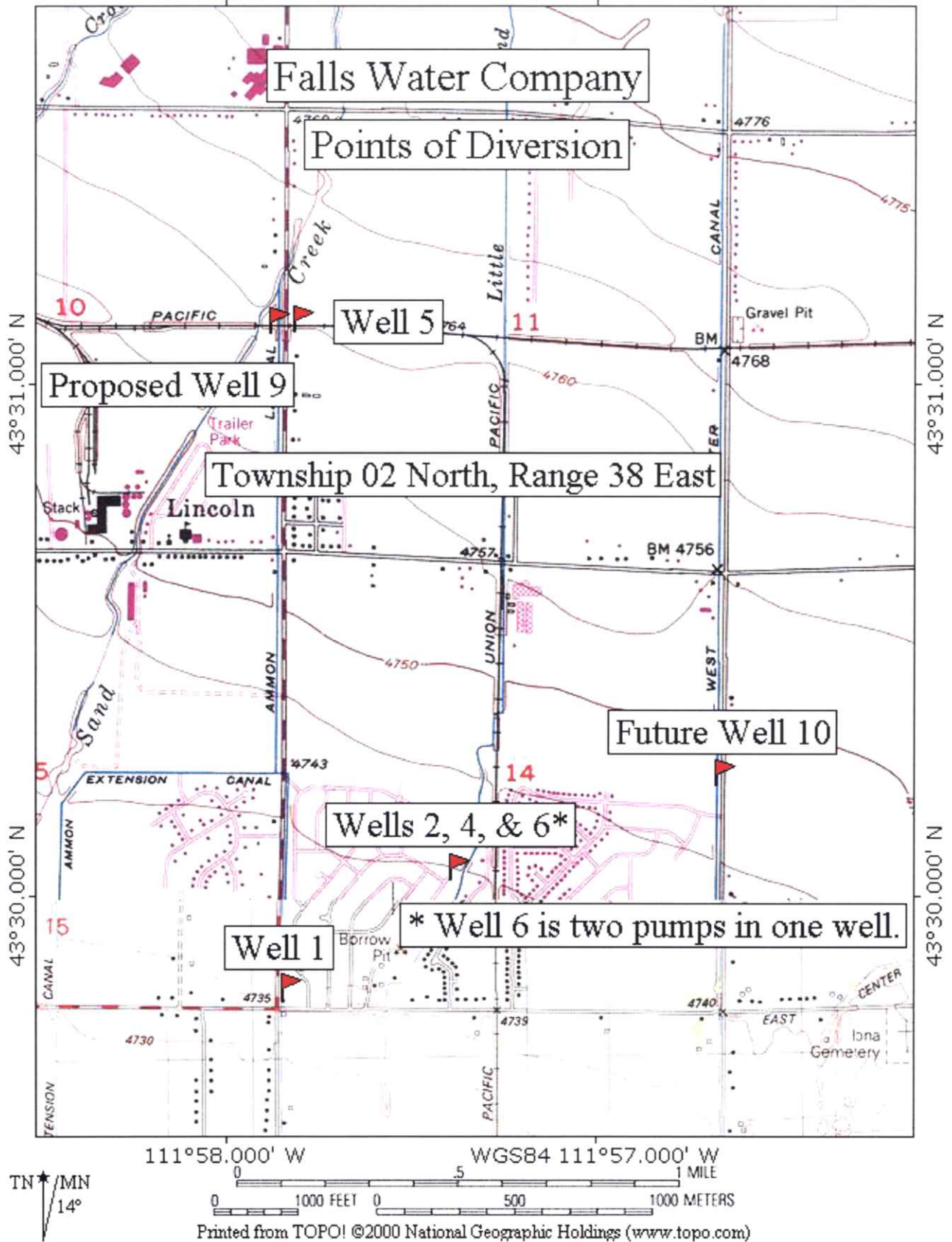
Dates and Other Information:

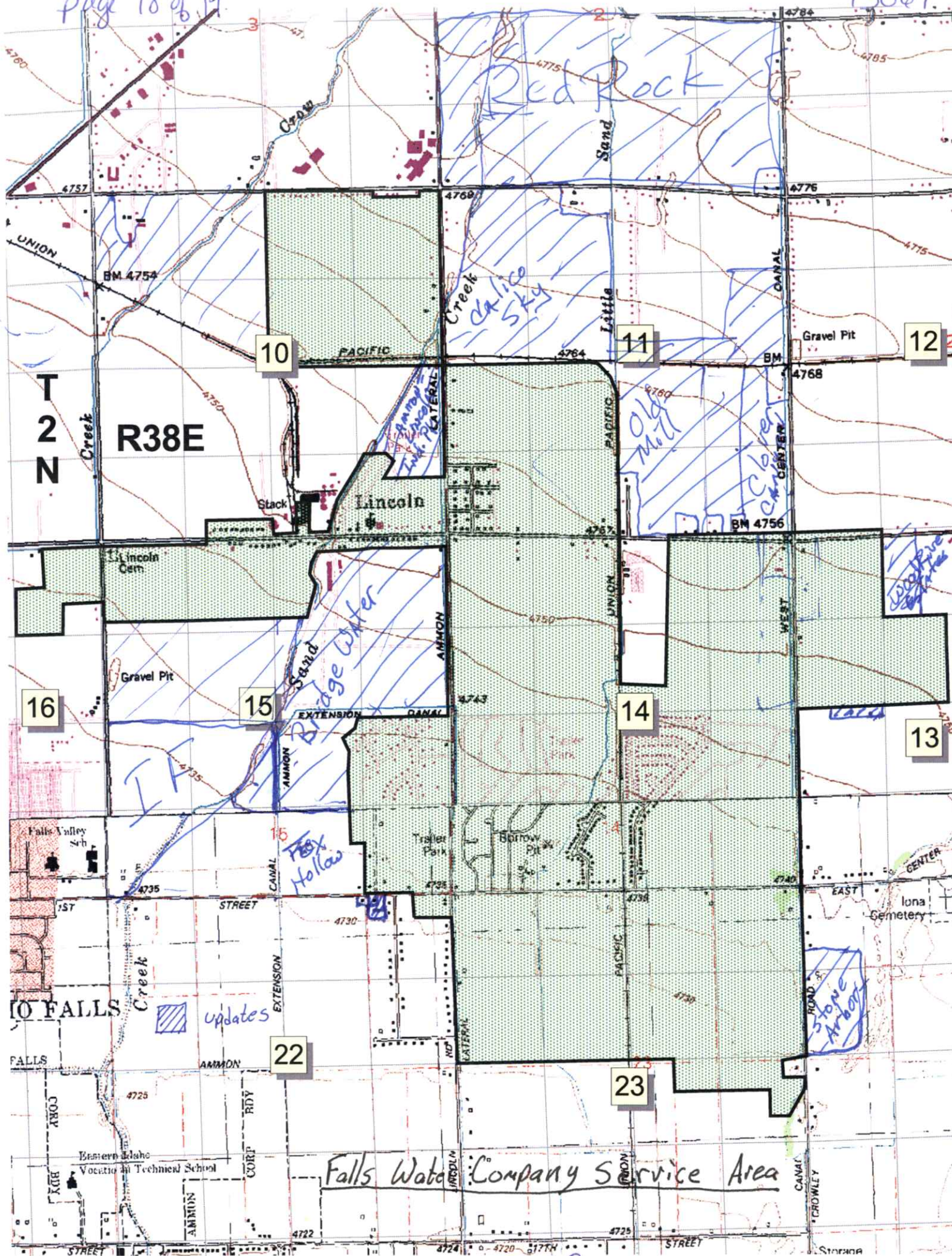
Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

TOPO! map printed on 08/16/06 from "POD25_7191.tpo" and "Untitled.tpg"
 111°58.000' W WGS84 111°57.000' W





PART 3

B. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge: _____

3. Describe effects on other water uses resulting from the proposed change:

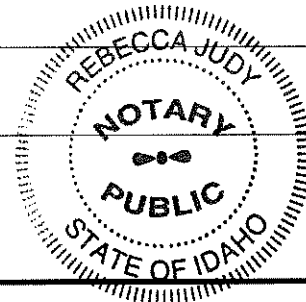
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

K. Scott Bruce
 (Signature of Applicant)

Subscribed and sworn to before me this 16 day of August, 20 06

Rebecca Judy
 (Notary Public)



My commission expires April 17, 2009

FOR DEPARTMENT USE ONLY

Transfer contains 19 pages and 1 attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee 530-

Received by SC Date 8/17/06 EO 32157

Published in Post Register Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

No. C 164958		Due no later than Feb 29, 2008 Annual Report Form		2. Registered Agent and Address (NO PO BOX) BRENT JOHNSON 1770SABINDR IDAHO FALLS ID 83406	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		1. Mailing Address: Correct in this box if needed. FALLS WATER CO., INC. BRENT JOHNSON 1770 SABIN DR IDAHO FALLS ID 83406		3. New Registered Agent Signature:*	
NO FILING FEE IF RECEIVED BY DUE DATE					
4. Corporations: Enter Names and Business Addresses of President, Secretary, Directors and(optional) Treasurer.					
Office Held	Name	Street or PO Address	City	State	Country Postal Code
PRESIDENT	BRENT JOHNSON	1770 SABIN DR	IDAHO FALLS	ID	USA 83406
SECRETARY	PAUL JOHNSON	1770 SABIN DR	IDAHO FALLS	ID	USA 83406
DIRECTOR	JAY W JOHNSON	1770 SABIN DR	IDAHO FALLS	ID	USA 83406
DIRECTOR	BRENT JOHNSON	1770 SABIN DR	IDAHO FALLS	ID	USA 83406
DIRECTOR	MARK JOHNSON	1770 SABIN DR	IDAHO FALLS	ID	USA 83406
DIRECTOR	PAUL JOHNSON	1770 SABIN DR	IDAHO FALLS	ID	USA 83406
DIRECTOR	KELLY D HOWELL	1770 SABIN DR	IDAHO FALLS	ID	USA 83406
5. Organized Under the Laws of:		6. Annual Report must be signed.* Signature: Brent Johnson Name (type or print): Brent Johnson		Date: 01/02/2008 Title: President	
ID C 164958		*Electronically provided signatures are accepted as original signatures.			
Processed 01/02/2008					

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ESPA Model Map

