

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: A25-12346
Date Received: 6/12/1989
Receipt No: C008141
Received By: CA

JUN 10 1989

Department of Water Resources
**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: CHURCH OF JESUS CHRIST LATTER DAY SAINTS 801-240-2929
Address: REAL ESTATE DIVISION
TWELFTH FLOOR
50 EAST NORTH TEMPLE STREET
SALT LAKE CITY, UT 84150

2. Date of Priority: DEC 31, 1930

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Department of Water Resources

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	38E	8	NW	SW	NW		BONNEVILLE

5. Description of diverting works:
WELL AND PUMP, REPLACEMENT WELL DRILLED IN 1976.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
IRRIGATION	04/01	11/01	0.060		

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

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 CHURCH BUILDING

A25-12346

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Date: 06/12/89

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A2512346

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	38E	8	SW SW	NW NW	DOMEST IRR	2.0
Section Acres						2.0
Total Acres						2.0

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:
COLTMAN WARDS 1 AND 2

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 _____ 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 _____ AUTHORIZED AGENT _____ of _____ Title _____

Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah Corporation sole
_____, that I have signed the foregoing
Organization
document in the space below as _____ AUTHORIZED AGENT _____ of _____ Title _____

Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah Corporation sole
_____, and that the statements contained in the
Organization
foregoing document are true and correct. * John A. Baker JAB

Signature of Authorized Agent

Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah Corporation sole

Title and Organization

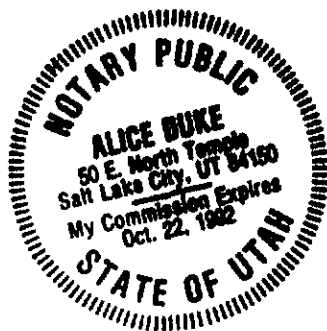
6-28-89
Date

State of Utah)
~~Idaho~~)
County of Salt Lake) SS.

Subscribed and sworn (or affirmed) before me this 29 day
of June 1989

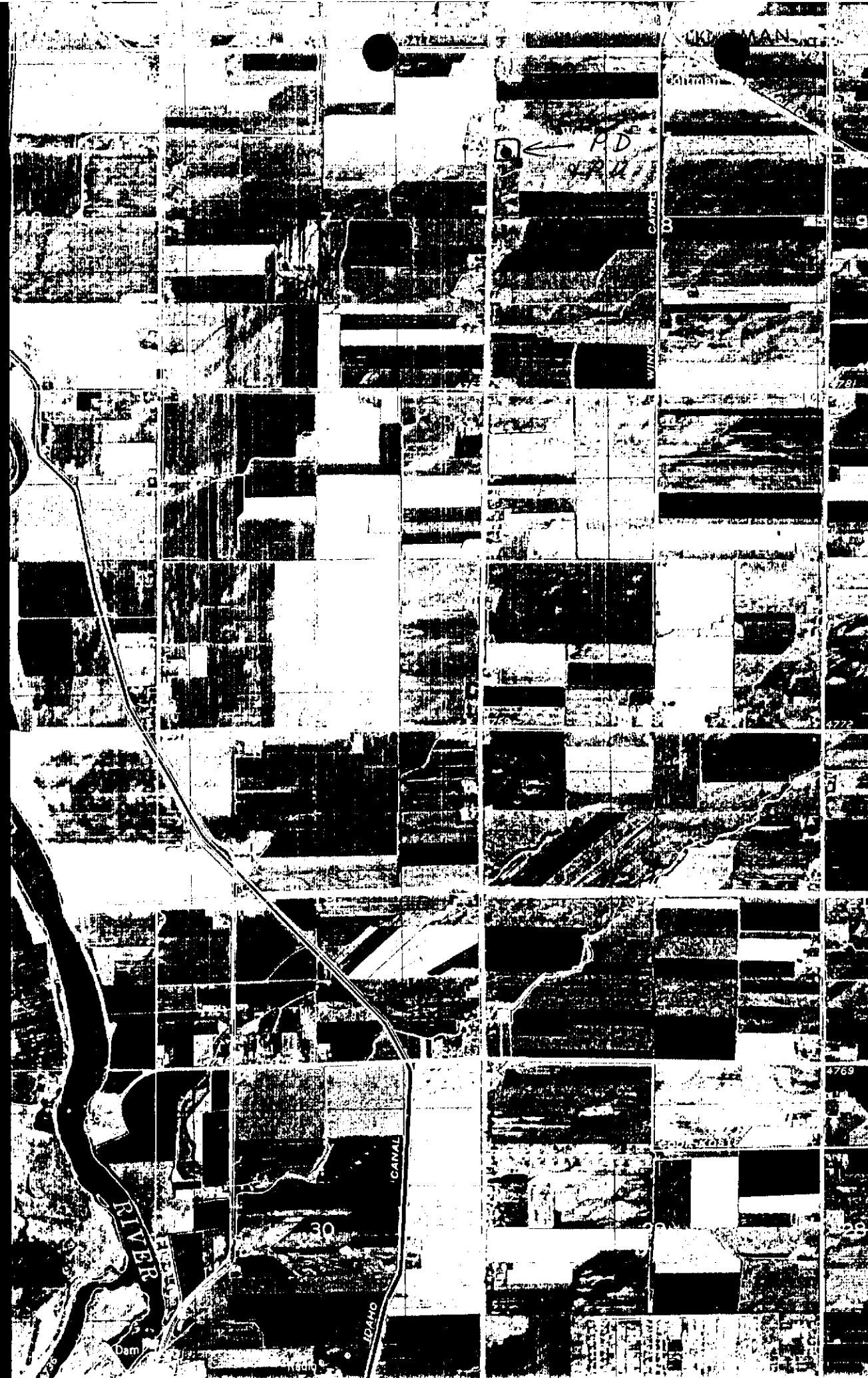
Alice Duke
Notary Public

Seal



Residing at Salt Lake City

My Commission Expires 10/22/89



T 3 N
R 38 E
A 25-12346

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Log for claim 25-12346

Spatial Dynamics CAT

12/7/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03n38e	8	SWNW	2	2.8	POD placement?
Totals:			2	2.8	

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHURCH OF JESUS CHRIST LATTER DAY SAINTS REAL ESTATE DIVISION TWELFTH FLOOR 50 EAST NORTH TEMPLE STREET SALT LAKE CITY UT 84150 (801) 240-2929	12/31/1930	IRRIGATION DOMESTIC	04-01 11-01 01-01 12-31	0.060 CFS 0.040 CFS	
					TOTAL DIVERSION:	0.100 CFS
					CONSUMPTIVE USE:	5.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T03N R38E S08

NWSWNW

BONNEVILLE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM
-----																-----
03N 38E 8 :																02
																TOTAL ACRES
																2.0

Place of use Legal Description for: DOMESTIC

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

03N 38E 8 :																D

POU County: BONNEVILLE

Non-Irrigation Uses: DOMESTIC, 1 CHURCH BUILDING

Other Rights: NONE

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

A01-00029 A01-00031 A01-00032 A01-00033 A01-00117P A01-00249 A01-00353 A01-10093 A25-04271

Remarks: GEN COLTMAN WARDS 1 AND 2

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 06/12/89 FRITSCHL 03/29/95 POST-STD

Not in
"P" file
A25-12340

May 6, 1991

CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
REAL ESTATE DIVISION TWELTH FLOOR
50 EAST NORTH TEMPLE STREET
SALT LAKE CITY UT 84150

RE: **Evidence of Priority**

Dear Sir:

The Notices of Claim identified with the numbers shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notices indicates the water usage are based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notices and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notices have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notices be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority dates by **June 6, 1991**, referencing all documents with the corresponding Notice numbers. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

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CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS

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All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water Right Supervisor, Adjudication

EC:jt

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-04200
CHURCH OF JESUS CHRIST LATTER D
REAL ESTATE DIVISION
TWELFTH FLOOR
SALT LAKE CITY UT 84150

A25-12346
CHURCH OF JESUS CHRIST LATTER D
REAL ESTATE DIVISION
TWELFTH FLOOR
SALT LAKE CITY UT 84150

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THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

RECEIVED
JUL 10 1989

REAL ESTATE DIVISION
Twelfth Floor
50 East North Temple Street
Salt Lake City, Utah 84150
Phone (801) 240-2929

July 5, 1989

Department of Water Resources
Reference reply to:

RECEIVED
JUN 10 1989
Department of Water Resources

Mr. Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau
Idaho Dept. of Water Resources
1301 North Orchard St.
Boise ID 83720

Dear Mr. Fritschle,

Attached are the signed documents and a check for \$1,736.00 to pay for the adjudication fees for water rights in Bonneville County.

<u>Groundwater Right</u>	<u>Property Number</u>	<u>Property Name</u>	<u>Adjud. Assessment</u>
A25-12346	504-7005	Coltman 1,2	\$ 56.00
35-08140	504-7242	Idaho Falls 39, Osgood	62.00
A35-02770	504-8133	Wel ID Idaho Falls Osgood Fm	526.00
A35-02649	508-6655	Wel ID Idaho Falls Osgood Fm	689.00
A25-12347	510-8977	Wel ID Id Falls Taylor View Fm	25.00
A25-12348	510-8977	"	25.00
A25-07326	514-4612	Iona 2,5&	55.00
A25-07365	515-2593	Ammon 4,7	68.00
A25-04160	520-6200	Wel ID Id Falls Colton	25.00
A25-7361	529-4622	Id Falls ID Ammon & 10 Stk Rec	25.00
	527-7434	Idaho Falls Seminary (Bonneville Jr High)	30.00
	510-8977	Wel ID Id Falls Taylor View Fm	30.00
	515-3727	Id Falls 35,45 Home Ranch	30.00
	515-9563	Id Falls 33,37,Skyline	15.00
	515-9571	Id Falls Egle RK Stk Rec prop. Charlton	15.00
	527-8333	Coltman 3, Id Falls 41	15.00
	529-4339	Id Falls E. Stk Rec prop St. Leon Rd.	15.00
	533-0882	Id Falls Seminary (Bonneville Sr. High)	30.00
Total Assessment			\$1,736.00

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Additional water rights still being investigated:

<u>Groundwater Right</u>	<u>Property Number</u>	<u>Property Name</u>	<u>Adjud. Assessment</u>
A23-4059	506-9335	Palisades	Filed by Ririe Stk 9/88
A25-10191	508-6841	Wel Ririe Birch Creek Farm	Filed by Ririe Stk
A25-7005	508-6906	Idaho Falls S Stk vac prop SE Id Fls	Vac prop.Lapsed-to be sold
A25-7319	506-9327	Milo 1,2	Held in application
A25-7322	515-3727	Id Falls 35,45-Home Ranch	Orig filing with- drawn-new filing
A25-7323	513-1863	Id Falls C&RL & S Stks Rec	Held in application
A25-7395	525-9185	ID Ucon	Held in application
A25-04221	504-7315	Taylor Wd Rec Prop	Wel covered,abandoned

Filings on farm at Freedom Wyoming 508-6582 and chapel at Grays Lake 501-3607 will be submitted in July.

Thanks for your help and that of Glen Nielson in getting these rights adjudicated and recorded.

Sincerely,



Ronald C. Johnson
Water Analyst

RCJ:ja
enc.

cc: Terry F. Roylance
M. Glade Pincock
Glen Nielson

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ADJUDICATION FILING FEES FOR IDAHO

PROPERTY IDENTIFICATION

Idaho State Water Right Permit # A25-12346
LDS Church Property # 5047005

RECEIVED
JUN 10 1989

Department of Water Resources

FEE CALCULATIONS

Domestic, stockwatering, fire protection, etc. \$ _____
Flat fee for irrigation. \$ 50.00

VARIABLE FEE SCHEDULE

Irrigation (\$1.00 per acre). \$ 2.00
Power Generation (\$3.00 per kilowatt) \$ _____
Aquaculture (\$10.00 per cfs) \$ _____
All other uses (\$100.00 per cfs) \$ 4.00

Other charges. \$ _____

TOTAL \$ 56.00

DATE 6-12-89

Carter Fritschle
Carter Fritschle
Idaho Dept. of Water Resources

Glen L. Nielson
Glen Nielson
Field Representative
Church of Jesus Christ
of Latter-day Saints

REAL ESTATE DIVISION
NATURAL RESOURCE SECTION

JUN 23 1989

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