

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: A29-10077
Date Received: 7/24/1989 8)17)89
Receipt No: C009777
Received By: CA

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

RECEIVED
AUG 17 1989

2. Date of Priority: MAR 15, 1963

3. Source: GROUNDWATER Trib. to:

Department of Water f

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	37E	7	SE		NW		BANNOCK

A2910077

5. Description of diverting works:
WELL, 16" CASING, 80' DEEP, 50 HP TURBINE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.150		

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

8. Total consumptive use is 18.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	37E	7	SE	NW		IRR	7.2
Section Acres							7.2

A29-10077

Page 1

Date: 07/24/89

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10. Place of Use: Continued

Total Acres 7.2

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

ARIMO MARSH VALLEY FARM

USES THE SAME WELL AS WATER RIGHTS 29-02366 AND 29-02466.

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

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

Organization

and that the statements contained in the
foregoing document are true and correct.

James A. Bahr JAB
Signature of Authorized Agent

AUTHORIZED AGENT

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

Title and Organization

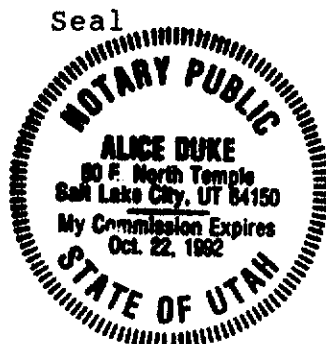
Date

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

Subscribed and sworn (or affirmed) before me this 14 day

of August 19 89

Alice Duke
Notary Public



Residing at Salt Lake City
My Commission Expires October 22, 1992

A. ROOT WATER RIGHT NUMBERS: A29-10077

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	37E	7	SE	NW		CHURCH OF JESUS CHRIST LATTER	A29-10077 / 7.2	- /			39.0
			SE	NW		LDS	A29-02366 / 40.3	29-02366 / 40.0			

ADDITIONAL POU FOUND

TOTAL ACRES A29-10077 7.20 39.00

POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-10077	GROUNDWATER	CHURCH OF JESUS CHRIST LATTER	0.150	0.020		
A29-02366	GROUNDWATER	LDS	2.400	0.020		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

1744 4763
Kenneth Olson

GARY BLANCHARD
CRP 80-46
#274 CN# III
F-2 51.5

GARY BLANCHARD
CRP 80-46
#274 CN# III
F-3 51.5

T7837
Armo Id. Stake
M745

7.2

37.1

T759
Kenneth Degen
#378

T115
R 37E

1521

GARY BLANCHARD
CRP 80-46
#274 CN# III
F-1 40.0

40.0

3 HEL

51.5

2 F-1

51.5

40.3

P.D.

2

36.2

GARY BLANCHARD
CRP 80-46
#274 CN# III
F-4 34.1

34.1

GARY BLANCHARD
CRP 80-46
#274 CN# III
F-5 33.2

5

33.2

GARY BLANCHARD
CRP 80-46
#274 CN# III
F-6 38.1

38.1

3

39.1

4 HEL

25.3

7

8

HEL

21.0

CRP F-7 2.2

4

39.0

Archibald Farms

11.12

J19

18
Huber
#308
Kenneth Degen

5

49.8

47.4

4

39.8

T7882 #742
Kenneth Degen

51.2

7

HEL

40.0

2 HEL

55.2

4

17.9

Huber

2

21.1

6

HEL

39.1

T7820
Archibald Farms
unsp.

HEL

31.4

MICROFILMED

129 - NOV 13 1992

RIGHT NUMBER: 29-10077

NAME AND ADDRESS: CHURCH OF JESUS CHRIST LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELFTH FLOOR
50 E N TEMPLE ST
SALT LAKE CITY UT 84150

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.11 CFS
24.5 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 5.20 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1134 AF. COMBINED RIGHT NOS.: 29-02366, 29-02466,
29-10077

PRIORITY DATE: 04/01/1981

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY
DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS
ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN
WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426,
IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF DIVERSION:

T11S R37E S7 SENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.110 CFS 24.50 AFY

PLACE OF USE:

IRRIGATION Within BANNOCK County

T11S R37E S18	NWNE	10.0	T11S R37E S18	NENW	39.0
T11S R37E S18	SESW	39.0	T11S R37E S18	NESW	40.0
T11S R37E S18	SESW	39.0	T11S R37E S07	NENW	39.0
T11S R37E S07	SESW	39.0	T11S R37E S07	NESW	39.0
T11S R37E S07	SESW	39.0			

324 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 324 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-02366, 29-02466, 29-10077

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.
THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 29-02366,
29-02466 PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

THIS RIGHT IS FOR AN ENLARGEMENT OF 7 ACRES WITHIN THE PLACE OF
USE DESCRIBED FOR THIS RIGHT.

Log for claim A29-10077

Spatial Dynamics TWB

6/1/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s37e	7	NESW	7.2	11	
Totals:			7.2	11	

AJ5809NP
No. A29-10077

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 156

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 E NORTH TEMPLE ST SALT LAKE CITY UT 84150 (801) 240-2929	03/15/1963	IRRIGATION	04-01 11-01	0.150 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	0.150 CFS 18.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T11S R37E S07 SENW

BANNOCK County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
---	---	---	---	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	---
11S	37E	7	:					:				07	:					:							:	7.2
																							TOTAL ACRES	7.2		

POU County: BANNOCK

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-02366 A29-02466

Other Water Rights Listing Overlapping Place(s) of Use:
A29-02366

Remarks: GEN ARIMO MARSH VALLEY FARM
USES THE SAME WELL AS WATER RIGHTS 29-02366 AND 29-02466.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Audit: 07/24/89 FRITSCHL 03/29/95 POST-STD 04/12/00 CVANDERM 04/13/00 CVANDERM

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APR 13 1995

CLAIM NO. A29-10077

Department of Water Resources
Bureau of Water Rights

To Mrs. Nelson of well water
the priority date on this land was
April of 1981.

A. Barfuss
Signature of affiant Farm manager Date 2/21/95

State of Idaho/or _____)
County of Bennock) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of February 19 95

SEAL

Notary Public Lauretta M. Davis
Residing at Downey, Id.
My Commission Expires 12-22-99

NOV 13 1996

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME LDS Church CLAIM IDENT. NO. A29-10077

DATE RECEIVED _____ CK # _____ AMOUNT \$ _____

- | | YES | NO | Required Info? |
|--|-------|-------|----------------|
| 1. Is the name and address complete with zip code? | _____ | _____ | * |
| 2. Is a priority date entered? | _____ | _____ | * |
| Is the priority date acceptable in view of mandatory filing dates? | _____ | _____ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | _____ | _____ | * |
| 3. (a) Is a source entered? | _____ | _____ | * |
| (b) Is a tributary to entered? (if required) | _____ | _____ | |
| 4. Is the legal description of the p.d. sufficient? | _____ | _____ | * |
| 5. Is there a description of the diverting works? | _____ | _____ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | _____ | _____ | * |
| Is the period of use included? | _____ | _____ | |
| Is a quantity claimed for each use? | _____ | _____ | * |
| 7. Is a total quantity claimed entered? | _____ | _____ | |
| 8. If required is a consumptive use entered? | _____ | _____ | |
| Is the consumptive use correct? | _____ | _____ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | _____ | _____ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | _____ | _____ | * |
| 11. Is (are) the county(ies) entered? | _____ | _____ | |
| 12. Is the ownership of p.u. checked? | _____ | _____ | |
| 13. Are other water rights listed or "none" indicated? | _____ | _____ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | _____ | _____ | |
| 15. Is the basis of the claim indicated? | _____ | _____ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | _____ | _____ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | _____ | _____ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | _____ | _____ | * |
| 19. Was this claim filed on time, or was an extension granted? | _____ | _____ | * |
| 20. Is the fee enclosed correct? | _____ | _____ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | _____ | _____ | |
| 22. Should this claim be data entered? | _____ | _____ | |

Claim checked by: CA Date: 6-8-90

Claim must be returned to claimant: _____ (Yes) / _____ (No)

Claimant must be notified of modifications: _____ (Yes) / _____ (No)

 Receipt Prepared by: _____
 Claim data entered by: _____
 Sent to claimant by: _____

 Date: _____
 Date: _____
 Date: _____

Checked by: _____

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Comments: _____

NOV 13 1992

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

REAL ESTATE DIVISION

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

August 14, 1989

Reference reply to:

RECEIVED
AUG 17 1989

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

Department of Water Resources

DO NOT FILM

Dear Mr. Fritschle,

Attached are the signed documents and a check for \$1,368.00 to pay for the adjudication fees for water rights in Bannock County.

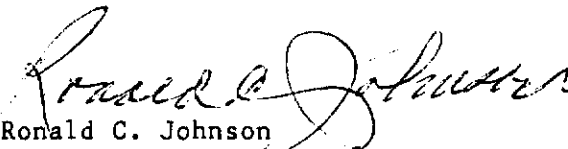
<u>Groundwater Rights</u>	<u>Property Number</u>	<u>Property Name</u>	<u>Adjud. Assess.</u>
A29-10078	506-9262	Arimo ID Stk Rec Prop-Robin Rd.	\$ 55.00
29-07862	506-9408	Virginia	30.00
A29-10082	506-9408	Virginia	52.00
29-07863	507-5785	Arimo Sem (Marsh Valley High)	30.00
A29-04388	508-8828	Wel ID Pocatello Tyhee Farm	25.00
A29-04389	"	"	25.00
A29-04390	"	"	25.00
A29-10079	"	"	25.00
A29-10080	"	"	25.00
A29-10081	"	"	25.00
A29-02363	509-2604	Wel ID Pocatello Prop.	157.00
A29-04058	509-2604	Wel ID Pocatello Prop.	165.00
A29-04176	"	"	50.00
A29-07166	"	"	50.00
29-07865	513-3696	Ft Hall Indian, Pocatello 37,44	15.00
	513-3718	Ft Hall Indian, Pocatello 37,44 Rec	15.00
A29-07508	515-8990	Chubbuck 5,6,7	65.00
29-07861	"	"	30.00
29-07864	518-7990	Downey 1,2 Wds Rec Prop	15.00
	518-7982	Downey 1,2	15.00
A29-2366	519-5241	Wel ID Arimo Marsh Valley Farm	170.00
A29-2466	"	"	247.00
A29-10077	"	"	57.00
A29-07672	515-5959	Pocatello ID Almida & HGHL D Stk Rec Prop	

TOTAL

\$1,368.00

Thanks for your assistance and that of Glen Nielsen in getting these rights adjudicated and recorded.

Sincerely,


Ronald C. Johnson
Water Analyst

RCJL:ja
enc.

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

DO NOT FILE

ADJUDICATION FILING FEES FOR IDAHO

PROPERTY IDENTIFICATION

Idaho State Water Right Permit # A 29-10077
LDS Church Property # 5195241

RECEIVED
AUG 17 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). \$ 7.00
Power Generation (\$3.00 per kilowatt) \$ _____
Aquaculture (\$10.00 per cfs) \$ _____
All other uses (\$100.00 per cfs) \$ _____
Other charges. \$ _____

TOTAL \$ 57.00

DATE 7-24-89

Carter Fritschle
Carter Fritschle
Idaho Dept. of Water Resources

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

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REAL ESTATE DIVISION
NATURAL RESOURCE SECTION

AMICROFILMED
NOV 13 1992