

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 63-32100
Date Received: 12/26/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CORP PRES BISHOP LDS CHURCH Phone: (801)240-4074
NATURAL RESOURCE SERVICES
50 E NORTH TEMPLE ST FL 12
SALT LAKE CITY UT USA 84150-6321

2. Date of Priority: 01/01/1954

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	03W	16	NW NW	CANYON	

5. Description of diverting works:

Well with electric pump, pipe to sprinklers

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.04	5.4

7. Total Quantity Appropriated is:
0.04 C.F.S. and/or 5.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	03W	16	NW	NW	IRRIGATION	4
Section Acres						4
Total Acres						4

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

This right is limited to the irrigation of 1.2 acres within the place of use described above in a single irrigation season.

Prior to diversion of water under Transfer 72071, the right holder shall provide documentation to the department that water from Wilder Irrigation District has been legally removed from the place of use described above.

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

15. Basis of Claim: Beneficial Use

WATER RIGHT NO. 63-32100
As Modified by Transfer No. 72071

In accordance with the approval of Transfer No. 72071, Water Right No. 63-32100 is now described as follows.

Right Holder: CORP PRES BISHOP LDS CHURCH
 NATURAL RESOURCE SERVICES
 50 E NORTH TEMPLE ST FL 12
 SALT LAKE CITY UT 84150-6321

Priority Date: January 01, 1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.04 CFS	5.4 AF
			0.04 CFS	5.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNW Sec. 16 Twp 03N Rge 03W CANYON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 03W 16								4.0									4.0

Total Acres: 4

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. This right is limited to the irrigation of 1.2 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 63-32100
As Modified by Transfer No. 72071

CONDITIONS OF APPROVAL

7. Prior to diversion of water under Transfer 72071, the right holder shall provide documentation to the department that water from Wilder Irrigation District has been legally removed from the place of use described above.
8. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 24th day of October, 20 05



For Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72071

This is to certify that: CORP PRES BISHOP LDS CHURCH
 NATURAL RESOURCE SERVICES
 50 E NORTH TEMPLE ST FL 12
 SALT LAKE CITY UT 84150-6321
 (801)240-4074

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-32046	AJC/License	12/09/1983	0.02 cfs	5.4 af	N/A	1.2	GROUND WATER
63-32094	AJC/License	02/07/1969	0.03 cfs	7.2 af	N/A	1.6	GROUND WATER
63-32100	AJC/Beneficial Use	01/01/1954	0.04 cfs	5.4 af	N/A	1.2	GROUND WATER

Purpose of Transfer (Changes Proposed)

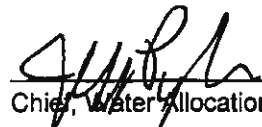
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-32046	NO	YES	YES	NO	NO	NO
63-32094	NO	YES	YES	NO	NO	NO
63-32100	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-32046	63-32046	0.02 cfs	5.4 af	1.2	4.0		N/A	N/A	N/A	N/A
63-32094	63-32094	0.03 cfs	7.2 af	1.6	4.0		N/A	N/A	N/A	N/A
63-32100	63-32100	0.04 cfs	5.4 af	1.2	4.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.09 cfs	18.0 af	4.0	4.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 24th day of October, 2005

For 
 Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 63-32046

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 72071APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1PN: 572-8428Name of Applicant Corporation of the Presiding Bishop of the Church of
Jesus Christ of Latter-Day Saints, a Utah corporation sole Phone 801-240-4657Post Office address 50 East North Temple, Salt Lake City, UT 84150-6321

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
- Applicant proposes moving the water rights to applicant's land for
-
- irrigation of 4.0 acres.

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
<u>TBD</u> (portion of 63-9972)	<u>12/9/1983</u>	<u>0.024 cfs/ 5.4 ac-ft</u>	<u>irrigation</u>	<u>Mar. 15</u> to <u>Nov. 15</u>
<u>TBD</u> (portion of 63-4949)	<u>1/1/1954</u>	<u>0.036 cfs</u>	<u>irrigation</u>	<u>Mar. 15</u> to <u>Nov. 15</u>
<u>TBD</u> (portion of 63-7194)	<u>2/07/1969</u>	<u>0.027 cfs / 7.2 ac-ft</u>	<u>irrigation</u>	<u>Apr. 1</u> to <u>Nov. 1</u>

2. Total amount of water being transferred
- 0.087
- cubic feet per second and/or _____ acre-feet per annum.

3. Source of water
- groundwater
- tributary to
- NA

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	NW	16	3N	3W	Canyon	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	3W	16						4.0											4.0

RECEIVED

MAR 29 2005

WATER RESOURCES

Total Acres 4.0

PART 1

6. General Information:

- a. Description of diversion system Well with electric pump, pipe to sprinklers.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
_____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes. NA – See attached water right purchase agreements.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Land formerly irrigated by 63-4949 is now irrigated from a municipal source. Land formerly irrigated by 63-9972 will no longer be irrigated from a groundwater source. Land formerly irrigated by 63-7194 will no longer be irrigated.
- d. Remarks:
See attached site map for depiction of landscape area within 6.69 acre parcel. Proposed place of use currently receives water from Wilder Irrigation District. The proposed place of use will be excluded from the irrigation district following approval of this transfer and prior to diverting water under this transfer. Applicant proposes to provide proof of exclusion as a condition of transfer.

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 63-4949 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water groundwater tributary to NA4. Date or priority 1/1/1954

5. Water is used for the following purposes:

amount 0.090 cfs for irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.090 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	SE	SW	NE	21	3N	2W	Canyon	

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	2W	21			3.0														3.0

Total Acres 3.09. Describe any other water rights used for the same purpose as described above None

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

Yes If yes, describe Well was capped after a fire in September 1995, but claim has been pending in SRBA since that time

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.036 cfs for irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	SE	SW	NE	21	3N	2W	Canyon	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	2W	21			1.2														1.2

Total Acres 1.2

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.054 cfs for irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	SE	SW	NE	21	3N	2W	Canyon	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	2W	21			1.8														1.8

Total Acres 3.0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- e. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- f. License No. _____ issued by the Idaho Department of Water Resources.
- g. Claim No. 63-9972 on file with the Idaho Department of Water Resources.
- h. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other See attached affidavits, etc.

3. Source of water groundwater tributary to NA4. Date or priority 12/9/1983

5. Water is used for the following purposes:

amount 0.60 cfs for irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.60 cubic feet per second and/or 135.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	NE	31	4N	1E	Ada	

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1E	31			30														30

Total Acres 309. Describe any other water rights used for the same purpose as described above None

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.024 cfs/5.4 ac-ft for irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	NE	31	4N	1E	Ada	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1E	31			1.2														1.2

Total Acres 1.2

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.576 cfs/129.6 ac-ft for irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	NE	31	4N	1E	Ada	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1E	31			28.8														28.8

Total Acres 28.8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-7194 issued by the Idaho Department of Water Resources.
- c. Claim No. 63-7194 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☐ Warranty Deed☒ Other Purchase agreement3. Source of water Ground Water tributary to NA4. Date or priority 2/7/1969

5. Water is used for the following purposes:

amount 2.38 cfs / 642 ac-ft for irrigation purposes from Apr. 1 to Nov. 1
(cfs/ac-ft)6. Total amount of water under right 2.38 cubic feet per second and/or 642 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		SW	NE	21	1N	1W	Ada	

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1W	21	38	31.5	33	40													142.5

Total Acres 142.59. Describe any other water rights used for the same purpose as described above none

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.027 cfs / 7.2 ac-ft for irrigation purposes from Apr. 1 to Nov. 1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		SW	NE	21	1N	1W	Ada	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1W	21				1.6													1.6

Total Acres 1.6

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 2.353 cfs / 634.8 ac-ft for irrigation purposes from Apr. 1 to Nov. 1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		SW	NE	21	1N	1W	Ada	

3. Lands irrigated or place of use:

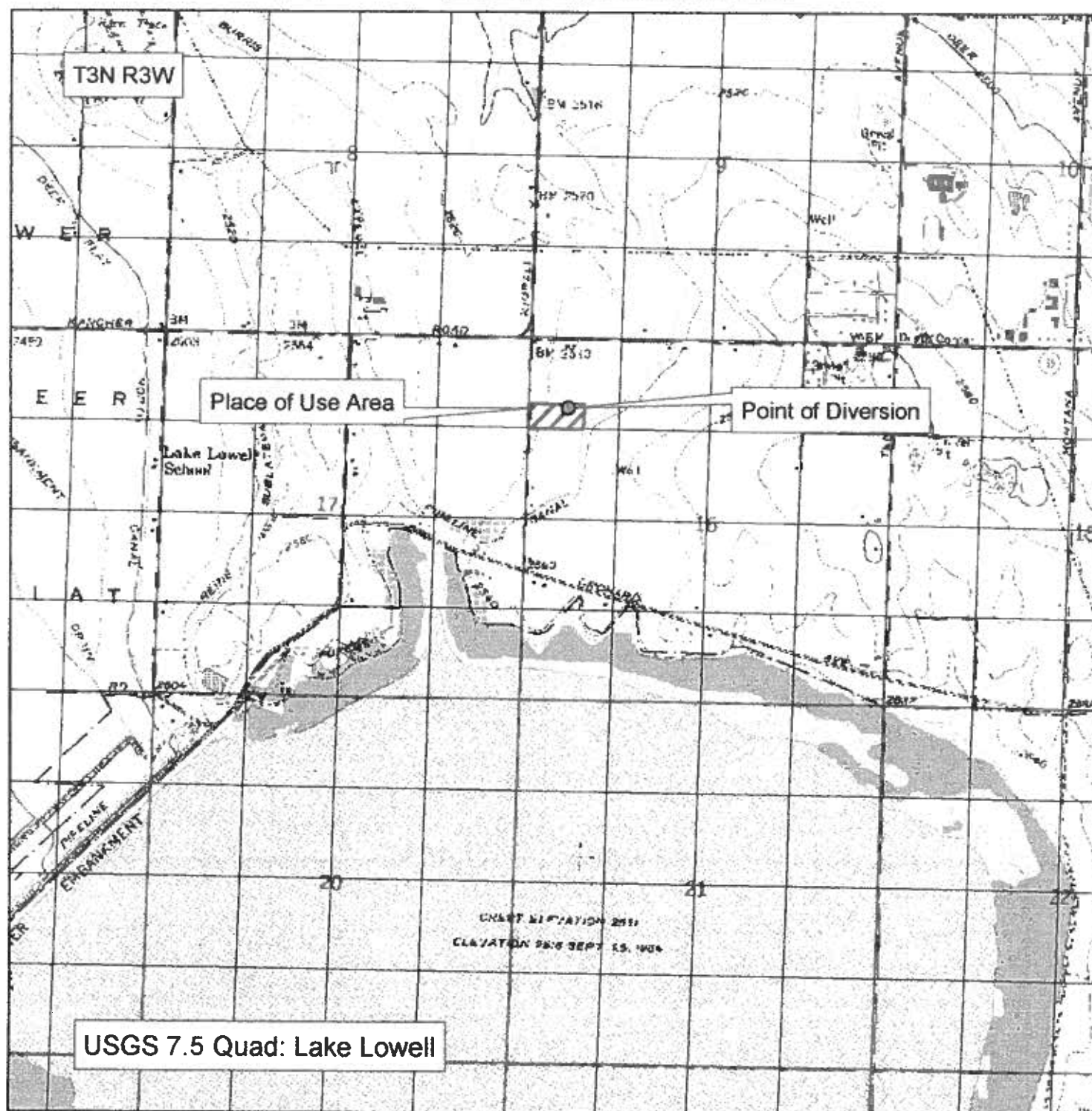
Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1W	21	38	31.5	33	38.4													140.9

Total Acres 140.9

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1.

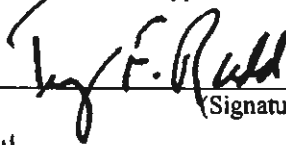
<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge: _____

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.

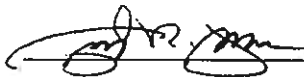
I understand that any willful misrepresentations made in this application may result in voiding its approval.

GSC



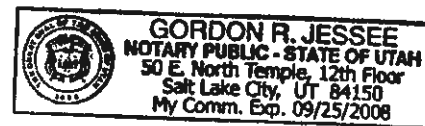
(Signature of Applicant)

Subscribed and sworn to before me this 18th day of March, 20 05.



(Notary Public)

My commission expires 9-23-08

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee _____

Receipted by _____ Date _____

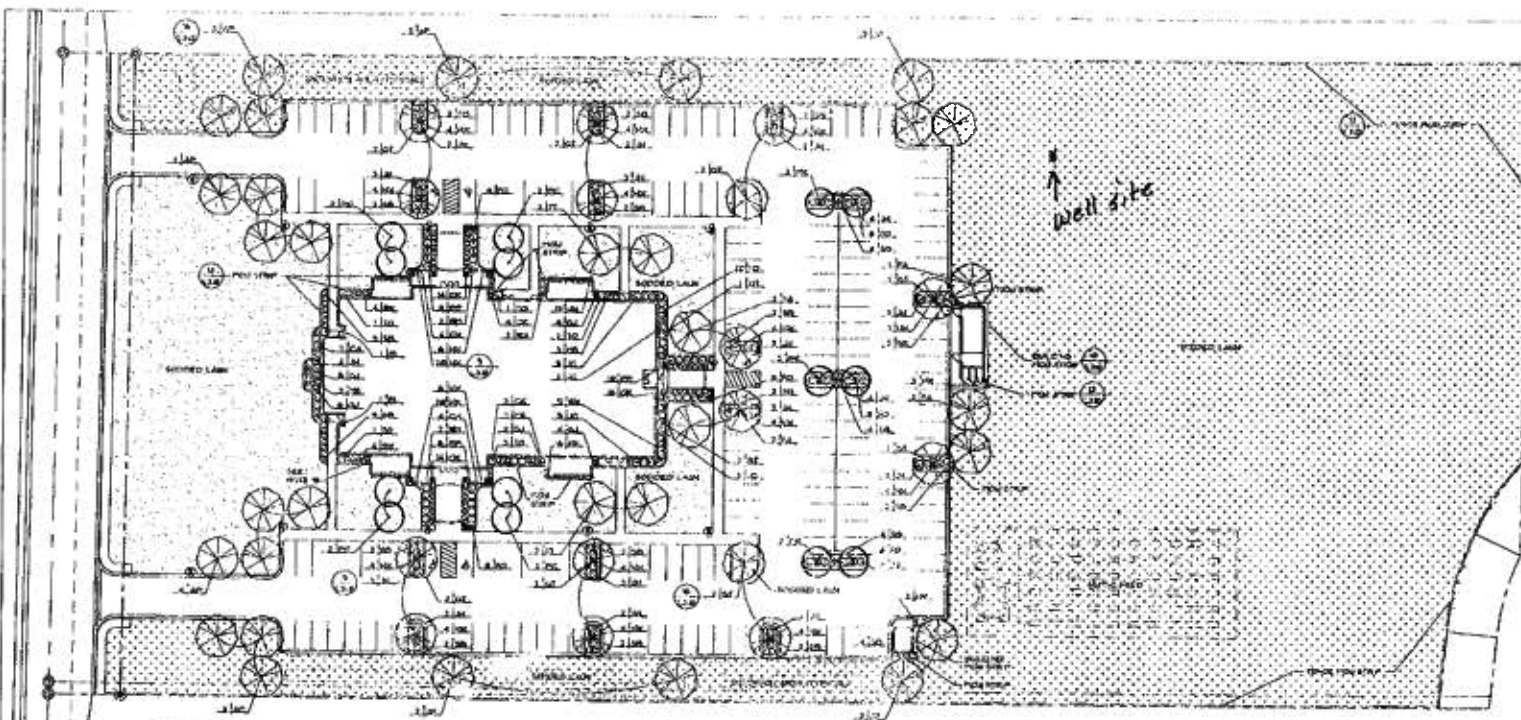
Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____



LANDSCAPE PLAN

1" = 67' 5"

PLANTING NOTES

1. See Specifications.
2. All trees shall be installed at least 10' from the building and 10' from the parking area.
3. One additional tree at each corner.
4. One tree at each entrance and along the driveway.
5. Plants shall be installed in the areas indicated on this plan.

SEE SHEET L3.0 FOR
LANDSCAPE DETAILS

PLANT SCHEDULE

1" = 67' 5" (SEE SHEET L3.0 FOR DETAILS)

KEY	PLANT NAME COMMON NAME	PLANT SIZE	QTY.	KEY	PLANT NAME COMMON NAME	PLANT SIZE	QTY.
1	Tree			10	Tree		
2	Tree			11	Tree		
3	Tree			12	Tree		
4	Tree			13	Tree		
5	Tree			14	Tree		
6	Tree			15	Tree		
7	Tree			16	Tree		
8	Tree			17	Tree		
9	Tree			18	Tree		
10	Tree			19	Tree		
11	Tree			20	Tree		
12	Tree			21	Tree		
13	Tree			22	Tree		
14	Tree			23	Tree		
15	Tree			24	Tree		
16	Tree			25	Tree		
17	Tree			26	Tree		
18	Tree			27	Tree		
19	Tree			28	Tree		
20	Tree			29	Tree		
21	Tree			30	Tree		
22	Tree			31	Tree		
23	Tree			32	Tree		
24	Tree			33	Tree		
25	Tree			34	Tree		
26	Tree			35	Tree		
27	Tree			36	Tree		
28	Tree			37	Tree		
29	Tree			38	Tree		
30	Tree			39	Tree		
31	Tree			40	Tree		
32	Tree			41	Tree		
33	Tree			42	Tree		
34	Tree			43	Tree		
35	Tree			44	Tree		
36	Tree			45	Tree		
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City No. 581-0272

For recording, return to:

Church Real Estate - 12th Fl East
1st North Temple Street
Salt Lake City, UT 84150

INSTRUMENT NO.

200308143

Property No.

Statements to:

h Tax Admin. - 22nd Fl.

h Temple Street

Salt Lake City, UT 84150-3620

WARRANTY DEED

FOR VALUE RECEIVED JOHN C. KINGHORN and MYRTICE J. KINGHORN, as Co-Trustees of THE JOHN & MYRTICE KINGHORN TRUST under Trust Agreement dated February 16, 1993

the Grantors, do hereby grant, bargain, sell and convey unto THE CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole

the Grantee, whose address is 50 East North Temple, Salt Lake City, UT 84150

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2003 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: January 28, 2003

THE JOHN & MYRTICE KINGHORN TRUST

BY: John C. Kinghorn
CO-TRUSTEE

BY:

Myrtice J. Kinghorn
CO-TRUSTEE

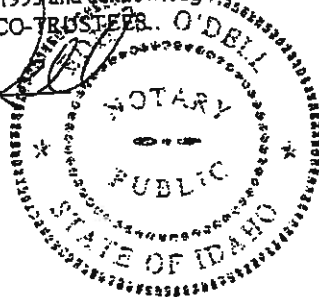
STATE OF IDAHO
COUNTY OF CANYON

On this 7th day of Feb., 2003, before me, a notary public, personally appeared JOHN C. KINGHORN AND MYRTICE J. KINGHORN, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument as CO-TRUSTEES of THE JOHN & MYRTICE KINGHORN TRUST UNDER TRUST AGREEMENT DATED FEBRUARY 16, 1993 and acknowledged to me that they executed the same as such CO-TRUSTEES.

Notary Public

Residing at Nampa, Idaho

My commission expires: 4/17/2003



REQUEST PIONEER-NAMPA
TYPE 6 FEE 6.00

NOEL HALE
CANYON COUNTY RECORDER
BY Noel Hale

2003 FEB 10 PM 4 28

RECORDED

200308143

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

PN72264

gill
7/11/12

Exhibit "A"

A parcel of land located in the Northeast Quarter of the Southeast Quarter of Section 33, Township 4 North, Range 2 West, Boise Meridian, Canyon County, Idaho, described as follows:

BEGINNING at the East Quarter corner of said Section 33 and running thence
South $0^{\circ} 33' 10''$ East 375.00 feet along the East line of said section; thence
South $89^{\circ} 45' 10''$ West 497.84 feet; thence
North $00^{\circ} 33' 10''$ West 375.00 feet to the East-West centerline of said section;
thence
North $89^{\circ} 45' 10''$ East 497.84 feet along said East-West centerline to the POINT OF
BEGINNING.

WATER RIGHT PURCHASE AND SALE AGREEMENT

THIS WATER RIGHT PURCHASE AND SALE AGREEMENT ("Agreement") is entered into effective this 21st day of April 2004 by and between Renata L. Ham, d/b/a Stonecreek Turf, a sole proprietorship (the "Seller"), whose address is 5125 Morninggale Dr., Boise, ID 83713, and Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole (the "Buyer"), whose address is 50 East North Temple, Salt Lake City, Utah 84150-6321. In consideration of the sums to be paid by Buyer to Seller, and the mutual covenants herein contained, the parties hereby agree as follows:

RECITALS

1. Seller owns a water right to divert ground water for irrigation purposes within the Boise River Basin (administrative Basin 63), which water right is represented by license number 63-9972 in the records of the Idaho Department of Water Resources ("Department"), and which water right authorizes diversion of ground water for irrigation uses on certain lands in Ada County during the irrigation season at a rate of 0.02 cubic feet per second ("cfs") per irrigated acre and a total annual diversion volume of 4.5 acre-feet per acre per year, such lands being located in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, section 31, T4N, R1E, Boise Meridian in Ada County (the "Property"). A copy of the water right license is attached as Exhibit A to this Agreement. The Property is more particularly described on Exhibit B.
2. Seller desires to sell the approximately 1.67 percent (0.5/30) portion of water right no. 63-9972 that is appurtenant to 0.5 acres within the Property (this portion of licensed water right no. 63-9972 hereinafter referred to as the "Water Right").
3. Buyer desires to purchase the Water Right and transfer its point of diversion and place of use to Buyer's property in Canyon County, or, in the alternative, use the Water Right as mitigation for a new ground water permit in which the retirement of the Water Right will serve a mitigation or similar purpose.

AGREEMENT

NOW THEREFORE, in consideration of the foregoing recitals, and the covenants and conditions set forth below, Seller agrees to sell the Water Right to Buyer, and Buyer agrees to purchase it.

4. Purchase Price. The Purchase Price for the Water Right is [REDACTED] payable as follows:

- a. Non-refundable Earnest Money payment. Upon execution of this Agreement by Seller and Buyer, Buyer shall pay Seller [REDACTED] as a non-refundable earnest money payment ("Earnest Money"). As more particularly described below, the Earnest Money shall be applied toward the Purchase Price at Closing, but shall

be retained by Seller and not refunded to Buyer if, for any reason other than Seller's refusal to close, the purchase and sale does not close.

b. Balance of purchase price: [REDACTED], being the Purchase Price less the Earnest Money, shall be due and payable to Seller at Closing.

5. Buyer responsible for water right transfer. Within thirty days after this Agreement is signed, Buyer shall file, with the Idaho Department of Water Resources ("Department"), either an application to change or transfer the Water Right to Buyer's place of use, proposed nature or time of use, and point of diversion or, in the alternative, an application for a new ground water permit in which the retirement of the Water Right will serve a mitigation or similar purpose (collectively, "Transfer"), and thereafter shall diligently pursue the Transfer at Buyer's sole cost. Upon filing the Transfer, Buyer shall provide a copy of the Transfer to Seller. Upon Seller's receipt of a copy of the Transfer, the Water Right no longer will be diverted from the well on Seller's property or placed to beneficial use by Seller unless Buyer agrees in writing that it can be so used on an interim basis during the pendency of the Transfer.

6. Seller to cooperate with Buyer's Transfer efforts. Seller shall cooperate with the Buyer in pursuit of the Transfer and, at Buyer's request, Seller shall provide Buyer with any information Seller has concerning the Water Right that Buyer may reasonably request in pursuit of the Transfer; provided, that if responding to such request will require Seller to incur attorney or consultant fees or costs, the following conditions shall apply:

a. Seller shall provide Buyer a written estimate of such fees and costs and shall not be obligated to provide a response until Seller receives from Buyer a written approval of such fees and costs and a commitment from Buyer to pay them directly or reimburse Seller for Seller's payment of them. Once Seller has received such approval, Seller shall provide the response to the extent of the fees and costs covered in the approval.

b. Seller shall forward to Buyer all bills for such fees and costs within thirty days after Seller receives invoices for such expenses from a consultant or attorney, and shall inform Buyer whether Seller has paid these invoices or, in the alternative, is forwarding them to Buyer for payment.

c. Within thirty days after Buyer receives them, Buyer shall either pay such invoices directly or reimburse Seller for Seller's payment of them.

7. Closing. Closing shall occur no later than the earlier of: a) ten days after the final, unappealable approval of the Transfer ("Transfer approval"), or b) the one-year anniversary date of this Agreement. At the Closing:

a. Seller shall deliver to Buyer: i) an executed and acknowledged Water Right Grant Deed and Assignment ("Deed") in the form of the specimen attached to this Agreement as Exhibit C; ii) all documentation, including appropriate deeds, leases, and

assignments, confirming Seller's ownership of the Water Right and its entitlement to convey it to Buyer; iii) an executed and acknowledged Notice of Change of Ownership confirming Buyer's ownership of the Water Right and the assignment of the appropriate portion of the Snake River Basin Adjudication Claim for the Water Right; and iv) such other documents as Buyer may reasonably request within thirty days prior to Closing to confirm Buyer's ownership of the Water Right or its transferability. Seller shall make best efforts to provide all documents referenced in item ii of this paragraph within 10 days after the date of this Agreement.

b. Buyer shall deliver to Seller the balance of the Purchase Price by means of a cashier's check or other means of payment acceptable to Seller. Buyer shall have responsibility for recording or filing the Deed and Notice of Change of Ownership and other documents with the county recorder, the Department, the SRBA Court, or any other entities Buyer deems appropriate.

8. Failure to close; Buyer's and Seller's elections. If the Transfer approval does not occur on or before the anniversary of this Agreement, Buyer at its option may either proceed to closing within 20 days after such anniversary deadline or terminate this Agreement by written notice and forfeit its Earnest Money. If Buyer fails to close the transaction within such 20 days after the anniversary deadline or otherwise breaches this Agreement, in addition to any other remedies Seller might have, Seller at its option may terminate this Agreement and retain the Earnest Money. If this Agreement is terminated by whatever means, Buyer, at its cost, shall forthwith withdraw and cancel the Transfer and take any steps necessary to ensure that the Department cancels, reverses or otherwise nullifies the Transfer application process and any Transfer approval, and such obligations shall survive the termination.

9. Representations and Warranties.

a. Seller hereby represents and warrants that:

- i. The Water Right has been beneficially used as the sole water source to irrigate the Property;
- ii. The Property no longer will be irrigated by the Water Right after the date of this Agreement, subject to the provision for interim use in paragraph 5, above;
- iii. Seller is the owner of the Water Right and has not conveyed, mortgaged, or pledged the Water Right to any other person or entity;
- iv. Seller has not engaged or dealt with any broker or finder in connection with the sale of the Water Right;

- v. Seller has the legal power, right and authority to enter into this Agreement and to perform Seller's obligations hereunder;
- vi. A claim for the Water Right has been filed in the Snake River Basin Adjudication, but Seller makes no representation or warranty regarding the outcome of that proceeding as it might affect the Water Right;
- vii. The Water Right has been placed to continual beneficial use on the Property, and Seller has no knowledge of any continuous five-year period of nonuse of the Water Right; and
- viii. Seller makes no other guarantees or warranties as to the Water Right, its yield upon transfer, or its transferability. Buyer understands and agrees that the purchase price set forth above will remain the same regardless of the amount of water Buyer ultimately is allowed to divert and place to beneficial use under the Transfer; that the amount of water could be less than the face value of the Water Right; and that, should it approve the Transfer, the Department may impose conditions on the use of the Water Right.

b. Buyer hereby represents and warrants that:

- i. Buyer has the legal power, right and authority to enter into this Agreement and to perform Buyer's obligations hereunder; and
- ii. Buyer has not engaged any broker or finder in connection with the purchase of the Water Right.

10. Remedies on Default. If either party breaches this Agreement, the non-breaching party shall be entitled to all remedies available at law or in equity.

11. Notices:

Seller: Renata L. Ham
5125 Morninggale Drive
Boise, ID 83713

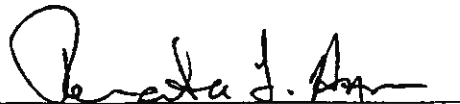
Buyer: LDS Church Natural Resources
Attn: Grant Cooper
50 East North Temple, 12th Floor
Salt Lake City, UT 84150-6321

12. General Provisions.

- a. This Agreement contains the entire agreement between the parties related to the purchase and sale of the Water Right, and all prior or contemporaneous agreements, understandings, representations and statements, oral or written, are merged herein.
- b. No modification, amendment, discharge, or change of this Agreement shall be valid unless the same is in writing and signed by both parties.
- c. If either party commences litigation for the judicial interpretation, enforcement or rescission of this Agreement, the prevailing party shall be entitled to its reasonable attorney fees and costs.
- d. Time is of the essence to this Agreement. In particular, the requirement that Closing must occur within 12 months of the date of this Agreement is a central and material term, and either party's failure to close within that time period, subject to the provisions of paragraph 8, above, shall be a breach of this Agreement.
- e. All obligations referred to herein that reasonably are to be performed, or may be performed, after Closing, and all representations and warranties contained herein, shall survive the Closing and delivery of Seller's Water Right Grant Deed and Assignment.
- f. This Agreement shall be binding upon, inure to the benefit of, and be enforceable by the parties hereto and their respective heirs, representatives, successors and assigns.
- g. All notices to be given to the parties shall be in writing, delivered in hand, or by U.S. Mail, postage pre-paid directed to such parties address as stated above unless such party shall have directed in writing that notice be sent to a different address.
- h. This Agreement may be executed in counterparts.

IN WITNESS WHEREOF, this Agreement has been executed by the parties, in the State of Idaho, as of the date set forth above.

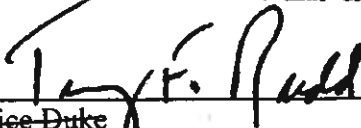
SELLER:



Renata L. Ham
Stonecreek Turf

BUYER:

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



Alice Duke
LDS Church Natural Resources

AUTHORIZED AGENT

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09972

Priority: December 9, 1983

Maximum Diversion Rate: 0.60 CFS
Maximum Diversion Volume:¹ 135.0 AF

This is to certify, that FRANK N. HAM
WYOMA HAM

4415 N. LOCUST GROVE
MERIDIAN, ID 83642

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 21, 1983; and has submitted Proof of Beneficial Use on January 17, 1989. An examination indicates that the works have a diversion capacity of 2.490 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.60 CFS	135.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 31, Township 04N, Range 01E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	01E	31	SWNE	30		30

Total number of acres irrigated: 30

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

MICROFILMED

SEP 18 1990 EXHIBIT

A

Imagery - Summer 2000

WATER RIGHT NO. 63-9972

VanEss (2.2)	LDS Church (3)
Arbor Ridge (2)	LDS Church (2.4)
Touchmark (2.2)	LDS Church (0.5)
Boren (3)	VanLith (14.7)

TO 4N R 01 E

TO 3N R 01 E

EXHIBIT

GIVENS PURSLEY LLP
Attn: Jeffrey C. Fereday
601 W. Bannock Street
P.O. Box 2720
Boise, ID 83701-2720

WATER RIGHT GRANT DEED AND ASSIGNMENT

FOR VALUE RECEIVED, Grantor Renata L. Ham, on her own behalf and as owner and proprietor of Stonecreek Turf of Meridian, Idaho, hereby grants, bargains, sells, and conveys unto Grantee, Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole, all of Grantor's right, title, and interest in and to the following portion of licensed irrigation ground water right no. 63-9972:

The 1.67 percent (0.5/30) portion of water right no. 63-9972 that is appurtenant to a total of 0.5 acres in the SW¼ of the NE¼, section 31, T4N, R1E, Boise Meridian in Ada County, which 0.5 acres are generally depicted on Exhibit A, attached hereto. This 0.5-acre portion of ground water right no. 63-9972 is referred to herein as the "Water Right."

Grantor hereby further assigns to Grantee all of Grantor's right, title, and interest in and to the above-described 0.5-acre portion of the license for ground water right no. 63-9972 issued by the Idaho Department of Water Resources, a copy of which is attached hereto as Exhibit A, together with a like portion of Grantor's right, title, and interest in and to any claim for the Water Right filed in the Snake River Basin Adjudication ("SRBA"), Fifth Judicial District, in the State of Idaho, in and for the County of Twin Falls, Case No. 39576. The Water Right conveyed by this Deed is subject to all conditions and limitations specified on such license or that may be imposed by the SRBA Court.

Grantor hereby covenants to Grantee that Grantor has ceased to divert and use the Water Right on the above-described acres or otherwise. Grantor makes no other guarantees or warranties as to the Water Right, its transferability, or its yield upon transfer, change, exchange, or use in a mitigation plan.

[End of Text]

TO HAVE AND TO HOLD the Water Right unto Grantee, its successors and assigns, forever.

IN WITNESS WHEREOF, Grantor has caused her name to be subscribed to this Water Right Grant Deed and Assignment effective this _____ day of February 2004.

GRANTOR:

RENATA L. HAM and
STONECREEK TURF, a sole proprietorship

Renata L. Ham

STATE OF IDAHO)
) ss.
County of Ada)

On this _____ day of February 2004, before me, a notary public in and for the State of Idaho, personally appeared Renata L. Ham, known or identified to me to be the person who executed the above Water Right Grant Deed and Assignment, and acknowledged to me that she executed the same on her own behalf and on behalf of Stonecreek Turf Farm.

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

NOTARY PUBLIC FOR IDAHO

Residing at: _____

My commission expires: _____

EXHIBIT A

Description of the Water Right

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 63-32100
Date Received: 12/26/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS Phone: (801)240-4656
REAL ESTATE DIVISION
12TH FLOOR EAST
50 E NORTH TEMPLE
SALT LAKE CITY UT USA 84150-6312

2. Date of Priority: 01/01/1954

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02W	21	SE SW NE	CANYON	

5. Description of diverting works:

WELL, 6" CASING, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.04	5.4

7. Total Quantity Appropriated is:
0.04 C.F.S. and/or 5.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	02W	21	SW	NE	IRRIGATION	1.2
					Section Acres	1.2
					Total Acres	1.2

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 63-4949.

15. Basis of Claim: Beneficial Use

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: A63-04949

Date Received:

Receipt No: C013674

Received By: C. Wong

cf

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
DEC 26 1989

2. Date of Priority: JAN 01, 1954

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	02W	21	SE	SW	NE		CANYON

5. Description of diverting works:
WELL, 6" CASING, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.090		

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

8. Total consumptive use is 10.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02W	21	SW	NE		IRR	3.0
Section Acres							3.0

A63-04949

Page 1

Date: 10/24/89

MICROFILMED

AUG 20 1992

10. Place of Use: Continued

Total Acres 3.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

NAMPA & MERIDIAN IRRIGATION DISTRICT, CITY WATER

14. Remarks:

NAMPA WARDS 4 AND 12

15. Basis of Claim: STATUTORY CLAIM

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

Organization

and that the statements contained in the

foregoing document are true and correct.

J. A. Bush
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

12-22-89
Date

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

Subscribed and sworn (or affirmed) before me this 19 day
of December 19 89

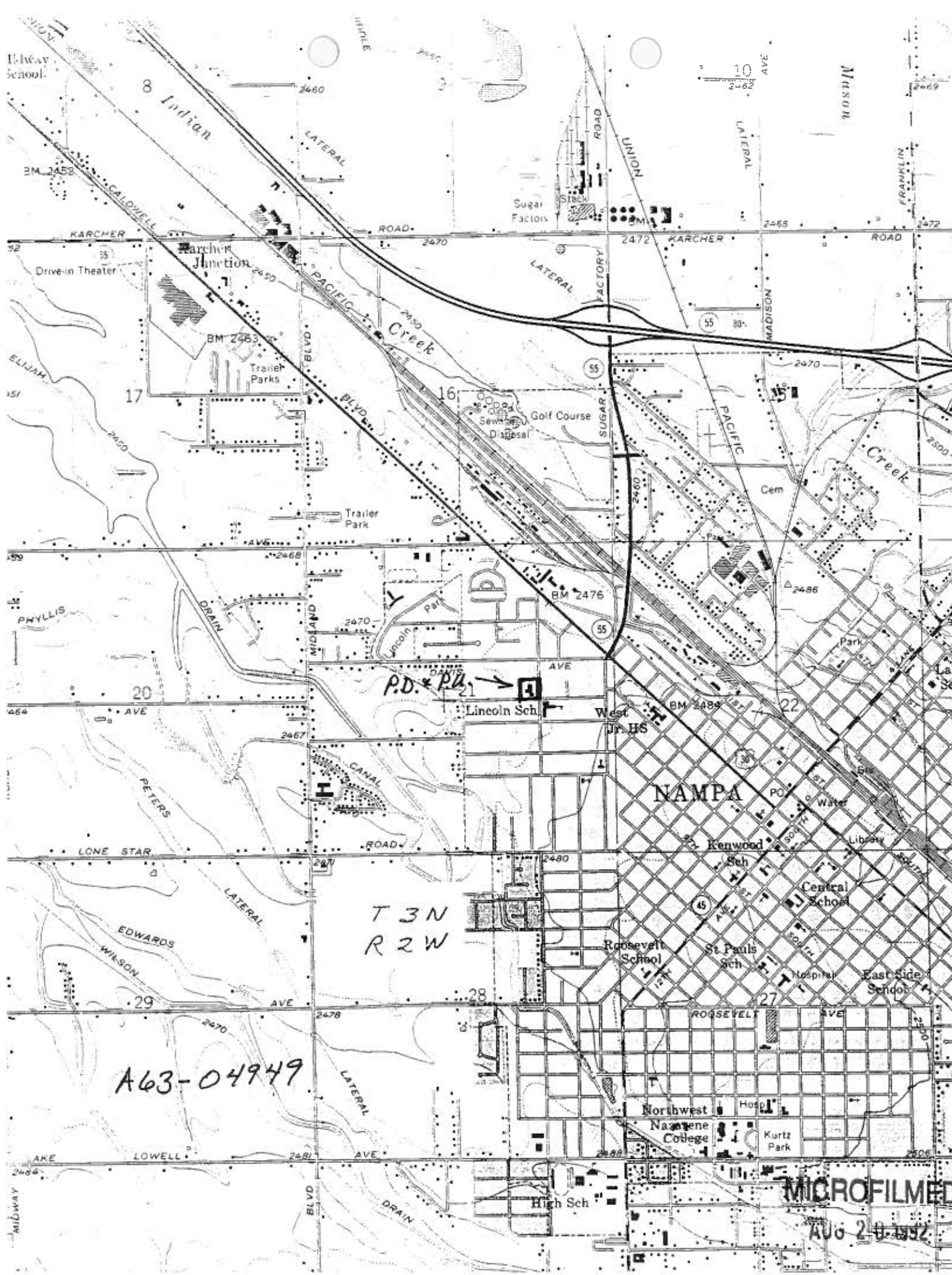
Alice Duke
Notary Public

Seal



Residing at Salt Lake City
My Commission Expires 10-22-92

Highway School



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS
(Name of Claimant)

cb L. R. BICE, 824 WINTER B. RD., Nampa, ID 83651 (Mailing Address) (Name of Claimant) (Zip Code) Telephone No. _____

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1/1/1954

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs. sf)		(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
Quantity		Use	Period of Use From (Mo., Day)	To (Mo., Day)
Quantity	<u>0.04 cfs</u>	Use <u>DOMESTIC</u>	Period of Use From <u>JAN. 1</u>	To <u>DEC. 31</u>
Quantity	<u>0.09 cfs</u>	Use <u>IRRIGATION</u>	Period of Use From <u>MAR. 15</u>	To <u>NOV. 15</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.13 CFS TOTAL QUANTITY USED.
(cfs. aft)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21 Twp. 3N Rge. 2W B.M., County of CANYON
 Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. *Well w/pump*

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

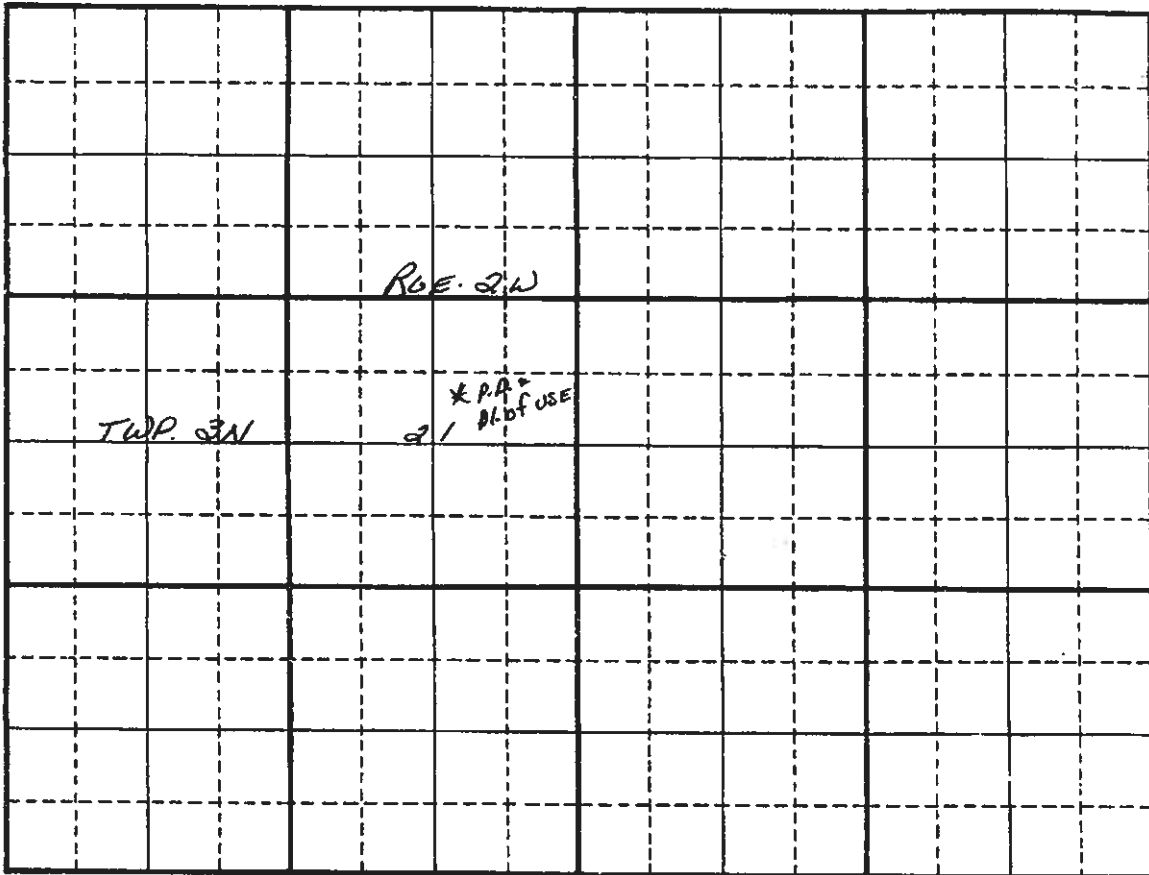
No. of acres 3

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: DOMESTIC USE FOR CHURCH.

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

(B) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Canyon) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 19th day of January

L. R. Bice
(Claimant)
19 83
Harold Shays
Notary Public
Residing at Nampa Idaho

My commission expires 10-22-83

FOR DEPARTMENT USE ONLY

Received by MR Date 1-20-83 Exception filed by: _____ Date _____
Prelim. check by CLS Date 1-27-83
\$30.00 fee received by SP Date 1/21/83 20132
Published in Press-Tribune
Dates 2/24 & 3/3/83

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

43-4948

GOODNOW, ROSEMARY B.
416 S. KELLOGG, KENNEWICK, Washington 99336
Source: DRAIN DITCH trib. to WILLOW CREEK
Priority Date: January 1, 1950
Diversion Pt: NWSE Sec 33 T 05N R 02W
Use: IRRIGATION (1.50 CFS)
IRRIGATION STORAGE (18.0 AF)
IRRIGATION FROM STORAGE (18.0 AF)
In: NESE NWSE SESE Sec 33 T 05N R 02W FOR 120 ACRES
43-4949 / 1/2

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
C/O L.R. BICE, 824 WINTHER BLVD., NAMPA, Idaho 83651
Source: GROUNDWATER
Priority Date: January 1, 1954
Diversion Pt: SWNE Sec 21 T 03N R 02W
Use: IRRIGATION (0.09 CFS)
DOMESTIC (0.04 CFS)
In: SWNE Sec 21 T 03N R 02W FOR 3 ACRES
43-4950

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
C/O L.R. BICE, 824 WINTHER BLVD., NAMPA, Idaho 83651
Source: GROUNDWATER
Priority Date: April 1, 1929
Diversion Pt: NESE Sec 26 T 03N R 02W
Use: IRRIGATION (0.40 CFS)
In: NESE Sec 26 T 03N R 02W FOR 20 ACRES
43-4951

SCHILD, OTTO
RT. 1 BOX 1278, NAMPA, Idaho 83651
Source: GROUNDWATER
Priority Date: June 1, 1946
Diversion Pt: SWSW Sec 12 T 03N R 03W
Use: IRRIGATION (1.60 CFS)
In: SWNW NWSW SWSW Sec 12 T 03N R 03W FOR 120 ACRES
43-4955

COLLEGE PARK ASSC.
C/O GREG LUCE, P.O. BOX 261, BOISE, Idaho 83701
Source: GROUNDWATER
Priority Date: April 1, 1954
Diversion Pt: NWSE Sec 27 T 04N R 03W
Use: IRRIGATION (0.23 CFS)
In: NWSE Sec 27 T 04N R 03W FOR 1 ACRE
43-4958

GIVENS, JACK A.
905 N. MIDLAND, NAMPA, Idaho 83651
Source: GROUNDWATER
Priority Date: January 1, 1953
Diversion Pt: SESE Sec 17 T 03N R 02W
Use: IRRIGATION (0.40 CFS)
STOCKWATER (0.03 CFS)
DOMESTIC (0.04 CFS)
In: SESE Sec 17 T 03N R 02W FOR 20 ACRES
43-4961

SAYERS, RICHARD D. &/or CATHERINE E.
RT. 1 BOX 311, CALDWELL, Idaho 83605
Source: GROUNDWATER
Priority Date: January 1, 1950
Diversion Pt: NWSW Sec 27 T 05N R 02W
Use: STOCKWATER (0.03 CFS)
DOMESTIC (0.04 CFS)
In: NWSW Sec 27 T 05N R 02W
43-4962

JENNINGS, MARVIN S. &/or JERALD
P.O. BOX 416, GREENLEAF, Idaho 83626
Source: GROUNDWATER
Priority Date: January 1, 1935
Diversion Pt: NWSW Sec 21 T 04N R 04W
Use: IRRIGATION (0.04 CFS)
DOMESTIC (0.15 CFS)
In: NWSW Sec 21 T 04N R 04W FOR 2 ACRES
43-4963

HITT, JAKE H.
RT. 5 BOX 5536, NAMPA, Idaho 83651
Source: GROUNDWATER
Priority Date: January 1, 1938
Diversion Pt: NENW Sec 09 T 03N R 02W
Use: IRRIGATION (0.09 CFS)
DOMESTIC (0.22 CFS)
In: NENW Sec 09 T 03N R 02W FOR 3 ACRES
Exceptions to any claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.

KEN DUNN, Director
February 24; March 3, 1983

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Canyon)

Garrah J. Wheeler

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

two times

in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

February 24;

March 3, 1983

Subscribed and sworn to before me this 3rd
day of March

1983

Notary Public, Residing at Nampa, Idaho

RECEIVED

Department of Water Resources
Western Region

MY COMMISSION EXPIRES
JULY 12th, 1985

MICROFILMED

WRR100
63-4949

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
20-NOV-1985 13:28:05

01 WATER RIGHT NUMBER - 63-4949 02 OLD (D) NUMBER -

03001 - CHURCH OF JESUS CHRIST LATTER DAY SAINTS ← 04001 -
LAST NAME FIRST NAME ORIG. OWNER
05001 - C
06 ADD LINE 1 - C/O L. R. BICE ← 07 ADD LINE 2 - 824 WINTHER BLVD. ←
08 ADD LINE 3 - 09 CITY - NAMPA ← 10 STATE - ID 11 ZIP - 83651
12 STAGE - S STATUTORY CLAIM ✓ 13 STATUS -

14001 - GROUNDWATER ← SOURCE 15001 - TRIBUTARY OF
16 DIVERSION MEANS - WELL, PUMP & PIPELINE ✓ 17 COUNTY - 27 CANYON
18 DIVERSION CAPACITY - .000 19 TOTAL DIVERSION RATE - .130 ✓ 20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	RFLG	STREAM	INDEX	FIELDS
22001 - SWNE	23001 - 21	24001 - 03N	25001 - 02W	26001 - 27001 -	28001 - 0	0.0	0.0	0.0
						0.0	0.0	0.0

29 NON-IRRIGATION USE - D/CHURCH ✓

USE CODE / USE	TWN	RNG	PLACE OF USE	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION ✓	31001 - 03N	32001 - 02W	33001 - 21	34001 - SWNE	35001 - 03	36001 -	
							TOTAL ACRES: 3

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0315 ✓	38001 - 1115 ✓	39001 - 01 IRRIGATION ✓	40001 -	0.090 ✓	41001 - 0.00
37002 - 0101 ✓	38002 - 1231 ✓	39002 - 43 DOMESTIC ✓	40002 -	0.040 ✓	41002 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS
44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

DATES	DATES	FLAGS
47 PRIORITY - 1-JAN-1954 ✓	55 LICENSE -	63 TRANSFER/AMENDED -
48 PROOF DUE -	56 APPL RECEIVED -	64 DLE/CAREY ACT -
49 PROOF MADE -	57 FIELD EXAM MADE -	65 FLAG_1 -
50 APPROVE/DENIED -	58 DECREE -	66 FLAG_2 -
51 PROTESTED -	59 START WORK -	67 FLAG_3 -
52 HEARING -	60 ORDER SHOW CAUSE -	
53 VERIFIED -	61 DATE_1 -	

WRR100
63-4949

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
20-NOV-1985 13:28:05

----- D A T E S ----- D A T E S ----- F L A G S -----

54 LAST UPDATE - 28-FEB-1983

62 DATE_2 -

12/26/85
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: 6LS

Right Number 103-4949

Applicant LOS church

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 2/8/83
- ☒ Claim published correctly. trans. lib
- ☐ Exceptions processed. 30/23132 2/24 & 3/3/83

By DBS

Date 3/14/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw

Date 3/15/83

MICROFILMED
1983

RECEIVED
MAR 14 1983

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MARCH 16, 1983

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
C/O L. R. BICE
824 WINTHER BLVD.
Nampa ID 83651

RE: Claim No. 63-4949

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID L. SHAW
Western Region Supervisor

Enclosure

63-4949

CHURCH OF JESUS CHRIST LATTER DAY SAINTS

C/O L. R. BICE, 824 WINTHER BLVD., NAMPA, ID 83651

Source: GROUNDWATER

Priority Date: 01/01/1954

Diversion Pt: SWNE Sec 21 T 03N R 02W

Use: IRRIGATION	(0.09 CFS)
DOMESTIC	(0.04 CFS)

In: SWNE Sec 21 T 03N R 02W FOR 3 ACRES

APR 1954

IDENT. NO. 63-4949

WATER RIGHT
DATA ENTRY LOG

[illegible]

ADJUDICATION FILING FEES FOR IDAHO

PROPERTY IDENTIFICATION

Idaho State Water Right Permit # A63-04949
LDS Church Property # 5033179

RECEIVED
DEC 26 1989

Department of Water Resources

FEE CALCULATIONS

Domestic, stockwatering, fire protection, etc. \$ _____
Flat fee for irrigation. \$ 50⁰⁰

VARIABLE FEE SCHEDULE

Irrigation (\$1.00 per acre). \$ 3⁰⁰
Power Generation (\$3.00 per kilowatt) \$ _____
Aquaculture (\$10.00 per cfs) \$ _____
All other uses (\$100.00 per cfs) \$ _____

Other charges. \$ _____

TOTAL \$ 53⁰⁰

DATE 10-24-89

Carter Fritschle
Carter Fritschle
Idaho Dept. of Water Resources

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

MICROFILMED
AUG 20 1992

09/29/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-32100

CORP OF THE PRESIDING BISHOP
CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
50 E NORTH TEMPLE ST
SALT LAKE CITY UT 84150
Telephone Number: (801) 240-4074

RECEIVED

NOV 08 2006

**WATER RESOURCES
WESTERN REGION**

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10/27/2006 SIGNATURE: *Susan Nash* GSC

Please print your name: Susan Nash

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

08/22/2006

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

RIGHT NUMBER: 63-32100

NAME AND ADDRESS: CORP OF THE PRESIDING BISHOP
CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
50 E NORTH TEMPLE ST
SALT LAKE CITY UT 84150

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
5.400 AFY

PRIORITY DATE: 01/01/1954

POINT OF DIVERSION:

T03N R03W S16 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.040 CFS 5.40 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T03N R03W S16 NWNW 4.00

4 ACRES TOTAL

This right is limited to the irrigation of 1.2 acres within the place of use described above in a single irrigation season.

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: BASIS OF CLAIM - Beneficial Use

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Prior to diversion of water under Transfer 72071, the right holder shall provide documentation to the department that water from Wilder Irrigation District has been legally removed from the place of use described above.

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by Transfer 72071 within one year of the date of the approval.

This right is a split from former right 63-4949.

Failure of the right holder to comply with the conditions of Transfer No. 72071 is cause for the Director to rescind approval of the transfer.



Idaho Department of Water Resources

SRBA Recommendation:

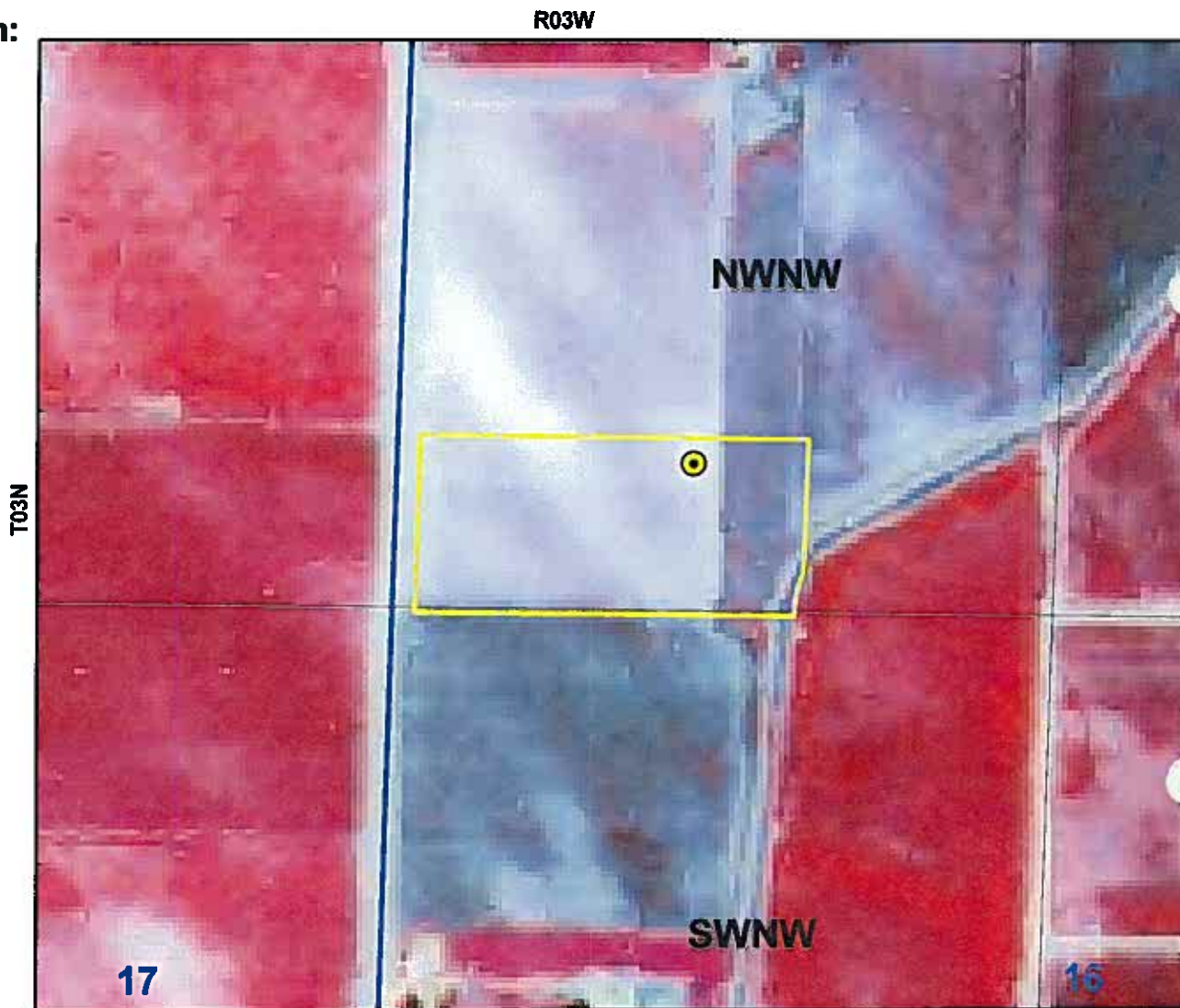
63-32100

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



0 0.1 0.2 Miles

Prepared by S. Egbert
On Wednesday, August 23, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32100 V1

WATER RIGHT NUMBER: 63-32100 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS C/O L R BICE 824 WINTHER BLVD NAMPA, ID 83651
Current Owner	CORP OF THE PRESIDING BISHOP CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS 50 E NORTH TEMPLE ST SALT LAKE CITY, UT 84150 (801) 240-4074

Priority Date: 01/01/1954

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.040 CFS	5.40 AF
	<u>Total Diversion:</u>	0.040 CFS	5.40 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4	Sec. 16, Twp 03N, Rge 03W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	03W	16						4.0											4.0

Total Acres: 4

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. X27 This right is limited to the irrigation of 1.2 acres within the place of use described above in a single irrigation season.
3. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32100 V1

4. Prior to diversion of water under Transfer 72071, the right holder shall provide documentation to the department that water from Wilder Irrigation District has been legally removed from the place of use described above.
5. R69 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
6. T07 The right holder shall accomplish the change authorized by Transfer 72071 within one year of the date of the approval.
7. P21 This right is a split from former right 63-4949.
8. T08 Failure of the right holder to comply with the conditions of Transfer No. 72071 is cause for the Director to rescind approval of the transfer.

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: S
 Owner Name Connector: OR
 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:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			04/25/2005	lharris	Active
Priority Date	8/22/2006 1:24:33 PM	segbert			Active
Priority Date	8/22/2006 1:25:47 PM	segbert			Active
POD	8/22/2006 1:26:06 PM	segbert			Active
Source	8/22/2006 1:26:41 PM	segbert			Active
POU	8/22/2006 1:27:00 PM	segbert			Active
Use	8/22/2006 1:27:38 PM	segbert			Active
Season	8/22/2006 1:28:31 PM	segbert			Active
Quantity	8/22/2006 1:29:15 PM	segbert			Active
Summary			08/22/2006	segbert	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-32100 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	4/25/2005 10:20:46 AM	lharris	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?
General	8/22/2006 1:24:56 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
General	8/22/2006 1:26:10 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	8/22/2006 1:26:29 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	8/22/2006 1:26:46 PM	segbert	Updated shape
POU	8/22/2006 1:27:23 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required?

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Use	8/22/2006 1:28:02 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required?
Source	8/22/2006 1:27:05 PM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required?
POU	8/22/2006 1:27:39 PM	segbert	Updated shape for Active POU
Season	8/22/2006 1:28:54 PM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	8/22/2006 1:29:39 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - per license

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32100 V1

Summary	8/22/2006 1:33:48 PM	segbert	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
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Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-32100

WATER RIGHT NUMBER: 63-32100

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CORP OF THE PRESIDING BISHOP CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS 50 E NORTH TEMPLE ST SALT LAKE CITY, UT 84150 (801) 240-4074
Original Owner	CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS C/O L R BICE 824 WINTHER BLVD NAMPA, ID 83651

Priority Date: 01/01/1954 ✓

Basis: Beneficial Use ✓

Status: Active ✓

<u>Source</u>	<u>Tributary</u>
GROUND WATER ✓	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	03/01 to 11/15 ✓	0.040 CFS ✓	5.40 AF ✓
	<u>Total Diversion:</u>	0.040 CFS ✓	5.40 AF ✓

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4 ✓	Sec. 16, Twp 03N, Rge 03W, B.M. ✓
CANYON County		

Place of Use

IRRIGATION																		
Twp Rge Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals	
03N 03W 16	✓					4.0											4.0	✓

Total Acres: 4

Conditions of Approval:

T # 72071

1. R69 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
3. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. Prior to diversion of water under Transfer 72071, the right holder shall provide documentation to the department that water from Wilder Irrigation District has been legally removed from the place of use described above.
5. X27 This right is limited to the irrigation of 1.2 acres within the place of use described above in a single irrigation season.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. 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.

Nampa - Meridian

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 2388	UNITED STATES OF AMERICA ACTING THROUGH,	BOISE RIVER	03N03W16																	0
Rec	63 2388	UNITED STATES OF AMERICA ACTING THROUGH,	BOISE RIVER	03N03W16																	0
Right	63 2388	US DEPT OF INTERIOR,	BOISE RIVER	03N03W16																	0
Claim	63 20900	WAYNE EUGENE STEPHENS,	GROUND WATER	03N03W16	X																0
Claim	63 20901	WAYNE EUGENE STEPHENS,	GROUND WATER	03N03W16	X																0
Claim	63 20902	LAKEVIEW WATER CO, WAYNE EUGENE STEPHENS,	GROUND WATER	03N03W16	X																0
Claim	63 20909	WAYNE EUGENE STEPHENS, LAKEVIEW WATER CO,	GROUND WATER	03N03W16	X																0
Claim	63 20929	WILLAIM N HINDS, JACKIE K HINDS,	GROUND WATER	03N03W16	X																0
Claim	63 20929	WILLAIM N HINDS, JACKIE K HINDS,	GROUND WATER	03N03W16	2																2
Claim	63 25987	NORTON D PLADSEN, CAROL J PLADSEN,	GROUND WATER	03N03W16												X					0
Claim	63 26326	BECKY BROWN, RICHARD D BROWN, JAMES L BROWN,	GROUND WATER	03N03W16									X								0
Claim	63 2727	MARY YAMASHITA, TOKE YAMASHITA,	GROUND WATER	03N03W16			37														37
Claim	63 2729A	ARTHUR GARRETT, ANGELA BLANKENSHIP, FRANK H BLANKENSHIP, ALICE GARRETT,	GROUND WATER	03N03W16													7				7
Claim	63 2729B	ARTHUR E GARRETT, ALICE O GARRETT,	GROUND WATER	03N03W16													33				33
Claim	63 2730	LLOYD I TAYLOR, CAROLE A TAYLOR,	GROUND WATER	03N03W16										15							15
Claim	63 2744	CANDACE JENKINS, WILLIAM E JENKINS, BILLYE O JENKINS, EDWARD G JENKINS,	GROUND WATER	03N03W16															5	25	30

Idaho Dept. of Water Resources

Place of Use Comparison Report

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Idaho Dept. of Water Resources Place of Use Comparison Report

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**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Right	63 11234	LAKEVIEW WATER CO,	GROUND WATER	03N03W16	5															5
Right	63 12000	WAYNE EUGENE STEPHENS,	GROUND WATER	03N03W16	4.5															4.5
Right	63 12000	WAYNE EUGENE STEPHENS,	GROUND WATER	03N03W16	X															0
Right	63 15511	GERALD JUTTING, JANET S JUTTING,	GROUND WATER	03N03W16				X												0
Right	63 19849	JAMES F NELSON, JODI L NELSON,	GROUND WATER	03N03W16						X										0
Right	63 20530	ARTHUR R WILKES,	GROUND WATER	03N03W16												X				0
Right	63 20635	ARLENE ENGELBERT, KENNETH W ENGELBERT,	GROUND WATER	03N03W16						X										0
Right	63 20636	JOHN W ENGELBERT FAMILY TRUST,	GROUND WATER	03N03W16						X										0
Right	63 20897	WAYNE EUGENE STEPHENS,	GROUND WATER	03N03W16	X															0
Right	63 20898	WAYNE EUGENE STEPHENS,	GROUND WATER	03N03W16	X															0
Right	63 20899	WAYNE EUGENE STEPHENS,	GROUND WATER	03N03W16	X															0
Right	63 21569	DORENE MC CORMICK, JAMES MC CORMICK,	GROUND WATER	03N03W16	X															0
Right	63 21856	ROBERTA L HICKMAN, FRED C HICKMAN,	GROUND WATER	03N03W16	X															0
Right	63 23270	DONNA J BOGDAN,	GROUND WATER	03N03W16										X						0
Right	63 23553	KAREN KNEE, KELLY L KNEE,	GROUND WATER	03N03W16															X	0
Right	63 23554	ROSA M KNEE, ERNIE P KNEE,	GROUND WATER	03N03W16															X	0
Right	63 24055	MARY L AMESBURY,	GROUND WATER	03N03W16															X	0
Right	63 25824	SHARON M BARNES, S VERDELL BARNES,	GROUND WATER	03N03W16	X															0
Right	63 25880	GRACE TIETSORT, ALVIN TIETSORT,	GROUND WATER	03N03W16	X															0
Right	63 26313	BYRON B BOLES,	GROUND WATER	03N03W16									X							0

[illegible]

