

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

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

TRIBUTARY:

The quantity of water under this right shall not exceed 2,500 gallons per day for domestic use.

POINT OF DIVERSION:

T07N R40E S24 NESESE Within FREMONT County

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	04/15 10/31	0.030 CFS
		2.03 AFY

T07N R40E S24 SESE 0.60

T07N R40E S24 SESE

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.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

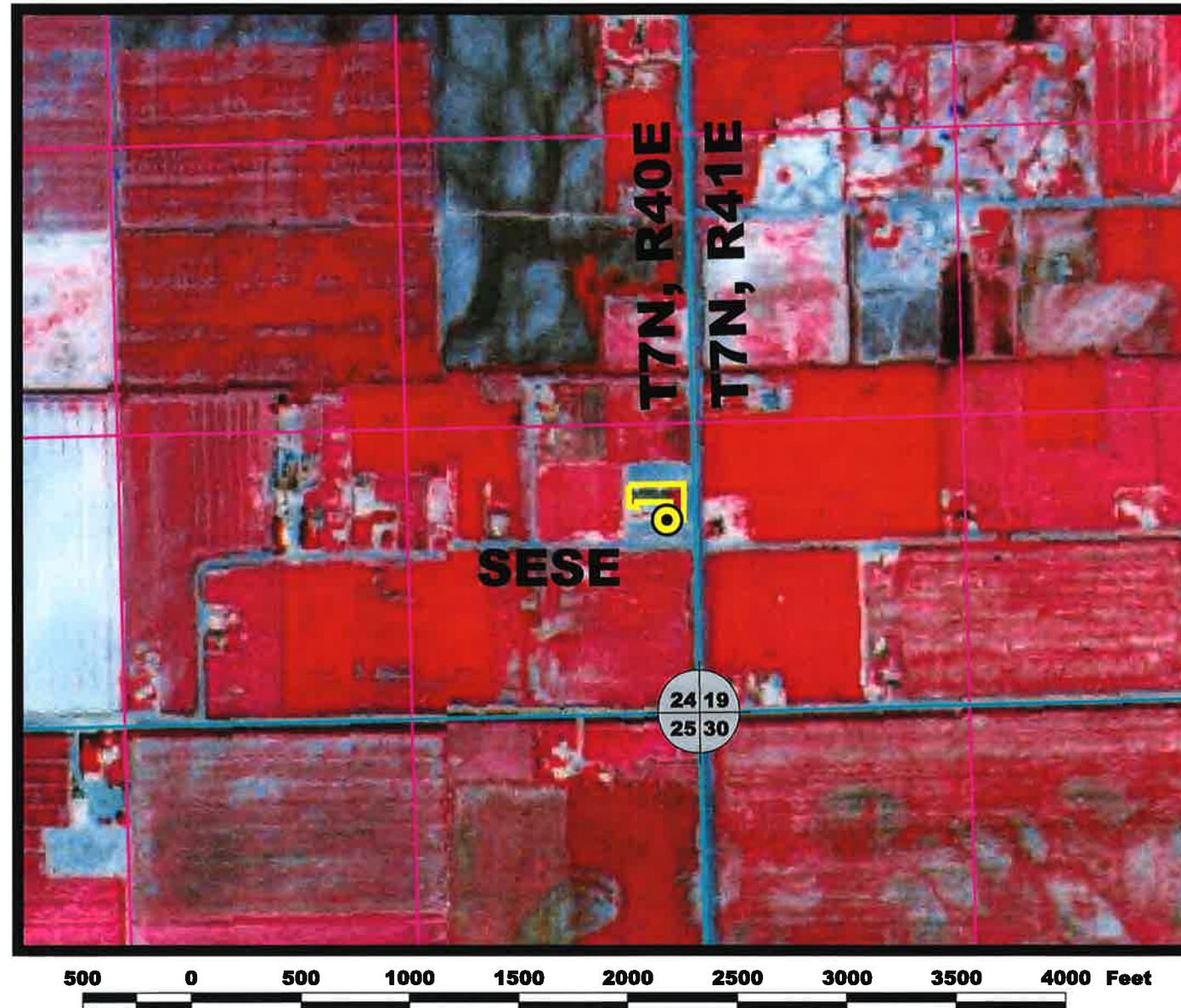
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
22-4116

Point(s) of Diversion:
T7N, R40E
Sec. 24 NESESE

Place of Use: (part of)
T7N, R40E
Sec. 24 SESE

Actual irrigation of 0.58 acres.

LEGEND

- Point of Diversion
- SESE Place of Use
- Section
- Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: October 2005

10/11/2005

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:

Water right number: 22-4116

CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS
REAL ESTATE DIVISION/NRS
50 E NORTH TEMPLE ST
12 TH FLOOR

SALT LAKE CITY UT 84150-6320
Telephone Number: (801)240-4656

PP

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:

SCANNED
JUN 29 2006

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

DATE: 1/18/06

SIGNATURE: *Susan Nash*

GSC

Please print your name: Susan Nash

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED
JAN 27 2006

Department of Water Resources
Eastern Region

KJ
1127

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY SAINTS

PHYSICAL FACILITIES DEPARTMENT

50 E. North Temple St. Rm. 1205
Salt Lake City, Utah 84150-6320
Phone: 1-801-240-3840
Facsimile: 1-801-240-4005

RECEIVED
DEC 27 2004
Department of Water Resources
Eastern Region

December 21, 2004

Mr. Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau
900 N. Skyline Drive
Suite A
Idaho Falls, ID 83402-1718

RE: Evidence of Priority for SRBA Water Right Claim 22-4116

Dear Mr. Ruberry,

Please find enclosed an affidavit signed by Dale Swensen in connection with the well covered by 22-4116, verifying the priority date. Also enclosed for your information is a "History of the Yellowstone St. Anthony Stake 1909 to 1986," which may be helpful.

If you have any questions please feel free to contact me at your convenience.

Sincerely,



Dee C. Hansen, PE
Natural Resource Services

AFFIDAVIT

State of IDAHO)
 ss.
County of Madison)

RE: SRBA Water Right Claim 22-4116

DALE L. SWENSEN, being first duly sworn, deposes and says:

1. That he resides at 2353 East, 200 North, St. Anthony, ID 83445; that he has lived in Fremont County, Idaho, all of his life; that he is familiar with the area and the history and the records of the Wilford Ward of the Yellowstone Stake of the Church of Jesus Christ of Latter Day Saints.

2. That he is a member of The Church of Jesus Christ of Latter-day Saints, and is presently the Bishop of one of the Wilford Wards, which have a common Church House, located at 215 N. 2400 E, St. Anthony, ID83445, and has served in many other capacities in said Ward.

3. That Allen B. Ruberry, of the Idaho Department of Water Resources, by letter dated May 28, 2004, addressed to Church of Jesus Christ of Latter Day Saints, asked for verification of the priority date (June 1, 1916) for the above referenced Water Right Claim, and this affidavit is given in response to that request.

4. Attached hereto, for reference, is a copy of a portion of the HISTORY OF YELLOWSTONE- ST. ANTHONY IDAHO STAKE. With reference to the Wilford Ward, it records the following:

a. A log meeting house was used since 1886.

b. A new ward chapel was completed in 1904. "There was no well on this property so there were no inside restroom facilities".

(NOT REPORTED IN SAID HISTORY WAS THE FACT THAT THE Church purchased from the School District a tract of land near the location of the aforementioned Chapel for the purpose of constructing a new chapel. That land had a water well and pump upon it which had been used by the School District for irrigation of the lawns, playing fields and yards, and also for domestic (culinary) purposes in the schoolhouse. That well had been drilled and the water put to the beneficial uses mentioned above, commencing on or about June 1, 1916. The well was capped when the well for the new Chapel was drilled while the Chapel was being constructed, and the best evidence was that water was needed during construction and for the grounds starting about July 1, 1952, The old capped well is still in existence and was kept for any purpose that may exist in the future. The new Chapel was put to use on about June 1, 1953, and the Chapel was formally dedicated on September 27, 1953. The water has been used for the purposes outlined in Claim to Water Right 22-4116 ever since, even though the last mentioned Chapel was destroyed by the flood waters caused by the breaking of the Teton Dam, and a new Chapel was

was constructed using said water.)

c Said claim should be amended to reflect that the June 1, 1916 is the priority date of the well and water right of the capped well in the field near the Chapel; and that the Priority right of the well and water right for the existing Chapel , its grounds and playing fields, as well as its domestic right, all as claimed in the Claim to a Water Right (22-4116), should be June 1,1953.

d. Said claim should also be amended to show the point of diversion is NE1/4SE1/4SE1/4, in said Section reported in said claim.

e. Said claim should also be amended to show that the claimant does have one-half share of water in the Wilford Canal.

Dale L. Swensen

Dale L. Swensen

Subscribed and Sworn to before me this 16th day of December, 2004.



Ray W. Rigby

A Notary Public for Idaho
Residing At: Rexburg, ID
My Commission Expires: 03-12-2005.



History of Yellowstone- St. Anthony Idaho Stake 1909 to 1986

Compiled by
Max and Bonnie Atkinson

Forev

Copyright 1986 by
St. Anthony Idaho Stake of
Church of Jesus Christ
of Latter Day Saints
625 E. 2nd N.
St. Anthony, Idaho 83445

"Whether we recognize it o
our past and we can fashion a t
the inspiration of the past and
as people and individually.

"People who care nothing
thought for the future and ar
the present. When there is pro
its people, we enrich the prese

YELLOWSTONE and later
ganized when people were s
the plains and it has bridge
modern world. It contains
dreams and frustrations of ma
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during their lives. The people
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We would like to thank ev
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the history of each ward: Errc
for Wilford Ward, Alice B.
Salome and Ivan Mathie for
Young for Twin Groves Ward
St. Anthony First Ward, Wand:
Second Ward, Dorothy Hack

Lithographed and Bound by
The CAXTON PRINTERS, Ltd.
Caldwell, Idaho 83605

ANTHONY IDAHO STAKE

WILFORD WARD

197

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in the early 20th century, national and local progress was being made. Travel and news had greatly improved and were becoming much better education for which local people wanted to improve standards. The old log meeting house, which had been in use since 1886, was becoming inadequate. Wilford Ward was blessed with many young men during these years. George A. Pincock, was called to be the bishop of this time (1898-1903). Samuel Orme came to Wilford with his wife and had been chosen as a Counselor. It was at this time that the ward decided to build a new ward chapel. Buildings made of stone were in vogue at the time. The old log tabernacle in Rexburg, now the Idaho State Museum). The rock for the building of the Teton Ward chapel were quarried on a hillside east of Chester in Hogson. A quarryman contracted to quarry most of the stone for the chapel on his own land in Wilford where the soft sandstone blocks were quarried by stone masons and the construction was started at a time when the ward was called away on business; and when the ward returned, he inspected that foundation, he found it was not built heavy enough. The whole building was re-excavated and rebuilt. The



Wilford Ward's Second Chapel completed in 1904 and Dedicated in 1907

The chapel was started under the supervision of Bishop Pincock and finished while Bishop Orme was in office. This building was an extremely fine stonemason's work of art and an asset to the community. The rocks had a kind of pink cast to them and the building had a very pleasant atmosphere associated with it, especially following a rain storm or while there was snow on the ground. This building was completed in 1904 and dedicated in 1907 when it was completely paid for at a cost of \$7,500.

* There was no well on this property so there were no inside restroom facilities. The building was heated with

This refers to the Church built in 1904

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and Primary could hold classes. More modern chapels were being designed and built with these classrooms in mind. Over a nine year period, while Bishop Daniel L. Romrell was serving as Bishop, the membership of the Wilford Ward began raising money toward the building of a new chapel. This money was raised through donations, cattle and potato projects, banquets and bazaars where handmade articles and quilts were sold. Cooked food sales were held and banquets and suppers for civic functions were served. The Yellowstone Stake President at the time was William J. Lewis. Bishop Daniel L. Romrell accepted the responsibility as contractor and his First Counselor, Virgel L. Willyerd, was named chairman of the building committee. John Bean was selected as supervisor of construction and Second Counselor, Donald Murri, was chairman of the finance committee. The ground-breaking ceremony was held on a blustery evening, June 10, 1952. Over one hundred people gathered to take part in a short but impressive ceremony. Then on Sunday, September 27, 1953, under the direction of George Q. Morris, Assistant to the Council of the Twelve, a beautiful dedicatory program was held.

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204 YELLOWSTONE/ST. ANTHONY IDAHO STAKE



WILFO

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Law Offices

**RIGBY, THATCHER, ANDRUS
RIGBY & MOELLER, Chartered**

*Ray W. Rigby
Gordon S. Thatcher
G. Rich Andrus
Jerry R. Rigby
Michael S. Kam (1954-2001)
Gregory W. Moeller
Reed E. Andrus*

*P.O. Box 250
25 North Second East
Rexburg, ID 83440*

*Telephone: (208) 356-3633
Facsimile: (208) 356-0768
E-mail: rexlaw@rigby-thatcher.com*

December 17, 2004

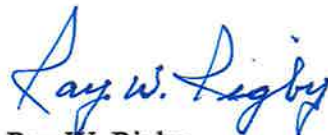
Allen B. Ruberry
Idaho Department of Water Resources
900 North Skyline Dr. Suite A
Idaho Falls, ID 83402-1718

RE: Water Right Claim 22-4116
Wilford Ward

Dear Allen,

I enclose herewith the affidavit of Dale L. Swensen in behalf of the Church of Jesus Christ of Latter-day Saints Wilford Ward to answer your inquiry of May 28, 2004 concerning the above numbered Water Right Claim. If for any reason this does not answer your inquiry in a satisfactory manner, please let me know.

Sincerely,



Ray W. Rigby
RWR/jjs

enclosure
cc: Dale Swensen
Dee Hansen

RECEIVED
DEC 20 2004

Department of Water Resources
Eastern Region

AFFIDAVIT

State of IDAHO)
 ss.
County of Madison)

RE: SRBA Water Right Claim 22-4116

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1. That he resides at 2353 East, 200 North, St. Anthony, ID 83445; that he has lived in Fremont County, Idaho, all of his life; that he is familiar with the area and the history and the records of the Wilford Ward of the Yellowstone Stake of the Church of Jesus Christ of Latter Day Saints.

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Dale L. Swensen
Dale L. Swensen

Subscribed and Sworn to before me this 16th day of December, 2004.



Ray W. Rigby
A Notary Public for Idaho
Residing At: Rexburg, ID
My Commission Expires: 03-12-2005.



y Tabernacle

History of Yellowstone- St. Anthony Idaho Stake 1909 to 1986

Compiled by
Max and Bonnie Atkinson

Forev

Copyright 1986 by
St. Anthony Idaho Stake of
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625 E. 2nd N.
St. Anthony, Idaho 83445

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Lithographed and Bound by
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ANTHONY IDAHO STAKE

WILFORD WARD

197

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WILFORD WARD

203

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chairman and supervisor

Priority Date Data Entry Form

Claim Number: A22-4116

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Claimant has sent EOP documents to Salt Lake City
headquarters, Salt Lake will review & mail to
IDWR, Rec 7 Jan 05

Note that existing building is a replacement
for an older building, destroyed in 1976 flood.

Reviewer: _____

Date: _____

Water Right No(s).

A22-4116



GPS DATA:

00034846 → welded to casing
Tag # E0007030 Location: → wired to casing

Diversion Data:

Source: _____ Trib to: _____

MOTOR

Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

Motor control had no tag but box was rated "up to
7 1/2 hp." Fuse box had 30 amp fuses, 3-phase 277 volts.
Maintenance Supervisor Craig Nordfelt believes it is
6 hp or 7 hp. BAC 8 Jan 05

Field Exam Date:

7 Jan 05

Agent:

BAC

Point of Diversion and Source Data Entry Form

Claim Number: A22-4116Water Right Point(s) of diversion and Source.

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____

Recommended Point(s) of Diversion and Source.

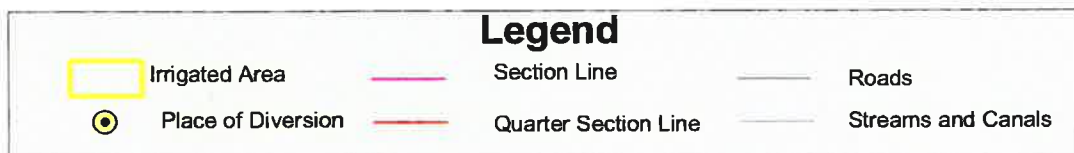
Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:GPS Waypoint 14 2686409E 1415255N IDTM 83,This corresponds to 7N 40E 24 NESESE, agreeing
w/ claim. BAC 8 Jan 05.

Reviewer: _____ Date: _____



SPATIAL
DYNAMICS

Place Of Use Data Entry Form

Claim Number: A22-4116

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: canal shares for irr of ball diamond.

Document how the POU was verified:

See layout sketch. Craig Nordfelt will nail square footage of irrigated lawn & flower beds.

Reviewer: _____ Date: _____

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY SAINTS

FACILITIES MANAGEMENT

St. Anthony ID FM Group

631 NORTH 2ND EAST #2
REXBURG ID 83440
PHONE: 208-356-7184 FAX: 356-7671

COPY

Bryce A. Contor
Water Resources Field Services
P.O. Box 94
Iona, ID 83427

11 January 2005

Dear Mr. Contor:

The following is the information you requested on the Salem LDS Church and the Wilford LDS Church.

Salem

Ball Field Grass	93, 922.Sq. Ft.
Building Grass	23.422
Building Shrub Beds	2.863
Sinks	7
Toilets	6
Drinking Fountains	3
Average Weekly Man Hours	558

Wilford

Building Grass	14.153
Building Shrub Beds	2.968
Sinks	7
Toilets	6
Drinking Fountains	2
Average Weekly Man Hours	327

If you have any questions, please call me at 356-7184.

Sincerely,


Craig Nordfelt
Facilities Manager

Season of Use and Quantity Data Entry Form

Claim Number:

A22-4116Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Use includes 6 toilets, 3 urinals, 2 drinking fountains, 2 sinks in kitchen, and one custodial sink. Mr. Nordfelt will mail attendance in formation. BAC 8 Jan 05

See letter 11 Jan 05. 15 total fixtures. Per field examiners handbook Exhibit 14, min. GPM = 20 $\approx$ 0.04 cfs.

Irrigation $\approx$ 0.4 acres. $0.4 \times 0.03 \approx 0.012$ cfs. 0.02 should be adequate for irrigation. Total cfs 0.06 is appropriate.

Volume: $0.4 \times 3.5 = 1.4$ afa for irrigation. 327 members per week / 8 hrs $\approx$ 40 person-days/week. Per Table 3 of

Reviewer: _____

Date: _____

Field examiners handbook, "other institutions" = 125 gallons/day

$\frac{40 \times 125 \times 52}{325850} \approx 0.80$ ac-ft/yr for inside use.

BAC 31 Jan 05

May 28, 2004

**CHURCH OF JESUS CHRIST LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELTFTH FLOOR
50 E N TEMPLE STREET
SALT LAKE CITY UT 84150**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-4116

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 22, the Teton River drainage. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of JUN 1 1916, from GROUNDWATER.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

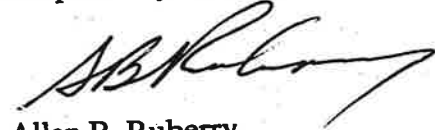
For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence which are acceptable and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**". **PLEASE READ THE ENCLOSED PAMPHLET.**

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

.....
The Department will not recommend the Notice of Claim be decreed by the court if evidence of a priority date is not submitted. The Notice of Claim will be disallowed.
.....

Please submit documentation supporting the priority date within 30 days of the date of this letter, referencing all documents with the corresponding claim number. If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact this office.

Respectfully submitted,



Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: File

Enclosure: Brochure on "Evidence of Priority"

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 Wilford L.D.S. Ward %Larry Kerbs
(Name of Claimant)
Rt. #1, St. Anthony, Idaho 83445 Telephone No. 458-4134
(Mailing Address) (Zip Code)

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) June 1, 1916

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)
Groundwater tributary to _____

(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, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From	<u>Jan. 1</u> To <u>Dec. 31</u>
Quantity	<u>.02 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>Apr. 1</u> To <u>Nov. 1</u>
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	<u>.06 cfs</u>	Use	_____	Period of Use From	_____ To _____

(4) .06 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 24 Twp. 7N Rge. 40E B.M., County of Fremont
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, Pump, and Waterlines

(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.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	40E	24																1	1

No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic use for L.D.S Church Meetinghouse for approximately 600 people. Also for cleaning and maintaining building. Irrigation use for lawns and trees surrounding the meetinghouse.

NOTE: Include here the type and number of stock watered: None

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



Department of Water Resources

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

(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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>.04 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>.02 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>Apr. 1</u>	To <u>Nov. 1</u>
Quantity	_____	Use _____	Period of Use From _____	To _____
Quantity	_____	Use _____	Period of Use From _____	To _____
Quantity	<u>.06 cfs</u>	TOTAL QUANTITY USED.	Period of Use From _____	To _____

(4) _____
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 24 Twp. 7N Rge. 40E B.M., County of Fremont
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, Pump, and Waterlines

(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.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	40E	24																1	1

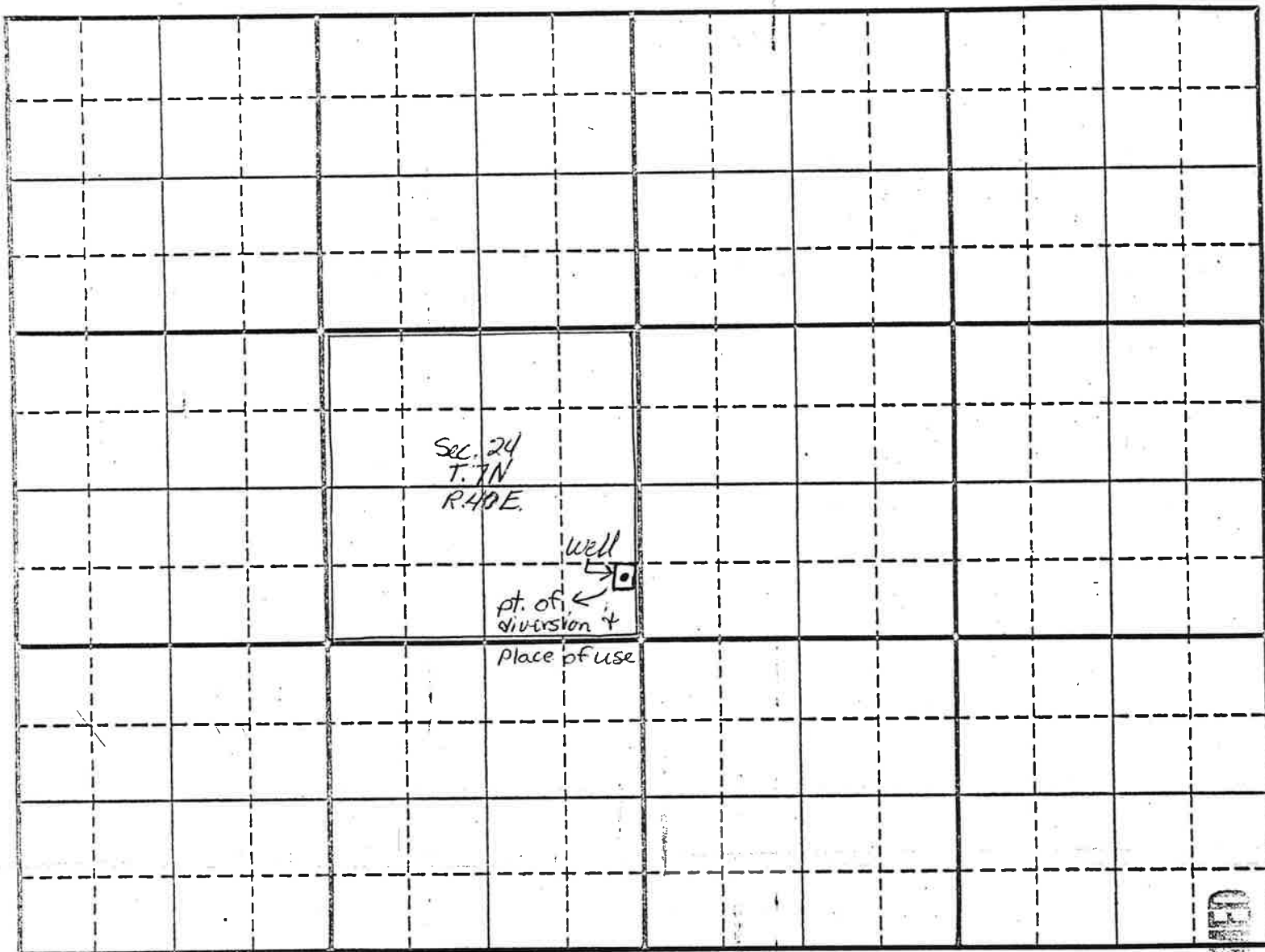
No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic use for L.D.S Church Meetinghouse for approximately 600 people. Also for cleaning and maintaining building. Irrigation use for lawns and trees surrounding the meetinghouse.

NOTE: Include here the type and number of stock watered: None

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

(8) 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 Fremont) 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 22 day of May, 1983.

Larry Kerls
(Claimant)

Dale L. Swensen
Notary Public
Residing at St. Anthony, Idaho

My commission expires life

Received by CW BP Date 5/26/83 Exception filed by: _____ Date _____
Prelim. check by HWJ Date 6-06-83 Forwarded to claimant by: _____
\$20.00 fee received by CWBP Date 6-6-83 #26397
Published in Fremont County Chronicle
Dates 6/16 - 6/23/83

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: A22-04116
Date Received: 8/01/1988
Receipt No: C003905
Received By: CA 12-12-88

DEC 12 1988

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: CHURCH OF JESUS CHRIST LATTER DAY SAINTS 801-531-2929
Address: REAL ESTATE DIVISION
TWELFTH FLOOR
50 EAST NORTH TEMPLE STREET
SALT LAKE CITY, UT 84150

2. Date of Priority: JUN 01, 1916

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	40E	24	NE	SE	SE		FREMONT

5. Description of diverting works:
WELL, PUMP & LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 2.5 Acre Feet Per Annum.

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

A22-04116

Page 1

Date: 08/01/88

MICROFILMED

OCT 29 1992

A2204116

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	40E	24	SE	SE		IRR	1.0
			SE	SE		DOMEST	
						Section Acres	1.0
						Total Acres	1.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
NONE

14. Remarks:
PLACE OF USE IS WILFORD WARD.

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.

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

Signature of Authorized Agent

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

AUTHORIZED AGENT

Title and Organization

Dec. 5, 1988
Date

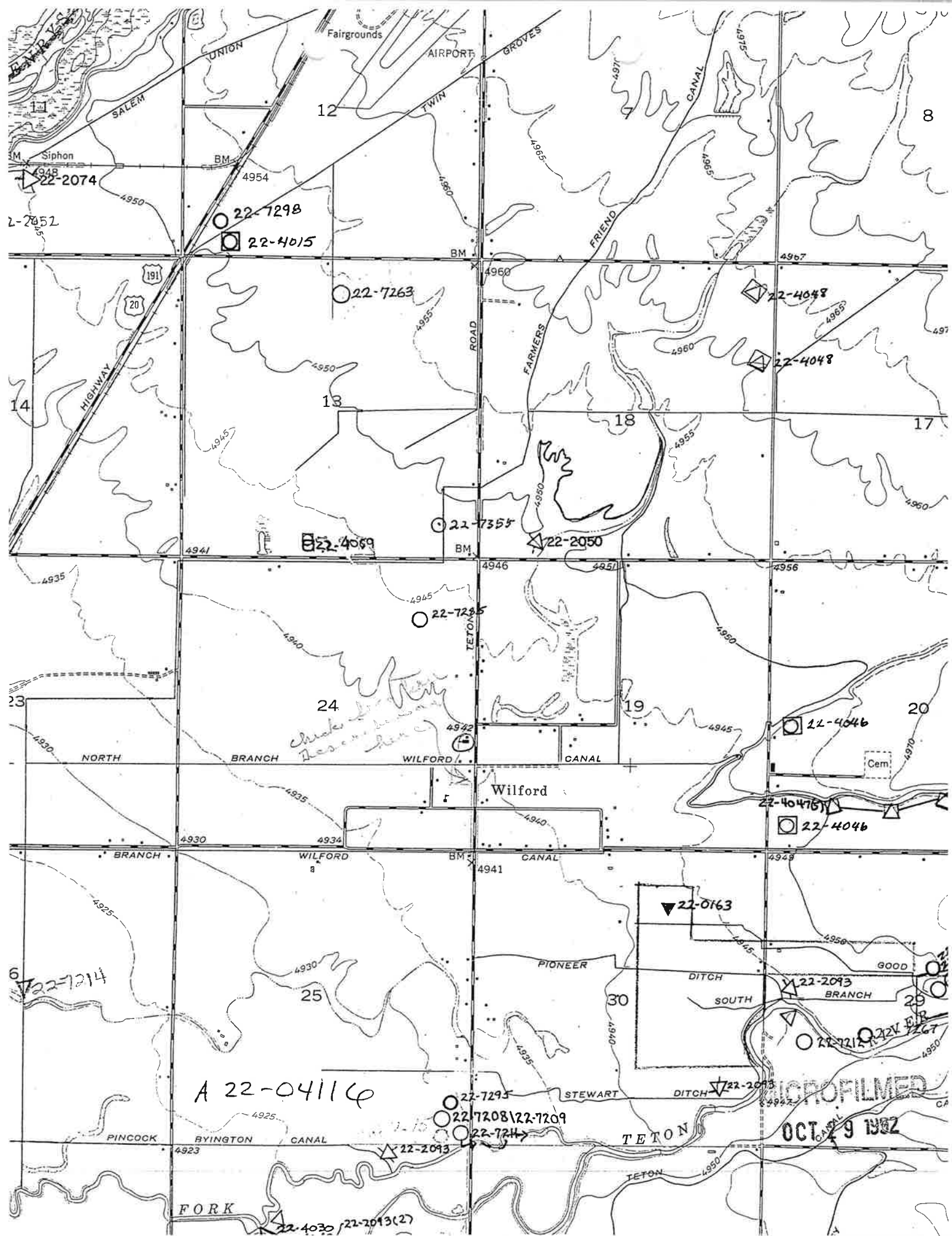
State of Utah)
~~Idaho~~)
County of Salt Lake) SS.

Subscribed and sworn (or affirmed) before me this 5th day of December 19 88

Rita C. Jensen
Notary Public

Residing at Salt Lake City
My Commission Expires 6/17 1992





10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME LDS Church CLAIM ENT NO. A22-04116

DATE RECEIVED 12-12-88 CK # 5340C02133 AMOUNT \$ 167 ⁽³⁾

	YES	NO
1. Is the name and address complete with zip code?	☒	☐
2. Is a priority date entered?	☒	☐
Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued? A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.		
3. (a) Is a source entered?	☒	☐
(b) Is a tributary to entered? (if required)	N/A ☒	☐
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?	N/A ☒	☐
Is the consumptive use correct?	N/A ☒	☐
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.	N/A ☒	☐
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.)	N/A ☒	☐
15. Is the basis of the claim indicated?	☒	☐
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)	☒	☐
Has the claim been signed, sealed, and dated by a notary?	☒	☐
Was this claim filed on time, or was an extension granted?	☒	☐
Is the fee enclosed correct?	Exempt ☒	☐
If this claim is based on an existing water right, has the identification number been entered?	N/A ☒	☐
Should this claim be receipted and data entered?	☒	☐

Claim checked by: CF

Comments: Legal description in claim does not match the map.

MICROFILMED
OCT 29 1992