

01/15/2004

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

RIGHT NUMBER: 25-7291
NAME AND ADDRESS: CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS
REAL ESTATE DIVISION
12TH FLOOR EAST
50 E NORTH TEMPLE
SALT LAKE CITY UT 84150-6312
SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.050 CFS
7.600 AFY
PRIORITY DATE: 09/24/1982
POINT OF DIVERSION:

T05N R38E S34 NWNWNW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS 0.60 AFY
IRRIGATION	04/01 11/01	0.050 CFS 0.050 CFS
	04/01 11/01	7.00 AFY

PLACE OF USE: IRRIGATION Within JEFFERSON County

T05N R38E S34 NWNW 2.0

DOMESTIC same as IRRIGATION

2 ACRES TOTAL

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: License

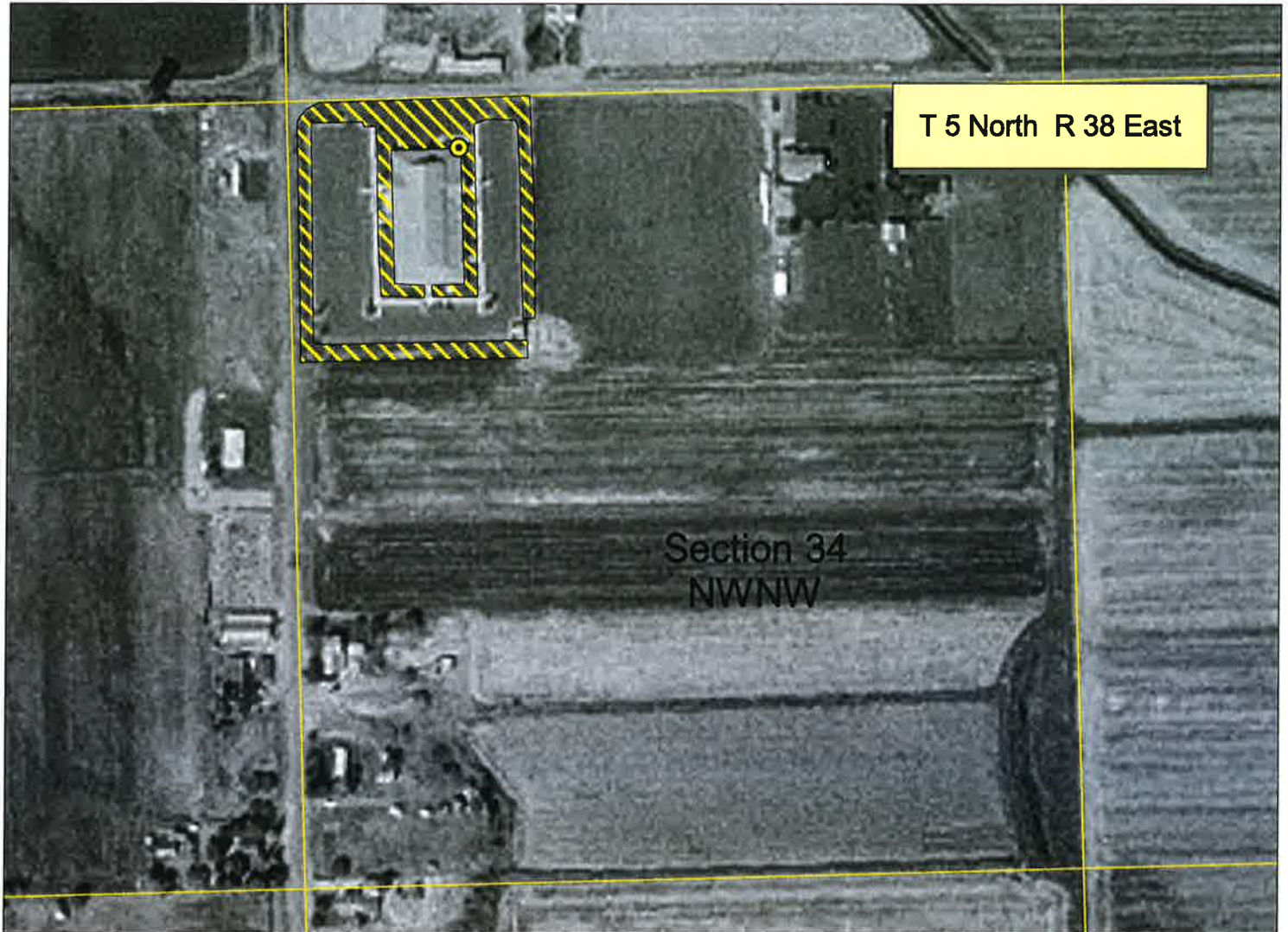


State of Idaho

Division of Water Resources

Eastern Region

Water Right(s): 25-07291



0 1320 Feet

- ⊙ Point of Diversion
-  Place of Use
-  Quarter Quarter

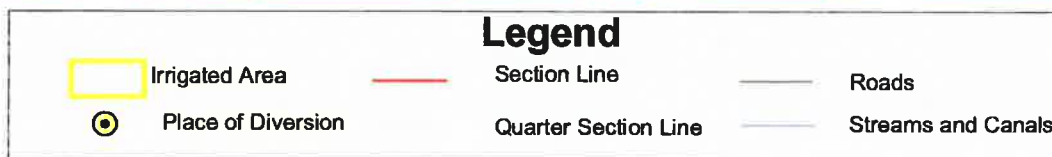
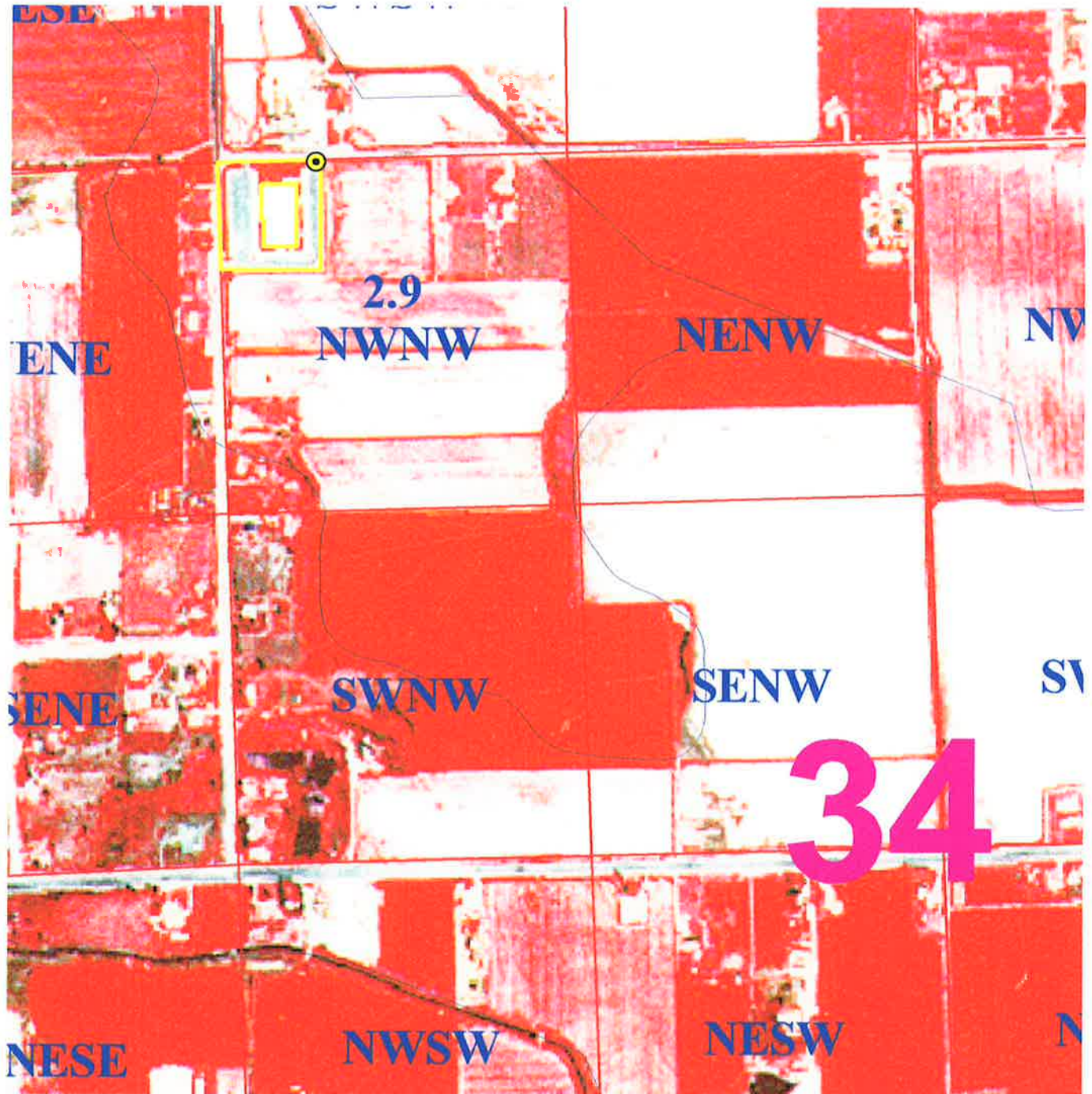
SCANNED
AUG 11 2004



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: January 2004

Water Right Claim Number 25-07291
Township , 5N38E

12/13/2000



SPATIAL
DYNAMICS



N 523-2945

01/15/2004

**NOTICE OF ERROR
REPLY**

RM

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: 25-7291

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

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:

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

DATE:

9/29/2004

SIGNATURE:

Susan Nash

GSC

Please print your name:

Susan Nash

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

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NOV 24 2004
Department of Water Resources
Eastern Region

PROFILED

SCANNED
DEC 03 2004

SCANNED
AUG 01 2001

Log for claim 25-07291

Spatial Dynamics CAT

12/13/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05n38e	34	NWNW	2	2.9	POD placement?
Totals:			2	2.9	

AJ5809NP
No. A25-07291

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/26/00
PAGE: 103

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHURCH OF JESUS CHRIST LATTER DAY SAINTS REAL ESTATE DIVISION TWELFTH FLOOR 50 EAST NORTH TEMPLE STREET SALT LAKE CITY UT 84150 (801) 531-2929	09/24/1982	IRRIGATION	04-01 11-01	0.050 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	0.050 CFS	5.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion:

T05N R38E S34

NWNWNW

JEFFERSON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
05N	38E	34	:					:			02		:					:					:	2.0
TOTAL ACRES																							2.0	

POU County: JEFFERSON

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
25-10123 25-10396 25-11462 A25-07256 A25-10123 A25-10396 A25-11462

Other Water Rights Listing Overlapping Place(s) of Use:
A01-00109G A01-00110E A01-00111E A01-00112E A01-00113E A01-00114C A01-00115S A01-00317 A25-07256

Remarks: GEN PALCE OF USE IS THE ANNIS AND MENAN STAKE CENTER.

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

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

Audit: 08/01/88 FRITSCHL 01/23/89 FRITSCHL 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 25-07291

Priority: September 24, 1982

Maximum Diversion Rate:

0.05 CFS

Maximum Diversion Volume:¹

7.6 AF

This is to certify, that CHURCH OF JESUS CHRIST LATTER DAY SAINTS
ANNIS AND MENAN STAKE CENTER
RT. 3 BOX 185
RIGBY, ID 83442

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 24, 1982; and has submitted Proof of Beneficial Use on October 9, 1984. An examination indicates that the works have a diversion capacity of .050 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	04/01 to 11/01	0.05 CFS	7.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.05 CFS	7.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 34, Township 05N, Range 38E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 38E 34	NWNW 2			2

Total number of acres irrigated: 2

PLACE OF USE: DOMESTIC, same as IRRIGATION use

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.

MICROFILMED

SEP 04 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 25-07291

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 29TH
day of August, 1990.

Acting for


R. Keith Higginson, Director

RECORDED

SEP 04 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

1. Owner: LDS CHURCH Menan: Annie Stark Center Permit No. 25-7291
Current Address: % Court Hall Rt 3 Box 185 Right Id Phone No. 745-682
83442

2. Accompanied by: Mrs Eldon Dayley EXAM. DATE: 7 Aug 85
Address: Rt 3 Box 237 High Springs, FL 32441 Phone No. 745-7544
Relationship to Permit Holder: Build Maintenance

3. Source: Groundwater tributary to

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Submersible Motor Pump & Motor					

Department of Water Resources

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

well pump mainline to church stake and irrigation system w/ 24 lines with 6- $\frac{1}{2}$ " nozzles each system operated separately so only 1-6 sprinkler line on at any one time

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

7. Measurements ☐ Additional data/computation sheets attached

$6\text{-}5/32"$ nozzle, @ 25 psi pressure

8. Point(s) of Diversion: _____ Indicate Method of Determination USGS Map

[illegible]

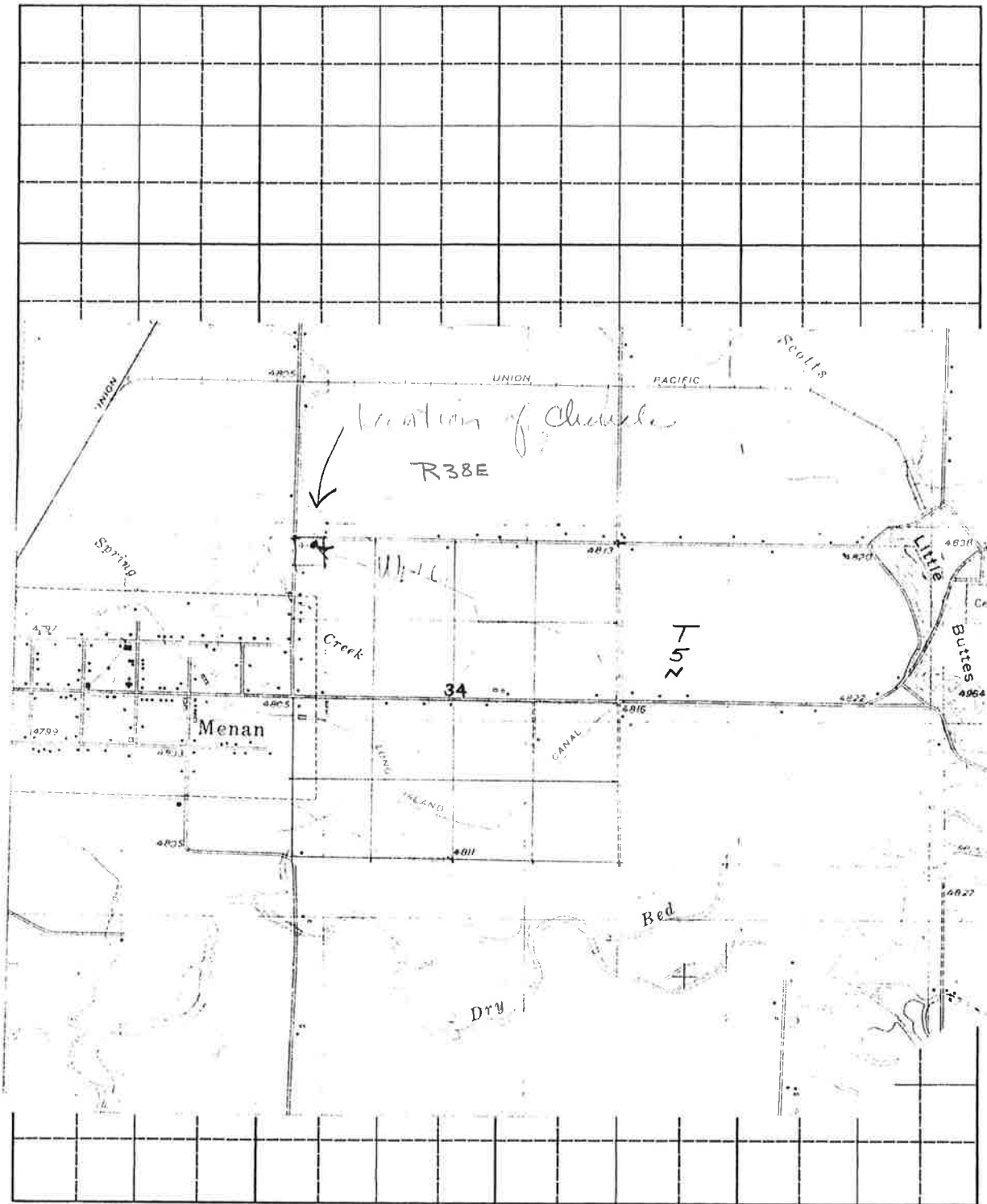
9. Place(s) of Use: Irrigation - give acres served by system at time of exam.
Indicate Method of Determination *USGS Map*

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	38E	34									2								2
Total Acres																			2

Total Acres 2

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JUN 2 1986

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

✓ *Garth V. Shell*
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

LDS Church, Annis and Menan Stake Center
1. Name of applicant C/O Garth Hall Stake President Phone 745-6182

Post office address Box 185, Rt. 3, Rigby, Idaho 83442

2. Source of water supply ground water which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 34 Township 5N

Range 38E B.M. Jefferson County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

(350 people) (2 showers)

Amount .02 cfs for domestic purposes from Jan 1 to Jan 1 (both dates inclusive)
(cfs or acre-feet per annum) (5 acres)

Amount .10 cfs for Irrigation purposes from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.12 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well with submersible pump
with main line to LDS Church to pressure tanks located in
mechanical room.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 150 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 1/2 years *Allow 2 yrs KC 11/22/82* (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 34 Township 5N

Range 38E B.M.

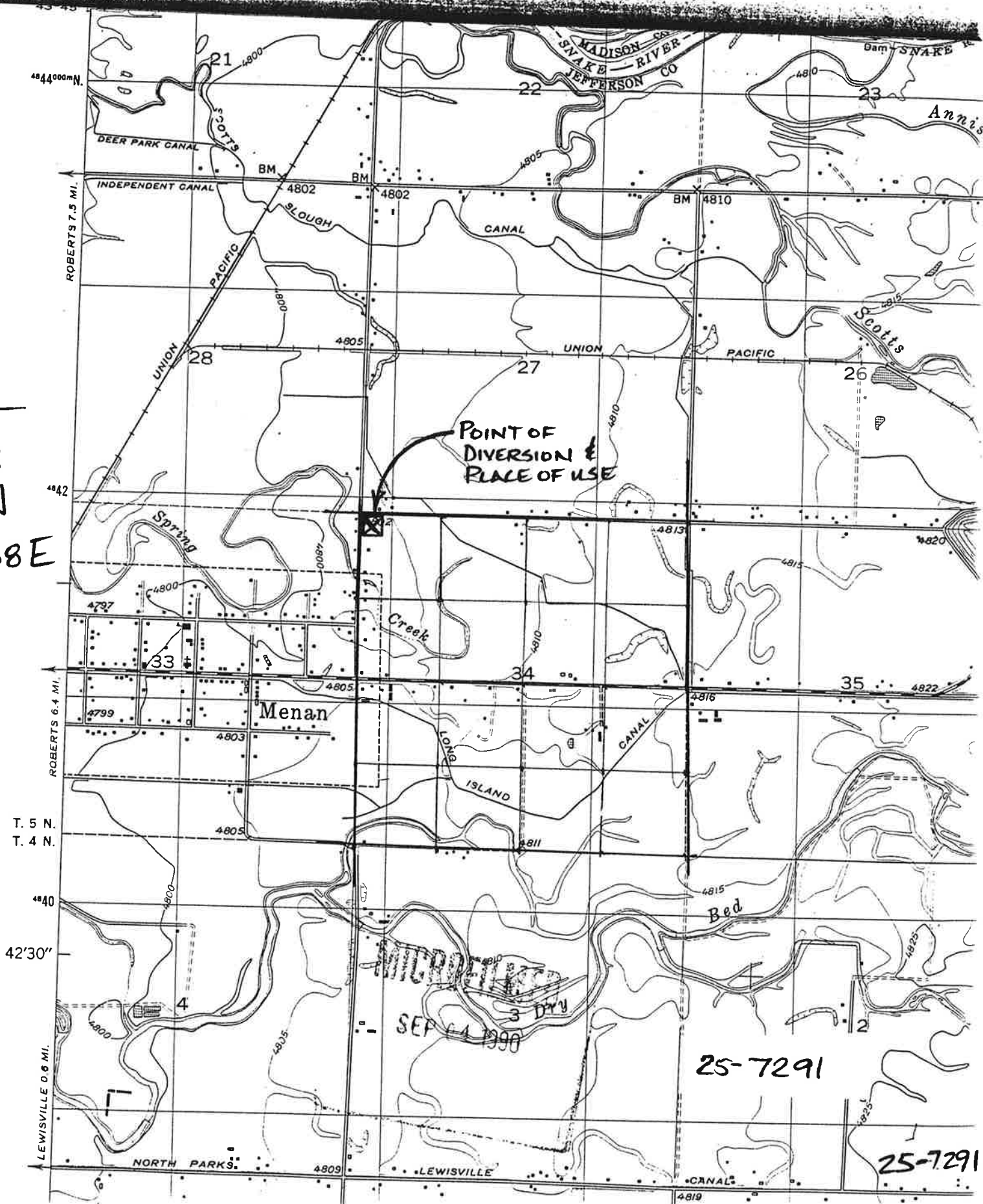
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.

(5) If water is to be used for other purposes describe: Domestic and lawn sprinkling
at new LDS Church in Menan, Idaho

T 5 N
R 38 E



25-7291

25-7291

PN - 523 - 2945

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 25-7291
Date Received: 10/20/1988
Receipt No: C003319
Received By:

Amended**Amended**

**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

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FEB 05 2004

Department of Water Resources
Eastern Region

2. Date of Priority: 09/24/1982

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	38E	34	NW NW NW	JEFFERSON	

5. Description of diverting works:

WELL, PUMP, MAINLINE & PRESSURE TANKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.05	7
DOMESTIC	01/01	12/31	0.02	0.6

7. Total Quantity Appropriated is:
0.05 C.F.S. and/or 7.6 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
----------	-------	---------	----------------	-----	-------

05N	38E	34	NW	NW	IRRIGATION	2
					Section Acres	2
					Total Acres	2

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

PALCE OF USE IS THE ANNIS AND MENAN STAKE CENTER.

Amended to include Domestic

15. Basis of Claim: License

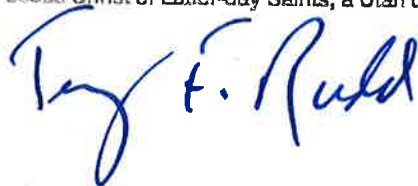
16. Signature(s)

AUTHORIZED AGENT

GSC.

(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 ~~XX~~ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

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



AUTHORIZED AGENT

Number of attachments: _____

For Organizations:I do solemnly swear or affirm that I am Terry F. Rudd AUTHORIZED AGENT
TitleCorporation of the Presiding Bishop of The Church of
Jesus Christ of Latter-day Saints, a Utah corporation sole.

Organization

document in the space below as AUTHORIZED AGENT of
TitleCorporation 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.

Signature of Authorized Agent

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

Title and Organization

Date

State of UTAHCounty of SALT LAKE

) SS.

Subscribed and sworn (or affirmed) before me this 4th of February 2004

Notary Public

Residing at SALT LAKE COUNTY

My commission Expires _____

SCANNED

523.2945

AUG 01 2001

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

RECEIVED

OCT 20 1988

Ident. Number: A25-07291
Date Received: 8/01/1988
Receipt No: C003319
Received By: CA

No Enc.

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 240
TWELFTH FLOOR
50 EAST NORTH TEMPLE STREET
SALT LAKE CITY, UT 84150

A2507291

2. Date of Priority: SEP 24, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	38E	34	NW	NW	NW		JEFFERSON

5. Description of diverting works:
WELL, PUMP, MAINLINE & PRESSURE TANKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.050		

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

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

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	38E	34	NW	NW		IRR	5.0
Section Acres							5.0

A25-07291

Page 1

Date: 08/01/88

MICROFILMED

NOV 07 1992

10. Place of Use: Continued

Total Acres 2.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

PALCE OF USE IS THE ANNIS AND MENAN STAKE CENTER.

15. Basis of Claim: PERMIT

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

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

Title

Organization

, that I have signed the foregoing

AUTHORIZED AGENT

document in the space below as

of

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

Title

Organization

and that the statements contained in the

foregoing document are true and correct.

John A. Bush JAB
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

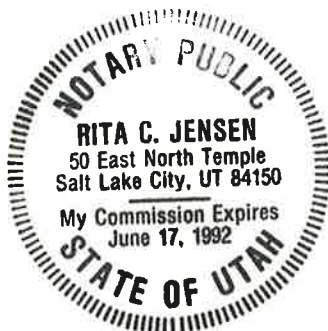
10/5/1988
Date

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

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

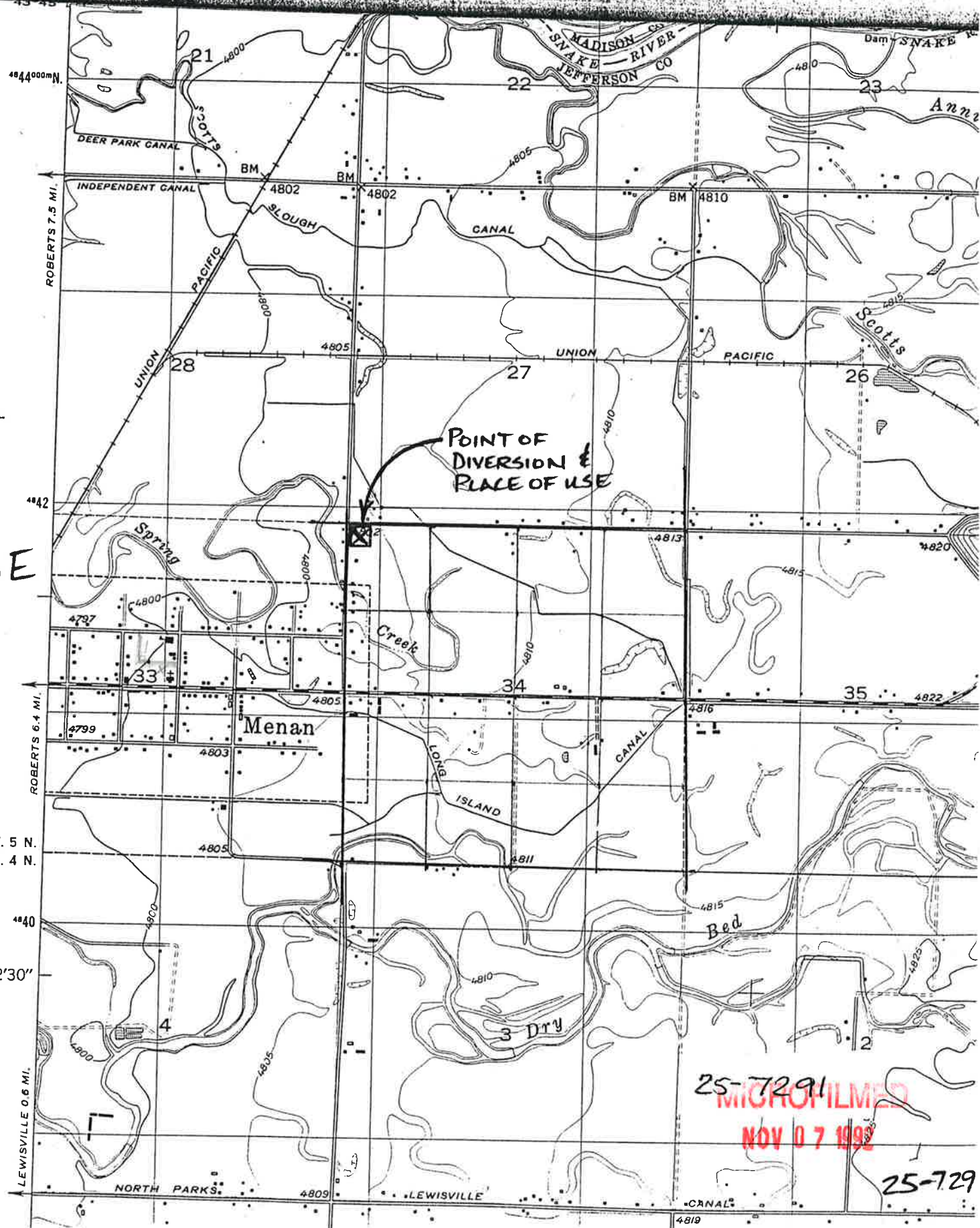
Rita C. Jensen
Notary Public

Seal



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

A25-07291



T 5 N
R 38 E

25-7291
MICROFILMED
NOV 07 1992

25-729