

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

02/22/2001

RIGHT NUMBER: 29-7108

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

SOURCE: SPRING TRIBUTARY: SOUTH FORK PEBBLE CREEK

QUANTITY: 0.02 CFS
5.5 AFY

PRIORITY DATE: 01/11/1973

POINT OF DIVERSION: T08S R37E S26 SNNW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	06-15 11-01	0.02 CFS 5.50 AFY

PLACE OF USE:

<u>DOMESTIC Within CARIBOU County</u>			
T08S R37E S23	SWSE	T08S R37E S23	SESE
T08S R37E S26	NENE	T08S R37E S26	NWNE

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 IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

ALAMEDA, MC CAMMON, POCATELLO EAST STAKES RECREATION
PROPERTY

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

02/20/01 16:05:32

Page 1

Water Right Number - 29-07108

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

CHURCH OF JESUS CHRIST LATTER DAY SAINTS

1 - PRES. H. JACK SATTERFIELD

2 - 2489 S. FAIRWAY

3 -

City- POCATELLO

State- ID Zip- 83201

Phone -

+ - - Priority Date - - +
01/11/1973 *du*

+ - - - Region - - - +
15 EASTERN

+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - +

+ - - - - Source - - - - - +
SPRING

+ - - - - Tributary - - - - - +
PEBBIE CREEK, SOUTH FORK

Tw	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
----	-----	-----	-------	-----	------	--------	--------------------	----------------	----------------	---------------

08S	37E	26	SW NW <i>du</i>			(29) CARIBOU				
-----	-----	----	-----------------	--	--	--------------	--	--	--	--

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
------	-------------	-------------	------------------------	----------------	------------------

43 - DOMESTIC		06/15	11/01 <i>du</i>	0.020 <i>du</i>	5.50 <i>ADD</i>
---------------	--	-------	-----------------	-----------------	-----------------

Total Div. Rate - +	Total Div. Volume - +	Total Div. Capacity - +	Total Consumptive Use - +	KW Usage - +
---------------------	-----------------------	-------------------------	---------------------------	--------------

0.020	5.50 <i>ADD</i>		0.0	
-------	-----------------	--	-----	--

Tw	Rng	Sec	Tract	Lot	Acres	Code	Place of Use Description	County
----	-----	-----	-------	-----	-------	------	-----------------------------	--------

08S	37E	23	SW SE ✓			43	DOMESTIC	(29) CARIBOU
-----	-----	----	---------	--	--	----	----------	--------------

08S	37E	23	SE SE ✓			43	DOMESTIC	(29) CARIBOU
-----	-----	----	---------	--	--	----	----------	--------------

08S	37E	26	NE NE ✓			43	DOMESTIC	(29) CARIBOU
-----	-----	----	---------	--	--	----	----------	--------------

08S	37E	26	NW NE ✓			43	DOMESTIC	(29) CARIBOU
-----	-----	----	---------	--	--	----	----------	--------------

+ - - Diversion Means -

+ - - Non-Irrigation Use - 1 Campground

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +

GEN REINSTATED 2-16-1978.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

C18

CLAIMED AS LICENSED

ADD'D Div. Vol.

2/22/01

SCANNED
JUN 06 2001

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

LDS

Church

CLAIM DENT. NO.

A29-07108

DATE RECEIVED

CK #

AMOUNT \$

YES NO Required Info?

1. Is the name and address complete with zip code?
2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered?
(b) Is a tributary to entered? (if required) 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. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.
18. Has the claim been signed, sealed, and dated by a notary?
19. Was this claim filed on time, or was an extension granted?
20. Is the fee enclosed correct? Exempt
21. If this claim is based on an existing water right, has the identification number been entered? N/A
22. Should this claim be data entered?

Claim checked by:

CA

Date:

6-8-90

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

MICROFILMED

NOV 13 1992

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7108 V1

WATER RIGHT NUMBER: 29-7108 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS REAL ESTATE DIVISION TWELFTH FLOOR 50 E N TEMPLE ST SALT LAKE CITY, UT 84150-0012 (801) 240-3840
Original Owner	CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS PRES H JACK SATTERFIELD 2489 S FAIRWAY POCATELLO, ID 83201

Priority Date: 01/11/1973

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SOUTH FORK PEBBLE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	06/15 to 11/01	0.020 CFS	5.50 AF
<u>Total Diversion:</u>		0.020 CFS	5.50 AF

Location of Point(s) of Diversion

SPRING	SW1/4NW1/4	Sec. 26, Twp 08S, Rge 37E, B.M.
CARIBOU County		

Place of UseDOMESTIC Within CARIBOU County

T08S R37E S23	SWSE	T08S R37E S23	SESE
T08S R37E S26	NENE	T08S R37E S26	NWNE

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. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. X01 Domestic use is for 1 campground

Remarks:

1. Explanatory PROPERTY AKA ALAMEDA, MC CAMMON, POCATELLO EAST STAKES RECREATION PROPERTY

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7108 V1

Comments:

1. AJU4-ECA 10/1/1997 DOMESTIC 1 HOME UPDATE

Comment: USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME". CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD. ANY GEN REMARK CHANGED TO AN EXP REMARK.

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: NONE RECEIVED
 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

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			02/22/2001	aruberry	Active
Summary	2/22/2001 3:35:28 PM	aruberry			Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	2/22/2001 3:34:32 PM	aruberry	7. (YES) Additional condition was required. 8. (YES) Wanted to view the recommended right. 9. (NO) This is not a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.
Summary	2/22/2001 3:35:13 PM	aruberry	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture.

JUN 06 2001

OK

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS.

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-07108

Date Received:

Receipt No: 009767

Received By: CP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

1. Name: CHURCH OF JESUS CHRIST LATTER DAY SAINTS 801-240-4127 1989
Address: REAL ESTATE DIVISION
TWELFTH FLOOR
50 EAST NORTH TEMPLE STREET
SALT LAKE CITY, UT 84150

Department of Water Resources

2. Date of Priority: JAN 11, 1973

3. Source: SPRING Trib. to: PEBBIE CREEK, SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
08S	37E	26	SW NW		CARIBOU

5. Description of diverting works:
COLLECTION BOX, 1" PLASTIC PIPE, 2500' TO 2000 GALLON RESERVOIR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	06/15	11/01	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 CAMPGROUND

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	37E	23	SW SE		DOMEST	

A29-07108

Page 1

Date: 07/10/89

SCANNED
APR 14 2006

PROFILED

MICROFILMED
NOV 13 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	37E	23	SE		SE		DOMEST	
		26	NE		NE		DOMEST	
			NW		NE		DOMEST	

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
NONE

14. Remarks:
ALAMEDA, MC CAMMON, POCA TELLO EAST STAKES RECREATION PROPERTY

15. Basis of Claim: LICENSE

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

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.

Frederick A. Bahr Signature of Authorized Agent

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

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

of August 19 89

Alice Duke
Notary Public

Seal



Residing at Salt Lake City

My Commission Expires 10/22/92

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

REAL ESTATE DIVISION

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

August 14, 1989

Reference reply to:

RECEIVED
AUG 17 1989

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

Department of Water Resources

Dear Mr. Fritschle,

Attached are the signed documents and a check for \$136.00 to pay for the adjudication fees for water rights in Caribou County.

<u>Groundwater</u> <u>Right</u>	<u>Property</u> <u>Number</u>	<u>Property Name</u>	<u>Adjud.</u> <u>Assess.</u>
A29-04429	501-3755	Chesterfield	\$ 29.50
	501-3763	Chesterfield Wd Rec Prop.	29.50
A29-04428	510-6389	Chesterfield Wd Old Mtghse	52.00
A29-07108	512-9184	Alameda, McCammon, Poc E. ID Stk Rec Prop.	25.00
<u>Total</u>			\$136.00

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

Sincerely,

Ronald C. Johnson

Ronald C. Johnson
Water Analyst

RCJ:ja
enc.

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

DO NOT FILM

SCANNED

APR 14 2006

ADJUDICATION FILING FEES FOR IDAHO

PROPERTY IDENTIFICATION

Idaho State Water Right Permit # A29-07108
LDS Church Property # 5129184

FEE CALCULATIONS

Domestic, stockwatering, fire protection, etc. \$ 25.00
Flat fee for irrigation. \$

VARIABLE FEE SCHEDULE

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

Other charges. \$

TOTAL \$ 25.00

DATE 7-31-89

Carter Fritschle
Carter Fritschle
Idaho Dept. of Water Resources

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

DO NOT FILM

REAL ESTATE DIVISION
NATURAL RESOURCE SECTION

AUG 07 1989

SCANNED

APR 14 2006

RECEIVED
JUL 31 1989
Department of Water Resources

RECEIVED
AUG 17 1989
Department of Water Resources

AJ5600NP
(000-26)

LAND DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PUMP-READING REPORT

09/24/91 02:11:27
PAGE 1

WATER RIGHT NUMBER - 429-07108

PREFACE TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

--- LAST NAME ---

--- FIRST NAME ---

--- ADDRESS ---

--- CURRENT OWNER ---
CHURCH OF JESUS CHRIST LATTER DAY SAINTS

1 - REAL ESTATE DIVISION
2 - TWELFTH FLOOR
3 - 40 EAST NORTH TEMPLE STREET
CITY- SALT LAKE CITY
PHONE - 801-240-2929
STATE- UT ZIP- 84150

--- ORIGINAL OWNER ---
CHURCH OF JESUS CHRIST LATTER DAY SAINTS

1 - PERS. H. JACK SATTERFIELD
2 - 2429 S. FAIRWAY
3 -
CITY- POCATELLO
PHONE - 208-300-3000
STATE- ID ZIP- 83201

--- ALSO KNOWN AS ---
LDS

1 -
2 -
3 -
CITY- SLC
PHONE - 208-000-0000
STATE- ID ZIP- 00000

--- PRIORITY DATE ---
01/11/1978

--- REGION ---
IS EASTERN

--- STAGE ---
--- LICENSE ---
--- STATUS ---

--- SOURCE ---
SPRING

--- TRIBUTARY ---
PEBBLE CREEK, SOUTH FORK

--- POINT OF DIVERSION ---
COUNTY

--- STREAM INDEX (BLANK IF NO INDEX CODE) ---

--- CODE ---
--- DESCRIPTION ---
--- PERIOD FROM ---
--- PERIOD TO ---
--- DIVERSION RATE ---
--- DIVERSION VOLUME ---

--- TOTAL DIV. RATE ---
0.020
--- TOTAL DIV. VOLUME ---
--- TOTAL DIV. CAPACITY ---
--- TOTAL CONSUMPTIVE USE ---
0.0
--- KW USAGE ---

YR	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE	CODE	DESCRIPTION	COUNTY
085	37E	23	SW 34					DOMESTIC	(29) CARIBOU
085	37E	24	SE 34					DOMESTIC	(29) CARIBOU
085	37E	25	NE 34					DOMESTIC	(29) CARIBOU
085	37E	26	SE 34					DOMESTIC	(29) CARIBOU

--- DIVERSION MEANS --- COLLECTION BOX, 1" PLASTIC PIPE, 2500' TO 2500 GALLON RESERVOIR
--- NON-IRRIGATION USE --- DOMESTIC, 1 CAMPFIRE
--- OTHER RIGHTS FOR SAME USE --- NONE

AJ5500NP
(00-24)

ISLAND DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM: PPOHA READING REPORT

09/24/91 11:41:27
PAGE 2

WATER RIGHT NUMBER = 425-071P8

PREFIX TRANSLATION: ADJUDICATION CLAIM

----- REMARKS -----
ALAMOGA, MC JANNON, POCAHELLO EAST STATES RECREATION PROPERTY
----- OLD WATER RIGHT NUMBERS -----
NO OLD WATER RIGHT NUMBERS FOUND.
----- CONDITIONS OF APPROVAL -----
NO CONDITIONS OF APPROVAL FOUND.
+ ----- DECREE PLAINTEXT ----- +
+ ----- DECREE DATE ----- +
00/00/0000
* ----- ADJUT PLAINTEXT ----- *
----- COMMENTS -----
NO COMMENTS FOUND
+ ----- ADJUDICATION RIGHTS DATE AND PLANS AREA ----- +

COURT REPORT FILING = 00/00/0000
OBJECTION FILED DATE = 00/00/0000
RESPONSE FILED DATE = 00/00/0000
CLAIM RECEIVED DATE = 00/00/0000
PROPOSED DATE = 00/00/0000
LICENSED DATE = 00/00/0000
CLAIMS MADE ERROR FLAG =
PPE EXCISE FLAG =

FIELD INSPECTOR MADE = 00/00/0000
FIELD INSPECTION FLAG =
VERIFIED DATE = 04/08/1993
LAST AMENDED DATE = 00/00/0000
PROPOSED DATE = 00/00/0000
RECEIPT NUMBER = 0004757
PUN JAWNSHIP FLAG = Y
NAME CONNECTOR = BK

CIVIL CASE NUMBER = 19976
OLD CASE NUMBER =
OLD JUDICIAL DISTRICT =
TEMPORARY RIGHT = P
WATER DISTRICT =
FEDERAL/STATE INDICATOR = S
PRESUMPTION FLAG =
NOTICE OF ERROR FLAG =

No parcel # field verified

DATA ENTRY

ENTERED 9-22-93

CHECKED 12/4/93

Verified By
Terry M. Ortho-PQ
Water Records
Water Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED

AUG 23 1993

CERTIFIED
AUG 24 1993
WATER EXAMINER

MICROFILMED

ADD 12 1994