

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: A36-04210
Date Received: 6-20-89
Receipt No: C007315
Received By: Cd 4-18-89

JUN 20 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: CHURCH OF JESUS CHRIST LATTER DAY SAINTS 801-240-2929
Address: REAL ESTATE DIVISION
TWELFTH FLOOR
50 EAST NORTH TEMPLE STREET
SALT LAKE CITY, UT 84150

2. Date of Priority: JUL 01, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	23E	15	SW	NE	NW		MINIDOKA

5. Description of diverting works:
WELL, 3 HP PUMP, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.070		

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

A.F.A.

Department of Water Resources
Southern Region Office

8. Total consumptive use is 3.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	23E	15	NE	NW		IRR	0.5
			SE	NW		IRR	0.5

Section Acres 1.0

A36-04210

Page 1

Date: 04/18/89

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FEB 01 1990

10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
NONE

14. Remarks:
HEYBURN WARDS 1, 2, AND 3

15. Basis of Claim: STATUTORY CLAIM

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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 _____ of _____ 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 _____ of _____ 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. BY: [Signature] _____ 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 _____

19 May 1989 Date

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

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

[Signature]
Notary Public

Residing at Salt Lake City

My Commission Expires 6/17/1992



ADJUDICATION FILING FEES FOR IDAHO

RECEIVED

JUN 19 1989

Department of Water Resources
RECEIVED

JUN 20 1989

PROPERTY IDENTIFICATION

Idaho State Water Right Permit # A36-04210
LDS Church Property # 5042240

FEE CALCULATIONS

Department of Water Resources

Domestic, stockwatering, fire protection, etc. \$ _____
Flat fee for irrigation. \$ 50.00

VARIABLE FEE SCHEDULE

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

TOTAL \$ 51.00

DATE 4-18-89

Carter Fritschle
Carter Fritschle
Idaho Dept. of Water Resources

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

REAL ESTATE DIVISION
NATURAL RESOURCE SECTION

MAY 17 1989
MICROFILMED
FEB 01 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 9, 1989

Mr. Ronald Johnson
Water Analyst
The Church of Jesus Christ of Latter Day Saints
Real Estate Division
Twelfth Floor
50 East North Temple Street
Salt Lake City, UT 84150

RE: Snake River Basin Adjudication claims A36-02076A, A36-02085A,
A36-02086, A36-04209, A36-04210, A36-08246, A36-11243,
A36-11255, A36-11256, and four Applications for Permits

Dear Mr. Johnson:

This office has received your check for \$1,021.00 to pay for the Snake River Basin Adjudication claim fees for Minidoka County, and for four new Applications for Permits for diversion of water within Minidoka County. However, all of the documents submitted except for the Application for Permit for you property number 503-8626, Rupert Wards 1 and 7, were photocopies of the original documents. The Department of Water Resources cannot process the photocopies of these documents. Please submit the original claim forms, and the three new applications as soon as possible so these forms can be processed.

If you have any questions, please contact this office.

Sincerely,

Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau

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FEB 11 1993

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

RECEIVED
JUN 20 1989

REAL ESTATE DIVISION

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

June 15, 1989

Reference reply to
Department of Water Resources

RECEIVED
JUN 19 1989

Department of Water Resources

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

Dear Mr. Fritschle:

Attached are the originals of the Snake River Basin Adjudication for Minidoka County of which there are nine claims and four applications for permits. We'll try not to see you get copies in the future.

Thanks for all your help in getting our documents correct and properly recorded.

Sincerely,

Ronald C. Johnson
Ronald C. Johnson
Water Analyst

RCJ:ja
encs.

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FEB 01 1993

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME LDS Church CLA IDENT. NO. A36-04210

DATE RECEIVED _____ CK # _____ AMOUNT \$ _____

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

Claim checked by: CA Date: 6-7-90

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: MICROFILMED Date: _____

Comments: _____

FEB U 1 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 3, 1990

A26-04210
CHURCH OF JESUS CHRIST LATTER DAY
REAL ESTATE DIVISION
TWELFTH FLOOR
SALT LAKE CITY UT 84150

Dear Claimant(s):

In the past you submitted the claim(s) identified with the number(s) shown above your name and address at the top of this letter. You indicated on the claim(s) that the basis for establishing the water right(s) was Beneficial Use, meaning the water right was not previously confirmed by a decree, water right license or permit before you filed the claim(s).

The purpose of this letter is to request evidence supporting the priority date(s) you have claimed. The enclosed pamphlet describes what this means. While I encourage you to read all of the pamphlet, I direct your attention to the right-hand half of the pamphlet after you open it. There you will find two sections: What Kind of Evidence is Required, and Some Examples of Documents which May Be Evidence of the Priority Date. These sections tell you what must be submitted. The other sections tell you why the evidence is necessary and what the consequences of not submitting the evidence could be.

Please submit the requested evidence by November 1, 1990. When returning to the Department please reference all documents with the claim(s) identification number(s) listed above.

If you have questions not addressed by the pamphlet or need other technical assistance, please feel free to contact this office. For advice on your water right(s), please contact your attorney.

Sincerely,


Allen Merritt, P.E.
Water Rights Supervisor

Enclosure

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FEB 01 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3573

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 8, 1991

CHURCH OF JESUS CHRIST
LATTER DAY SAINTS
REAL ESTATE DIVISION 12TH FLOOR
50 E N TEMPLE STREET
SALT LAKE CITY UT 84150

RE: Evidence of Priority - Snake River Basin Adjudication
Claim #A36-04209, A36-04210, A36-11255, & A36-11256

Dear Claimant(s):

Our records indicate that your claim(s) listed above, is based upon either a "Statutory Claim" or "Beneficial Use" of the water. For water rights of this type, the claimed "Priority Date" must be substantiated with supporting evidence. We previously requested this supporting evidence be submitted by November 1, 1990, and to date we have not received the requested documentation.

Before the Department can make a recommendation to the Court to decree the claim(s), some evidence of the priority date must be submitted. Again we are enclosing a brochure outlining the types of evidence you may submit, and a printout of your claim(s) for reference. We request that you submit your evidence of priority as soon as possible. If we do not receive the requested documentation, your claim(s) will be recommended for disallowal due to lack of evidence supporting any priority date.

Please submit the required evidence supporting the priority date(s) by April 23, 1991. Please reference the claim number on your correspondence. If you have questions or need other assistance please contact this office.

Sincerely,

for Anna Baumhoff
Allen Merritt, P.E.
Adjudication Section Supv.

Enclosure

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FEB 01 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 16, 1991

Church of Jesus Christ of Latter Day Saints
Real Estate Division
Twelfth Floor
50 East North Temple Street
Salt Lake City, UT 84150

RE: Field Examination of a Water Right Claimed in the Snake
River Basin Adjudication (SRBA) - #A36-04209
504-2178

Dear Claimant:

Our field staff plans to conduct water right field examinations in your area during April and May this year. These field examinations are necessary to verify your water use. The identification number of your water right claim which must be examined is shown above. If more than one of your water right claims is to be field examined, the additional claim identification numbers are listed below.

We will attempt to contact you by telephone to schedule a time to field examine your water right claim(s). At the time of the examination, we would appreciate the assistance of you or someone who is familiar with your water system.

If you have any questions regarding the field examination, please telephone me at our Boise office. You can reach me at 1-800-451-4129 or 327-7934.

Sincerely,

Shelley Walter Keen
Water Resource Agent

SWK:swk

A36-11255 504-2011
A36-11256 501-9982
A36-04210 504-2240

MICROFILMED
FEB 01 1993

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

REAL ESTATE DIVISION
NATURAL RESOURCE SECTION, 12th Floor
50 East North Temple Street
Salt Lake City, Utah 84150
Phone (801) 240-4074
FAX (801) 240-2913

Reference reply to:
Property #504-2178

April 19, 1991

RECEIVED

APR 23 1991

Department of Water Resources
Southern Region Office

Mr. Allen Merritt P.E.
Adjudication Section Supervisor
State of Idaho Department of Water Resources
Southern Region, 222 Shoshone St. E.
Twin Falls, Idaho 83301

Dear Mr. Merritt:

Recently we received notice that we needed to supply some documentation of evidence supporting a priority date for water rights A36-04209, A36-04210, A36-11255 and A36-11256. This takes a little time to gather supporting data.

Enclosed please find two affidavits and a copy of a certificate from the State of Idaho for A36-04209 which is for the Emerson 1,2 Wards property #504-2178.

This should be sufficient but if it is not please let us know. The others will follow as soon as the information becomes available.

Sincerely,



Ronald C. Johnson
Water Analyst

RCJ:ja
enc.

cc: Terry F. Roylance
M. Glade Pincock

MICROFILMED
FEB 01 1993

CLAIMANT'S NAME: LDS ChurchDATE: 12/10/91COUNTY: MinidokaEMPLOYEE: S.W. Keen

Today I called Mr. Ron Johnson at 801-240-2929 to request proof of priority information. I also asked Mr. Bradshaw for proof of priority information when I did the field exam on 11/26/91.

12/17/91 No priority information has been provided to IDWR
Yet. swKeen

12/27/91 Two signed and notarized affidavits received on 12/27/91.
One from Harold Hurst, and one from Ernest Handy.
Both support July, 1953.

MICROFILMED
FEB 01 1993

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 The Church of Jesus Christ of Latter Day Saints
(Name of Claimant)
% John A. Stevenson, Route 5 Box 139, Rupert, IDAHO 83350 Telephone No. 532-9524
(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) July 1, 1952

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)
Ground water 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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>.07 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 _____
Quantity _____		Use _____		Period of Use From _____	To _____

(4) .07 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NW 1/4, Sec. 15 Twp. 10S Rge. 23E B.M., County of Minidoka
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.
3hp Submersible pump, pipeline underground sprinkler system
5 3/16" No 2263 @ apex 40psi run at one time.

(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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
10S	23E	15					.5			.5									1

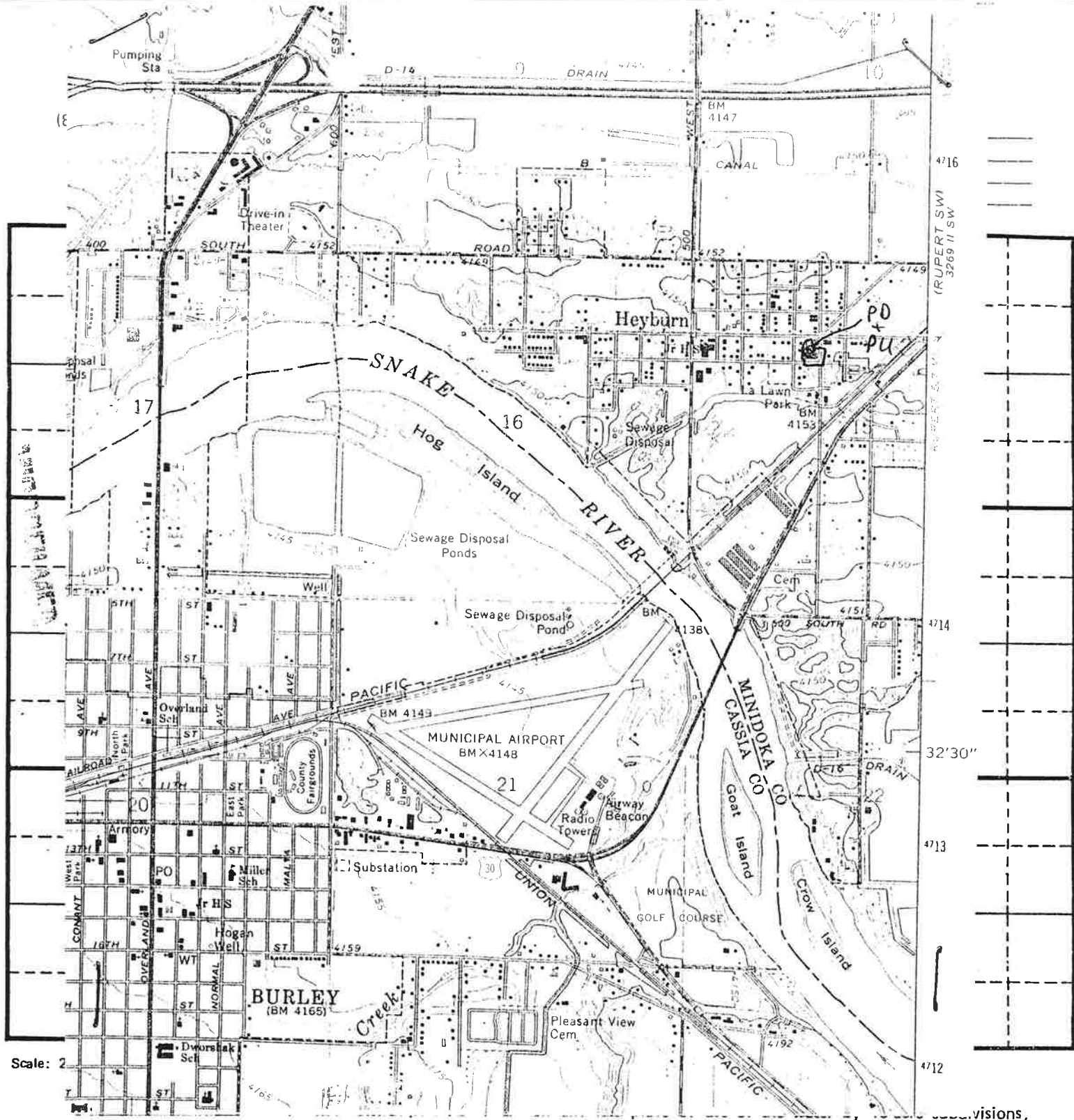
No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

Irrigation of Grounds Surrounding
Heyburn 1, 2, 3 wards Bldg.

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: The Church of Jesus Christ of Latter Day Saints Heyburn 123 wards



section, township and range of the public land survey system.

State of Idaho)
County of Twain Falls) 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. The Church of Jesus Christ of Latter-day Saints.

First counselor in State Presidency Clyde S. Hansen
(Claimant)

Sworn to before me this 5 day of May, 19 87.

Loren S. Hansen
Notary Public
Residing at Twain Falls

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>T.G. Blau</u>	Date <u>5-5-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>PS</u>	Date <u>5-10-83</u>		claimant by:	
\$30.00 fee received by <u>TGB</u>	Date <u>5-5-83</u> # <u>27303</u>			
Published in <u>Minidoka County News</u>				
Dates <u>6/29 + 7/6/83</u>				

AJ0749NP
No. 36-04210

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/20/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF HEYBURN PO BOX 147 HEYBURN ID-83336 (208) 678-8158	07/01/1953	IRRIGATION	04-01 10-31	0.03 CFS	4.00 AFA
TOTAL DIVERSION:					0.03 CFS	4.00 AFA

D CHURCH OF JESUS CHRIST LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELFTH FLOOR
50 E N TEMPLE STREET
SALT LAKE CITY UT 84150
(801) 240-2929

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T10S R23E S15

NWSENW

MINIDOKA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
10S	23E	15	:								.5								1.0	
TOTAL ACRES																			1.0	

POU County: MINIDOKA

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:



State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 20, 1998

City of Heyburn
PO Box 147
Heyburn, Idaho 83338

RE: Snake River Basin Adjudication (SRBA)
Claim No.(s): 36-04210
Change of Ownership Notification

Dear Claimant(s):

We have been notified that you have purchased property with the above referenced Snake River Basin Adjudication claim(s), and our records have been changed, accordingly. **The enclosed copies are for your records**, please review these documents for accuracy in all respects. If you have any questions, please contact me at this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie Hancock'.

Vikie Hancock
S.R.B.A. Records Clerk

ENCLOSURES

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 11 1998

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right No(s).: 36-04210 D
 Adjudication Claim No(s).: ?

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Church of Jesus Christ Latter Day Saints
Real Estate Division, 12th Floor, 50 E. N. Temple
Salt Lake City, Ut 84150

4. New Owner/Claimant(s) City of Heyburn,
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address P.O. Box 147, Heyburn, Id. 83336
 City, State and ZIP Code _____
 New Telephone Number (208) 678-8158

5. Date you acquired the property June 11, 1996

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate 1.14 acres Number and type of stock none
 Diversion rate in CFS 0.03 Number of homes none Other uses U.S. Post Office
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) City of Heyburn,
George M. Froom, Mayor George M. Froom
Ruth Davis, City Clerk/Treasurer Ruth Davis
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-04210

1993 JUN 15 PM 12:06

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

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS
4.0 AFY

PRIORITY DATE: 07/01/1953

POINT OF DIVERSION: T10S R23E S15 NWSNW

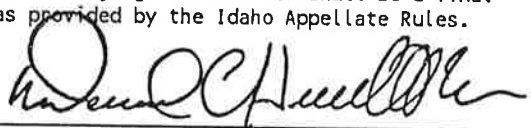
PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
IRRIGATION

PERIOD OF USE
Irrigation Season
QUANTITY
0.03 CFS
4.0 AFY

PLACE OF USE: IRRIGATION Within MINIDOKA County
T10S R23E S15 NENW 0.5 SENW 0.5
1 ACRES TOTAL

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY SAINTS

REAL ESTATE DIVISION
Twelfth Floor East
50 East North Temple Street
Salt Lake City, Utah 84150-0012
Phone: 1-801-240-3840
Facsimile: 1-801-240-2913

February 10, 1998

Reference reply to:

Heyburn 2 Wd Old Mtghse,
504-2240

Writer's Direct Line
(801) 240-4657

Idaho Department of Water Resources
Eastern Region
900 N Skyline, Suite A
Idaho Falls, Idaho 83402-3653

TO WHOM IT MAY CONCERN:

Be advised the Church of Jesus Christ of Latter-day Saints has sold their water right #36-04210. The right with a .75 acre property was sold to the City of Heyburn in June 1996. We have forwarded the recently received Partial Decree to the City.

Thank you for your help in this matter.

Sincerely,

NATURAL RESOURCE SECTION



Alice B Duke
Natural Resource Analyst and Supervisor

ABD

Enclosure

CC: City of Heyburn ✓

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY SAINTS

REAL ESTATE DIVISION
Twelfth Floor East
50 East North Temple Street
Salt Lake City, Utah 84150-0012
Phone: 1-801-240-3840
Facsimile: 1-801-240-2913

February 10, 1998

Reference reply to:

Heyburn 2 Wd Old Mtghse,
504-2240

Writer's Direct Line
(801) 240-657

City of Heyburn
941 18th St, PO Box 147
Heyburn, Idaho 53336

TO WHOM IT MAY CONCERN:

Enclosed is the Partial Decree the State of Idaho has issued for the well located on the subject property which you purchased from the Church in June 1996. The water right is identified as being 36-04210. The state has approved the decree as we requested.

We have this date notified the state that the water right is now owned by Heyburn City.

If we can be of further help, please feel free to contact us.

Sincerely,

NATURAL RESOURCE SECTION



Alice B Duke
Natural Resource Analyst & Supervisor

ABD

Enclosure

CC: Idaho Department of Water Resources

COPY

When recorded, mail to:

Property #504-2240

Terry F. Rudd
Real Estate, 12th floor
50 E. North Temple
Salt Lake City, UT 84150

RECEIVED

MAR 11 1998

Department of Water Resources
Southern Region

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that the HEYBURN FIRST CORPORATION OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Idaho corporation sole, Grantor, of Heyburn, Idaho, for TEN DOLLARS (\$10.00) and other good and valuable consideration in hand paid or delivered, hereby grants, bargains, sells and conveys to CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, Grantee, whose address is 50 E. North Temple, Twelfth Floor, Salt Lake City, Utah, the following Real Property, situate in the County of Minidoka, State of Idaho, to wit:

Lots 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 of Snyder's Subdivision of Block 44 of Heyburn, Minidoka County, Idaho, according to the official plat thereof, now on file in the office of the County Recorder, Minidoka County, Idaho.

In addition to the above described property, Grantor quit claims to Grantee the vacated Alley way running between the above described lots.

Subject to current taxes and assessments, easements, rights-of-way, reservations, conditions, restrictions, and covenants of record or enforceable at law or in equity.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the Grantee, its successors and assigns, in fee simple forever.

IN WITNESS WHEREOF, the said Grantor has hereunto subscribed its name and affixed its corporate seal, by its corporation sole this 8th day of May, 1996.

HEYBURN FIRST CORPORATION OF
THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, an Idaho corporation
sole

By: Loren D. West
Corporation Sole

STATE OF IDAHO)
 :SS
COUNTY OF MINIDOKA)

BE IT REMEMBERED, that on this 8th day of May, 1996, before me the undersigned Notary Public, in and for the County and State aforesaid, personally appeared before me Loren D. West, personally known to me to be the Bishop of the Heyburn First Ward of the Church of Jesus Christ of Latter-Day Saints, and hence the corporation sole of the HEYBURN FIRST CORPORATION OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, an Idaho corporation sole, who acknowledged to me that he signed the foregoing instrument as Corporation Sole for said Corporation, and the said Loren D. West acknowledged to me that the said Corporation executed the same.

Irlene Tanner
Notary Public for Idaho
Term Expires 11-22-99

DALE N. HARRIS, Notary Public

RECORDED AT REQUEST OF
Land Title-Rupert
FILM NO.
'96 JUN 11 16 : 21
MINIDOKA COUNTY, IDAHO
DUANE SMITH, RECORDER
FEE 6 DEPUTY JP

424461

424462

Property #504-2204

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that the **CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS**, a Utah corporation sole, Grantor, for TEN DOLLARS (\$10.00) and other good and valuable consideration in hand paid or delivered, hereby grants, bargains, sells and conveys to **CITY OF HEYBURN**, a municipal corporation, Grantee, whose address is Heyburn, Idaho, the following Real Property situate in the County of Minidoka, State of Idaho, to wit:

Lots 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 of Snyder's Subdivision of Block 44 of Heyburn, Minidoka County, Idaho, according to the official plat thereof, now on file in the office of the County Recorder, Minidoka County, Idaho.

The Grantor specifically reserves and excepts unto itself all minerals, coal, carbons, hydrocarbons, oil, gas, chemical elements and compounds whether in solid, liquid, or gaseous form, and all steam and other forms of thermal energy on, in, or under the above-described land provided that the Grantor does not reserve the right to use the subject property or extract minerals or other substances from the subject property above a depth of 500 feet, nor does the Grantor reserve the right to use the surface of the subject property in connection with the rights reserved herein.

Subject to easements, rights, rights-of-way, reservations, conditions, restrictions, covenants and taxes and assessments of record or enforceable in law or equity.

In addition to the above noted lots, Grantor quit claims to grantee the following described parcel without warranties to wit: The vacated Alley between the above described lots.

TO HAVE AND TO HOLD the said premises, with their appurtenance, unto the grantee, its successors and assigns, in fee simple forever.

LOTS IN

HEYBURN

IDAHO

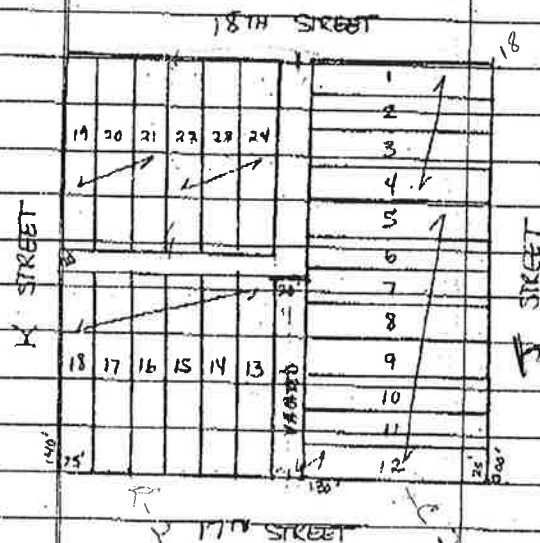
H 2270

Block No. 44

Sub-Division

SNYDE

Tract No.	Tax No.	Lot No.	OWNER	ADDRESS	Auditor's Reception No.	D.
		1	CITY OF HEYBURN		197766	6-4-
	N15'	2	"		"	"
	S10'	2	"		111045	9-7-
		3	"		"	"
		4	"		"	"
		5	HEYBURN LDS CHURCH		119775	2-23-
		6	"		"	"
		7	"		"	"
		8	"		69868	1-26-
		9	"		"	"
		10	"		"	"
		11	"		"	"
		12	"		"	"
		13	"		"	"
		14	"		98122	11-16-9
		15	"		"	"
		16	"		98121	11-16-
		17	"		98123	11-16-
		18	"		98124	11-16-4
		19	FAUSTO + GAIL H PALOMAREZ		98120	11-16-4
		20	"		GC 403032	7-23-
		21	"		"	"
		22	CITY OF HEYBURN		"	"
		23	"		212873	11-4-
		24	"		"	"
			VACATED ALLEY		"	"
					ORD 99	9-16-5



49,800 sq. feet
 Alley 20 x 140 = 2800
 150 x 140 = 21000
 200 x 130 = 26000

CONFIDENTIAL
NO FOREIGN DISSEM

卷之六

700416074
M 3 WEST
M 300
M 300

[illegible]

卷之四

122-7005-4(107)

16TH

2270066000A

H2270066000A

H22700660007

[illegible]

16TH STREET

THE
SECRET

M

STREET

19TH STREET

STREET

18TH STREET

STREET

North

STREET

74

5751.
3653

H227065201A

97-1999-2

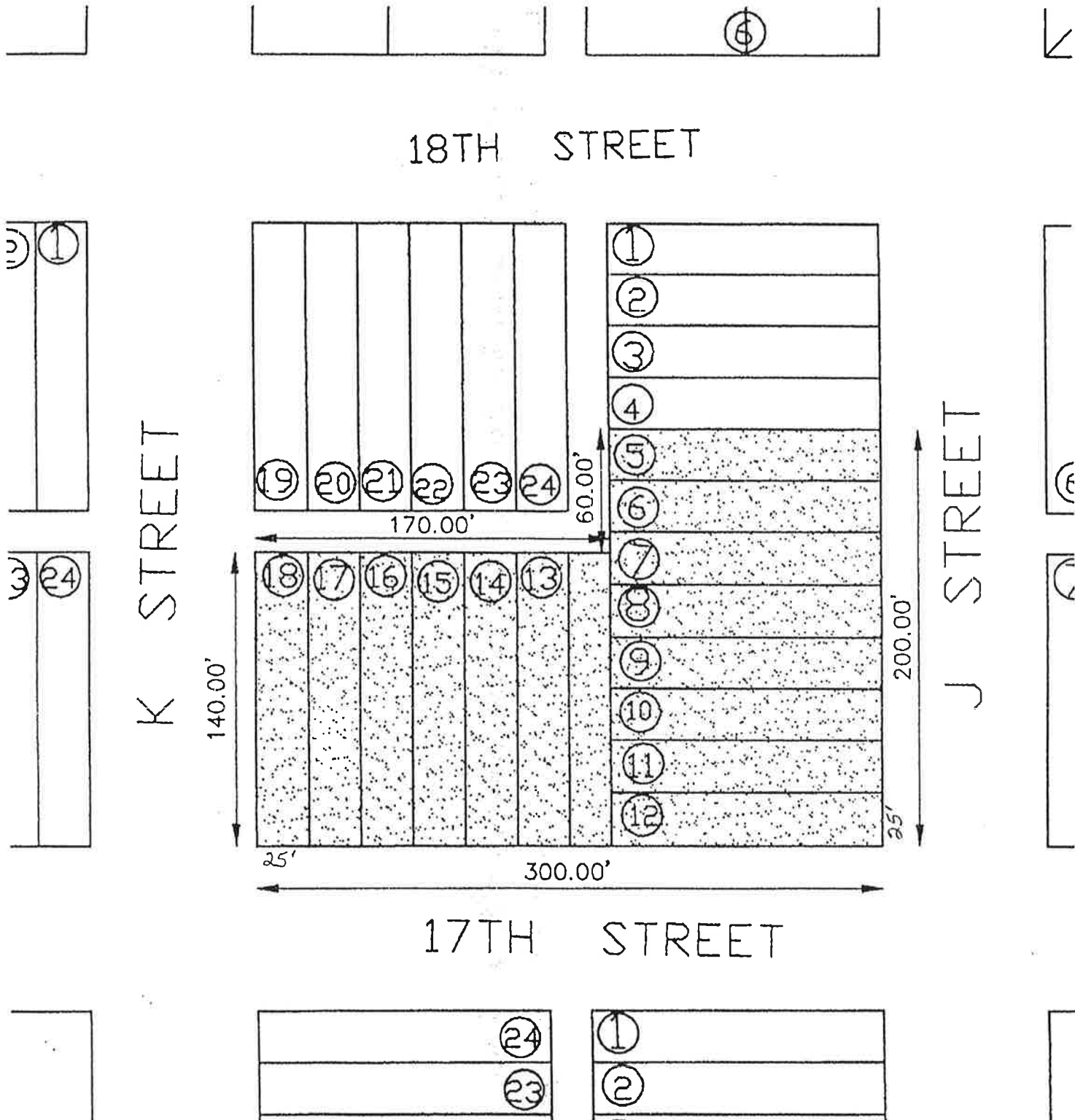
A hand-drawn diagram of a rectangular area. The left vertical side is labeled '25'' and the bottom horizontal side is labeled '300''. The rectangle is drawn with simple lines and has a small cross at the bottom-left corner.

100-2760024

100

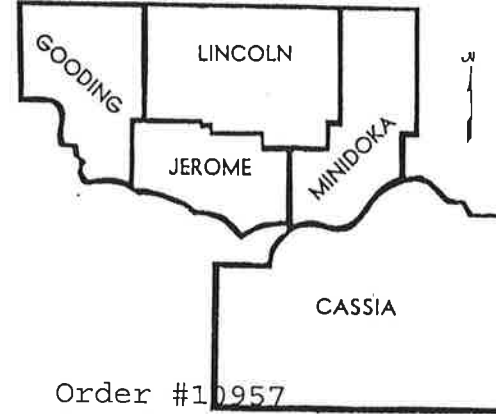
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
---	---	---	---	---	---	---	---	---	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	-----

H&27007100



Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO:
OFFICE:

Order #10957
Rupert

Re: Order #10957 City of Heyburn/
Corporation of the Presiding Bishop of the
Church of Jesus Christ of Latter-Day Saints,
a Utah Corporation sole.

June 14, 1996

CITY OF HEYBURN
P.O. BOX 147
HEYBURN, IDAHO 83336

Enclosed please find the following:

- ☐ Invoice Statement
- ☐ Title Insurance Policy, No.
- ☐ Commitment for Title Insurance
- ☐ Date Down Endorsement
- ☒ Warranty Deed (ORIGINAL WARRANTY DEED)
- ☐ Quit Claim Deed
- ☐ Promissory Note
- ☒ Settlement Statement (COPY WITH CHURCH'S SIGNATURE)
- ☐ Deed of Trust
- ☐ Deed of Reconveyance
- ☐ Mortgage
- ☐ Satisfaction of Mortgage
- ☐ Escrow Instructions
- ☐ Escrow Information
- ☐ Affidavit
- ☒ Other (COPY OF THE CLOSING INSTRUCTIONS WITH CHURCH'S SIGNATURE)

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 834-8477 - FAX 834-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0608 - FAX 436-1199

Very truly yours,
LAND TITLE AND ESCROW, INC.

Julia G. Coffman
JULIA G. COFFMAN
Escrow Officer

We appreciate your business!

A. SETTLEMENT STATEMENT

U.S. DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT

OMB NO. 2502-0265

B. TYPE OF LOAN 1. ☐ FHA 2. ☐ FmHA 3. ☐ Conv. Unif. 4. ☐ VA 5. ☐ Conv. Ins.		G. FILE NUMBER 10957		Y. LOAN NUMBER		B. MORTGAGE INS CASE NUMBER	
C. NOTE: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "EPDC" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.							
D. NAME AND ADDRESS OF BORROWER CITY OF HEYBURN P.O. 147 Heyburn, Id. 83336		E. NAME AND ADDRESS OF SELLER CORPORATION OF THE PRESIDING BISHOP OF THE LDS CHURCH 50 EAST NORTH TEMPLE STREET SALT LAKE CITY, UT. 84150		F. NAME AND ADDRESS OF LENDER			
G. PROPERTY LOCATION 1701 "J" STREET Heyburn, ID 83336 MINIDOKA County, Idaho		H. SETTLEMENT AGENT LAND TITLE AND ESCROW, INC. 820229956 PLACE OF SETTLEMENT 906 SOUTH ONEIDA RUPERT, ID 83350		I. SETTLEMENT DATE June 10, 1996			
J. SUMMARY OF BORROWER'S TRANSACTION				K. SUMMARY OF SELLER'S TRANSACTION			
100. GROSS AMOUNT DUE FROM BORROWER				400. GROSS AMOUNT DUE TO SELLER			
101. Contract Sales Price				401. Contract Sales Price			
102. Personal Property				402. Personal Property			
103. Settlement Charges to Borrower Line 1400				403. Settlement Charges to Seller Line 1400			
104.				404.			
105.				405.			
Adjustments for items paid by Seller in advance				Adjustments for items paid by Seller in advance			
106. City/town taxes to				406. City/town taxes to			
107. County taxes to				407. County taxes to			
108. Assessments to				408. Assessments to			
109.				409.			
110.				410.			
111.				411.			
112.				412.			
120. GROSS AMOUNT DUE FROM BORROWER				420. GROSS AMOUNT DUE TO SELLER			
40,102.00				40,000.00			
200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER				500. REDUCTIONS IN AMOUNT DUE TO SELLER			
201. Deposit or earnest money				501. Excess Deposit (see instructions)			
202. Principal Amount of New Loan(s)				502. Settlement Charges to Seller Line 1400			
203. Existing Loan(s) Taken Subject to				503. Existing Loans taken subject to			
204. DEPOSIT WITH LENDER				504. Payoff of first mortgage loan			
205.				505. Payoff of second mortgage loan			
206.				506.			
207.				507. (Deposit disbursed as proceeds)			
208.				508.			
209.				509.			
Adjustments for items unpaid by Seller				Adjustments for items unpaid by Seller			
210. City/town taxes to				510. City/town taxes to			
211. County taxes 01-01-96 to 06-11-96				511. County taxes 01-01-96 to 06-11-96			
212. Assessments to				512. Assessments to			
213.				513.			
214.				514.			
215.				515.			
216.				516.			
217.				517.			
218.				518.			
219.				519.			
220. TOTAL PAID BY/FOR BORROWER				520. TOTAL REDUCTION AMOUNT DUE SELLER			
40,026.56				626.56			
300. CASH AT SETTLEMENT FROM/TO BORROWER				600. CASH AT SETTLEMENT TO/FROM SELLER			
301. Gross Amt Due from Borrower (line 120)				601. Gross Amount Due to Seller (line 420)			
40,102.00				40,000.00			
302. Less Amt Paid by/for Borrower (line 220)				602. Less Reductions Due Seller (line 520)			
40,026.56				626.56			
303. CASH (X) FROM () TO BORROWER				603. CASH (X) TO () FROM SELLER			
75.44				39,573.44			

The undersigned hereby acknowledge receipt of a completed copy of pages 1&2 of this statement & any attachments referred to herein. I HAVE CAREFULLY REVIEWED THE HUD-1 SETTLEMENT STATEMENT AND TO THE BEST OF MY KNOWLEDGE AND BELIEF, IT IS A TRUE AND ACCURATE STATEMENT OF ALL RECEIPTS AND DISBURSEMENTS MADE ON MY ACCOUNT OR BY ME IN THIS TRANSACTION. I FURTHER CERTIFY THAT I HAVE RECEIVED A COPY OF THE HUD-1 SETTLEMENT STATEMENT.

BORROWER CITY OF HEYBURN

BY:

BORROWER GLEN J. LOVELAND, MAYOR

BORROWER BY:

RUTH C. DAVIS, CLERK/TREAS.

SELLER CORPORATION OF THE PRESIDING BISHOP
OF THE CHURCH OF JESUS CHRIST OF

SELLER OF LATTER DAY SAINTS, Utah corp. sole

BY: Terry E. Rudo

SELLER TERRY E. RUDO /CLOSING OFFICER

TO THE BEST OF MY KNOWLEDGE, THE HUD-1 SETTLEMENT STATEMENT WHICH I HAVE PREPARED IS A TRUE AND ACCURATE ACCOUNT OF THE FUNDS WHICH WERE RECEIVED AND HAVE BEEN OR WILL BE DISBURSED BY THE UNDERSIGNED AS PART OF THE SETTLEMENT OF THIS TRANSACTION.

LAND TITLE AND ESCROW, INC.

WARNING: IT IS A CRIME TO KNOWINGLY MAKE FALSE STATEMENTS TO THE UNITED STATES ON THIS OR ANY SIMILAR FORM. PENALTIES UPON CONVICTION CAN INCLUDE A FINE AND IMPRISONMENT. FOR DETAILS SEE: TITLE 18 U.S. CODE SECTION 1001 & SECTION 1010.

L. SETTLEMENT CHARGES				PAID FROM BORROWER'S FUNDS AT SETTLEMENT	PAID FROM SELLER'S FUNDS AT SETTLEMENT
700. Total Sales/Brokers Commissions Based on Price \$					
Division of Commission (line 700) as follows:					
701. \$	to				
702. \$	to				
703. Commission Paid at Settlement					
704.					
800. ITEMS PAYABLE IN CONNECTION WITH LOAN					
801. Loan Origination Fee	1.0000 %	to			
802. Loan Discount	%	to			
803. Appraisal Fee		to			
804. Credit Report		to			
805. Lender's Inspection Fee		to			
806. Mortgage Ins. App. Fee		to			
807. Assumption Fee		to			
808. Document Preparation fee					
809. Tax Service Fee					
810.					
811.					
900. ITEMS REQUIRED BY LENDER TO BE PAID IN ADVANCE					
901. Interest from	to	\$	/day(days %)		
902. Mortgage Insurance Premium for	months to				
903. Hazard Insurance Premium for	1 years to				
904.					
905.					
1000. RESERVES DEPOSITED WITH LENDER					
1001. Hazard Insurance	months @ \$		per month		
1002. Mortgage Insurance	months @ \$		per month		
1003. City/Town Taxes	months @ \$		per month		
1004. County Taxes	months @ \$		per month		
1005. Assessments	months @ \$		per month		
1006.	months @ \$		per month		
1007.	months @ \$		per month		
1008.	months @ \$		per month		
1100. TITLE CHARGES					
1101. Settlement or Closing Fee	to LAND TITLE AND ESCROW, INC.				
1102. Abstract or Title Search	to			75.00	75.00
1103. Title Examination	to				
1104. Title Insurance Binder	to				
1105. Document Preparation	to				
1106. Notary Fees	to				
1107. Attorney's Fees	to				
(Includes above item numbers:)					
1108. Title Insurance	to LAND TITLE AND ESCROW, INC.				325.00
(Includes above item numbers:)					
1109. Lender's Coverage \$					
1110. Owner's Coverage \$	40,000.00				
1111. ESCROW SETUP FEE	LAND TITLE AND ESCROW, INC.				
1112.					
1113.					
1200. GOVERNMENT RECORDING AND TRANSFER CHARGES					
1201. Recording Fees: Deed \$	12.00 ;Mortgage \$			12.00	
1202. City/County Tax/Stamp:	Deed \$;Mortgage \$				
1203. State Tax/Stamp:	Deed \$;Mortgage \$				
1204. WIRE FEES	to LAND TITLE AND ESCROW, INC.			15.00	
1205.					
1300. ADDITIONAL SETTLEMENT CHARGES					
1301. Survey	to				
1302. Pest Inspection	to				
1303. WELL AND SEPTIC INSPECTION					
1304. TAXES & ASSESSMENTS FOR 1995					
1305.					
1400. TOTAL SETTLEMENT CHARGES (Enter On Lines 103, Section J and 502, Section K)					
				102.00	400.00

By signing page 1 of this statement, the signatories acknowledge receipt of a completed copy of page 2 of this 2 page statement.

(3/10937)
certified to be a true copy

Julia P. Chapman
LAND TITLE AND ESCROW, INC.
Settlement Agent

CLOSING INSTRUCTIONS TO LAND TITLE AND ESCROW, INC.

Closing No. 10957

Date: June 10, 1996

We, the undersigned, hereby instruct LAND TITLE AND ESCROW, INC., hereinafter referred to as "Closing Agent", when in receipt of all documents and monies as set out herein, to close this transaction according to the following instructions and information: The parties have entered into an Agreement for the purchase and sale of subject property entitled **EARNEST MONEY RECEIPT AND OFFER TO SELL** and dated **MARCH 28, 1996**, hereinafter referred to as the Agreement. The closing agent is hereby instructed to close the transaction in accordance with the terms of the Agreement as well as these instructions. **HOWEVER**, in the event the terms of the Agreement and the terms of these Instructions shall conflict, the terms of these instructions shall control.

PROPERTY: 1701 "J" STREET, Heyburn, ID

BUYER: CITY OF HEYBURN and , a Municipal Corporation

SELLER: CORPORATION OF THE PRESIDING and BISHOP OF THE LDS CHURCH,

TERMS: Sale Price \$ 40,000.00

Payable as follows:

Earnest Money Deposit:	\$ 40,000.00	held by
Assumption of	\$	
approximate balance owing		
after the SNA payment		
New Loan	\$	from
Purchase Money Deed of Trust	\$	from NA
Cash Required at Closing	\$75.44	

(All assumption balances set out above shall be adjusted if necessary to the actual balances upon written verification from lender. If this transaction involves a new loan, these instructions must conform with the instructions from said lender.)

PRORATION DATE: June 10, 1996 CLOSING DATE: June 10, 1996 The closing agent is instructed to prorate all items to be prorated as of the proration date with the Seller being responsible for all such items up to but not including the date of proration and the Buyer being responsible for such items from and including the date of proration.

The property taxes for 1996 shall be prorated on the basis of 1995 tax assessed in the amount of \$60.00. The parties hereto acknowledge that there may be a difference between the amount of taxes prorated and the actual tax assessment ultimately levied. The parties further acknowledge that under Idaho Code Sections 63-403, 63-2203, and Title 63, Chapter 39 "New and Additional Assessments", "Adjustments of Taxes by the Board of Commissioners", and "Tax on Newly Constructed and Occupied Residential and Commercial Structures", additional taxes may be levied. The parties hereto agree to hold the closing agent harmless for any proration difference or additional taxes and agree to promptly adjust any such difference between themselves. The closing agent shall not prorate any utility charges, unless specifically instructed to do so.

COSTS: The following items shall be paid by BUYER (B), SELLER (S), DIVIDED BETWEEN BUYER AND SELLER EVENLY UNLESS OTHERWISE STATED (D), or PAID OUTSIDE CLOSING (POC).

NA Attorney's Fees	O Title Insurance, Owners Policy
D Closing Fee	NA Title Insurance, Loan Policy
NA Assumption Fee	NA Initial Escrow Fee
NA Escrow Collection Fee	

NA Real Estate Commission % (\$) to
NA Real Estate Commission % (\$) to

TITLE INSURANCE: Insurer FIRST AMERICAN TITLE INSURANCE COMPANY Order No. 10957
\$ (X) Standard (NA) Extended coverage owners policy Amt. \$40,000.00
NA (NA) Standard (NA) Extended coverage loan policy Amt. \$

HAZARD INSURANCE:

☐ Assume Existing ☒ Obtain New ☐ None Required

JUN- 6-96 THU 14:49

15.11 LDS REAL ESTATE & ACQU

FAX NO. 8012402913

P. 05

LAND TITLE & ESCROW, RUPERT - 8012402

NO. 912

005

ADDITIONAL INSTRUCTIONS:

BUYER: CITY OF HEYBURN, a municipal corporation

LAND TITLE AND ESCROW, INC.

BY: GLEN LOVELAND - MAYOR

BY: JULIA G. COFFMAN

BY: RUTH C. DAVIS, CLERK/TREAS.

SELLER: CORPORATION OF THE PRESIDING BISHOP OF THE
CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS,
a Utah corporation sole

BY: Terry F. Rudd
TERRY F. RUDD

**INFORMATION FOR REAL ESTATE 1099-S REPORT FILING
AND DESIGNATION AGREEMENT**

File Number 10957

Section 6045 of the Internal Revenue Code of 1986 requires the reporting of certain information concerning real estate transactions. From the information you provide below, a Form 1099-S will be produced and a copy of it will be furnished to the Internal Revenue Service and to you no later than January 31st of the year following the closing of this transaction.

Buyer(s) Complete Names:

Taxpayer Identification Number:

CITY OF HEYBURN

Seller(s) Complete Names:

Taxpayer Identification Number:

CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST
OF LATTER-DAY SAINTS, a Utah corporation sole

87-0234341

Seller(s) Mailing Address (as of January 31st of the next year):

Street: 50 EAST NORTH TEMPLE

City: SALT LAKE CITY

State: UTAH

Zip Code: 84150

Transaction Information: Closing Date: June 10, 1996
Contract Sales Price: \$40,000.00

Description of Property: 1701 "J" STREET, Heyburn, ID
Exchange: NO

Was the subject property the seller's principle residence?
(☐ Yes ☒ No)

This agreement designates the party responsible for filing the information return form 1099-S required by the Internal Revenue Code of 1986 with regard to the referenced real estate transaction. By accepting the responsibility of closing the real estate transaction, Land Title & Escrow, Inc., functions as the Real Estate Broker (as "Real Estate Broker" defined in Section 6045 (e) of the Internal Revenue Code of 1986 and Regulations thereunder) and will report the transaction as required by law and produce a Form 1099-S and provide copies thereof to Seller(s) and the Internal Revenue Service no later than January 31st of the year following the closing of this transaction.

This agreement is dated June 10, 1996.

Under penalties of perjury, I, the above named seller, certify that the Taxpayer Identification Number designated as mine is correct and that the other information is correct to the best of my understanding and I understand that it will appear on a Form 1099-S that will be sent to me and to the Internal Revenue Service. I further agree to the Designation Agreement.

CORPORATION OF THE PRESIDING BISHOP OF THE
CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS,
a Utah corporation

BY: Terry F. Rudd
TERRY F. RUDD
CLOSING OFFICER



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

March 2, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CITY OF HEYBURN
PO BOX 147
HEYBURN ID 83336

RE: Decreed Water Right 36-04210

Dear City of Heyburn:

We have been notified that you presently own the property in which the above referenced water right is appurtenant. In order to change the ownership listed on the water right to the City of Heyburn, it will necessary for someone there to complete a Notice of Change of Water Right Ownerhsip form.

I have enclosed a NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Please complete it per the instructions on the back of the form, attach the required information and return them to me in the enclosed self-addressed envelope. I will then make the changes in our computer records and forward copies back to you.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf
Enclosures

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY SAINTS

REAL ESTATE DIVISION

Twelfth Floor East
50 East North Temple Street
Salt Lake City, Utah 84150-0012
Phone: 1-801-240-3840
Facsimile: 1-801-240-2913

February 10, 1998

RECEIVED

FEB 12 1998

Department of Water Resource
Southern Region

Reference reply to:

Heyburn 2 Wd Old Mtghse,
504-2240

Writer's Direct Line
(801) 240-4657

Idaho Department of Water Resources
Eastern Region
900 N Skyline, Suite A
Idaho Falls, Idaho 83402-3653

TO WHOM IT MAY CONCERN:

Be advised the Church of Jesus Christ of Latter-day Saints has sold their water right #36-04210. The right with a .75 acre property was sold to the City of Heyburn in June 1996. We have forwarded the recently received Partial Decree to the City.

Thank you for your help in this matter.

Sincerely,

NATURAL RESOURCE SECTION

Alice B Duke

Alice B Duke
Natural Resource Analyst and Supervisor

ABD

Enclosure

CC: City of Heyburn

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY SAINTS

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50 East North Temple Street
Salt Lake City, Utah 84150-0012
Phone: 1-801-240-3840
Facsimile: 1-801-240-2913

FEB 12 1998

Department of Water Resources
Boulder, Colorado

Reference reply to:

Heyburn 2 Wd Old Mtghse,
504-2240

Writer's Direct Line
(801) 240-657

February 10, 1998

City of Heyburn
941 18th St, PO Box 147
Heyburn, Idaho 53336

TO WHOM IT MAY CONCERN:

Enclosed is the Partial Decree the State of Idaho has issued for the well located on the subject property which you purchased from the Church in June 1996. The water right is identified as being 36-04210. The state has approved the decree as we requested.

We have this date notified the state that the water right is now owned by Heyburn City.

If we can be of further help, please feel free to contact us.

Sincerely,

NATURAL RESOURCE SECTION



Alice B Duke
Natural Resource Analyst & Supervisor

ABD

Enclosure

CC: Idaho Department of Water Resources ✓

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

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 36-04210

1998 JUN 15 PM 12:06

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

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS
4.0 AFY

PRIORITY DATE: 07/01/1953

POINT OF DIVERSION: T10S R23E S15 NWSNW

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
IRRIGATION

PERIOD OF USE
Irrigation Season

QUANTITY
0.03 CFS
4.0 AFY

PLACE OF USE: IRRIGATION Within MINIDOKA County
T10S R23E S15 NENW 0.5 SENW 0.5
1 ACRES TOTAL

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RECEIVED

FEB 12 1998

Department of Water Resources
Southern Basin

504-2240
Sold to Heyburn
941 18th St PO Box 147
Heyburn 83336 City
71 June 1996
Within MINIDOKA County

COPY

Property #504-2204

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that the **CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS**, a Utah corporation sole, Grantor, for TEN DOLLARS (\$10.00) and other good and valuable consideration in hand paid or delivered, hereby grants, bargains, sells and conveys to **CITY OF HEYBURN**, a municipal corporation, Grantee, whose address is Heyburn, Idaho, the following Real Property situate in the County of Minidoka, State of Idaho, to wit:

Lots 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 of Snyder's Subdivision of Block 44 of Heyburn, Minidoka County, Idaho, according to the official plat thereof, now on file in the office of the County Recorder, Minidoka County, Idaho.

The Grantor specifically reserves and excepts unto itself all minerals, coal, carbons, hydrocarbons, oil, gas, chemical elements and compounds whether in solid, liquid, or gaseous form, and all steam and other forms of thermal energy on, in, or under the above-described land provided that the Grantor does not reserve the right to use the subject property or extract minerals or other substances from the subject property above a depth of 500 feet, nor does the Grantor reserve the right to use the surface of the subject property in connection with the rights reserved herein.

Subject to easements, rights, rights-of-way, reservations, conditions, restrictions, covenants and taxes and assessments of record or enforceable in law or equity.

In addition to the above noted lots, Grantor quit claims to grantee the following described parcel without warranties to wit: The vacated Alley between the above described lots.

TO HAVE AND TO HOLD the said premises, with their appurtenance, unto the grantee, its successors and assigns, in fee simple forever.

IN WITNESS WHEREOF, the grantor has caused its corporate name to be hereunto subscribed

Water Right Number - 36-04210

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

CHURCH OF JESUS CHRIST LATTER DAY SAINTS

1 - REAL ESTATE DIVISION
2 - TWELFTH FLOOR
3 - 50 E N TEMPLE STREET
City- SALT LAKE CITY State- UT Zip- 84150
Phone - 801-240-2929

*** K - ALSO KNOWN AS ***

LDS

1 -
2 -
3 -
City- SLC State- UT Zip- 84150
Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

CHURCH OF JESUS CHRIST LATTER DAY SAINTS

1 - C/O JOHN A STEVENSON
2 - RT 5 BOX 139
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
07/01/1953 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name
10S	23E	15	NW SE NW			(67) MINIDOKA		

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.030	4.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.030 4.00 3.0

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
10S	23E	15	NE NW		0.5	01	IRRIGATION	(67) MINIDOKA
10S	23E	15	SE NW		0.5	01	IRRIGATION	(67) MINIDOKA

Total Acres: 1.0

+ - - Diversion Means - WELL, 3 HP PUMP, SPRINKLER SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

updated 97
12-9
K K C

Water right number - 36-04210

Prefix Translation: WATER RIGHT

+ - - - - Remarks - - - - -
No Remarks found.

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

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

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 12/30/91 KEEN 07/10/92 CWU-PROD 07/18/92 POST-STD 08/28/92 PR-PRODM 11/02/92 CPSHAW
12/05/92 ADT-SHAW 03/29/95 POST-STD

+ - - Certified Numbers & Date Mailed - 650525 08/24/92

+ - - - - Comments - - - - -
Date: 12/30/1991 User Id: KEEN Subject: CLAIM REVIEWER
FIELD INVESTIGATION, RECOMMENDATIONS, AND DATA ENTRY BY S.W. KEEN
Date: 12/30/1991 User Id: KEEN Subject: COPIED FROM REMARKS
HEYBURN WARDS 1, 2, AND 3

+ - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 11/02/1992	Field Inspection Made	- 11/26/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 12/30/1991	Old Judicial District	-
Claim Received Date	- 06/08/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- C007315	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- OR	Notice of Error Flag	-

GEOGRAPHIC INFO SYSTEM " 56

P/U CONFLICT yes () no (☒)
P/D CONFLICT yes () no (☒)
SENT FOR DECREE yes (☒) no ()

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED
FEB 01 1993

Verified by S.W. Keen
12/31/91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:01:09
12/21/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-04210

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			SW Keen 12-30-91	Yes	6	SW Keen 12-30-91	SW Keen 12-30-91	SW Keen 12/30/91
POINT OF DIV	Y			Yes	5			
SOURCE		No		5				
PLACE OF USE	Y	No		5, 4				
DIV. AMOUNT CFS/VOLUME		Yes		6, 5				
CONSUMPTIVE USE	-	Yes		6				
PURPOSES		No		5				
PERIOD OF USE		No		6, 5				
BASIS OF CLAIM		No		6				
REMARKS	Y		Yes	6				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

RECORDED
FEB 01 1993

Flag = None
Cond. Code = None
Remarks = None

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:01:09
12/21/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-04210

LAST: CHURCH OF JESUS CHRIST LATTER DAY SAINTS FIRST:
ADDRESS: C/O JOHN A. STEVENSON
RT. 5 BOX 139
CITY: RUPERT STATE: ID ZIP: 83350
PHONE NUMBER: 208-000-0000
OWNER CODE: O

LAST: CHURCH OF JESUS CHRIST LATTER DAY SAINTS FIRST:
ADDRESS: REAL ESTATE DIVISION
TWELFTH FLOOR
50 E. N. TEMPLE STREET
CITY: SALT LAKE CITY STATE: UT ZIP: 84150
PHONE NUMBER: 801-240-2929
OWNER CODE: C

LAST: LDS FIRST:
ADDRESS:
CITY: SLC STATE: UT ZIP: 84150
PHONE NUMBER: 208-000-0000
OWNER CODE: K

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: HEYBURN WARDS 1, 2, AND 3

} Copy to COMMENTS field in database

MICROFILMED
FEB 01 1993

CONTACT PERSON: Mr. Arvin Hansen

PHONE NUMBER: (208) 436-5636

DATE OF FIELD EXAM: 11/26/91

APPOINTMENT MADE: Y(☒) N(☐)

TIME: 2:00 A(☐) P(☒)

ACCOMPANIED BY: See below

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Randy Brodshaw
Michael Brigham
Michael Cannon

Stake Pres.

Foreman Custod.
Mechanical Man

MICROFILMED
FEB 01 1993

A. AJ CLAIM: # A36-04210 PRIORITY DATE: 07-01-1952 STAGE: S

B. WR RECORD: # 36-04210 PRIORITY DATE: 07-01-1952 STAGE: S

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE

N

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS: At the field exam I told Mr. Bradshaw that I need some priority date evidence right away. He indicated that he would comply.

* Two affidavits submitted 12/27/91 support July, 1953.

=====

RECOMMENDED PRIORITY DATE: 7-1-1953
~~07-01-1952~~

REVIEWED BY S.W. Keen

DATE 12/30/91

=====

MICROFILMED
FEB 01 1993

IN THE MATTER OF:

AFFIDAVIT

RECEIVED
DEC 27 1991

Department of Water Resources

State of Idaho Minidoka
County of _____

HAROLD HURST

being first duly sworn, deposes and says:

TO THE BEST OF MY KNOWLEDGE THE DOMESTIC WELL LOCATED ON THE
L.D.S. CHURCH PROPERTY IN HEYBURN, IDAHO WAS DEVELOPED AND
USED AT THIS SITE IN JULY OF 1953.

Harold H. Hurst
(Signature)

Subscribed and sworn to before me this 11th day of December, 19 91.

Robert H. Hase
(Notary Public)

Residing at Rupert, Idaho 83350
My Commission Expires 1-5-1994

MICROFILMED
FEB 01 1993

IN THE MATTER OF:

RECEIVED
DEC 27 1991

AFFIDAVIT

Department of Water Resources

State of Idaho

County of

Minidoka

ERNEST HANDY

being first duly sworn, deposes and says:

TO THE BEST OF MY KNOWLEDGE THE DOMESTIC WELL LOCATED ON THE
L.D.S. CHURCH PROPERTY IN HEYBURN, IDAHO WAS DEVELOPED AND
USED AT THIS SITE IN JULY OF 1953.

(Signature)

Subscribed and sworn to before me this 11th day of December, 19 91.

(Notary Public)

Residing at Rupert, Idaho 83350

My Commission Expires January 5, 1994

MICROFILMED

FEB 01 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-04210	10S	23E	15	SW	NE	NW		MINIDOKA

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A36-11615
A36-12911

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-04210	10S	23E	15		NE	NW		MINIDOKA

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

NONE

NONE

A36-11614
A36-13194
A36-11729
A36-13120
A36-13121
A36-11615
A36-12911
A36-12933

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE
DUE TO SOURCE DISCREPANCY?	(Y/N)	

Y

N

FIELD EXAMINER
S. K. K.

MICROFILMED
FEB 01 1993

REMARKS:

MICROFILMED
FFR 01 1993

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>10 S</u>	<u>23 E</u>	<u>15</u>	<u>NW</u>	<u>SE</u>	<u>NW</u>	<u>---</u>	<u>Minidoka</u>
<u>---</u>	<u>---</u>	<u>---</u>	<u>---</u>	<u>---</u>	<u>---</u>	<u>---</u>	<u>---</u>

See map in this file.

SOURCE: GROUNDWATER

TRIB:

No lots.

REVIEWED BY: S.W. Keen DATE: 12/4/91

=====

A. ROOT WATER RIGHT NUMBERS: A36-04210

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	23E	15	NE	NW		CHURCH OF JESUS CHRIST LATTER	A36-04210 / 0.5	36-04210 / 1.0	37.0	0.30	0.5
						COLE , FAYE B.	A36-11614 /	- /			
						BROWN , MICHAEL D.	A36-11729 /	- /			
						VAN LEUVEN , BOYD E.	A36-12933 /	- /			
						DESPAIN , ROBERT L	A36-13120 /	- /			
						DESPAIN , ROBERT L	A36-13121 /	- /			
						HANDY , DOROTHY	A36-13194 /	- /			
						LARGE CLAIM	A01-10187Z2/40.0	- /			
						MC CLINTOCK , DEL	A36-11615 /	- /			
10S	23E	15	SE	NW		CHURCH OF JESUS CHRIST LATTER	A36-04210 / 0.5	36-04210 / 1.0	27.0	0.45	0.5
						LARGE CLAIM	A01-10187Z2/20.0	- /			
						CHEVRON CHEMICAL CO.		36-08436 /			
TOTAL ACRES							A36-04210	1.00	2.00	64.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(✓)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
S.W. Keen

PRESUMPTION FLAG:

REMARKS:

Field exam acreage written above was determined using planimeter on the enclosed ASCS photo. Property irrigated is about .75 acres, but I'm not willing to split hairs. Give the claimant 1.0 acres as claimed.

RECOMMENDATIONS:

TOTAL ACRES: 1.0

REVIEWED BY: S.W. Keen

DATE: 12/4/91

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FEB 01 1993

Sec 15 T 10S R 23E

Scale = $\frac{1}{8310}$

LDS

G-15

NOT TO SCALE

400S

2
28.2

2
4.7

10 11
15 14

A36-04210
Scale $\approx \frac{1}{8310}$



T756
555

+

HEL

T757
556

T759
559

HEL

T758
557

Trailer Hel

T760
561

HEL

500S

1
64.0

15 14
22 23

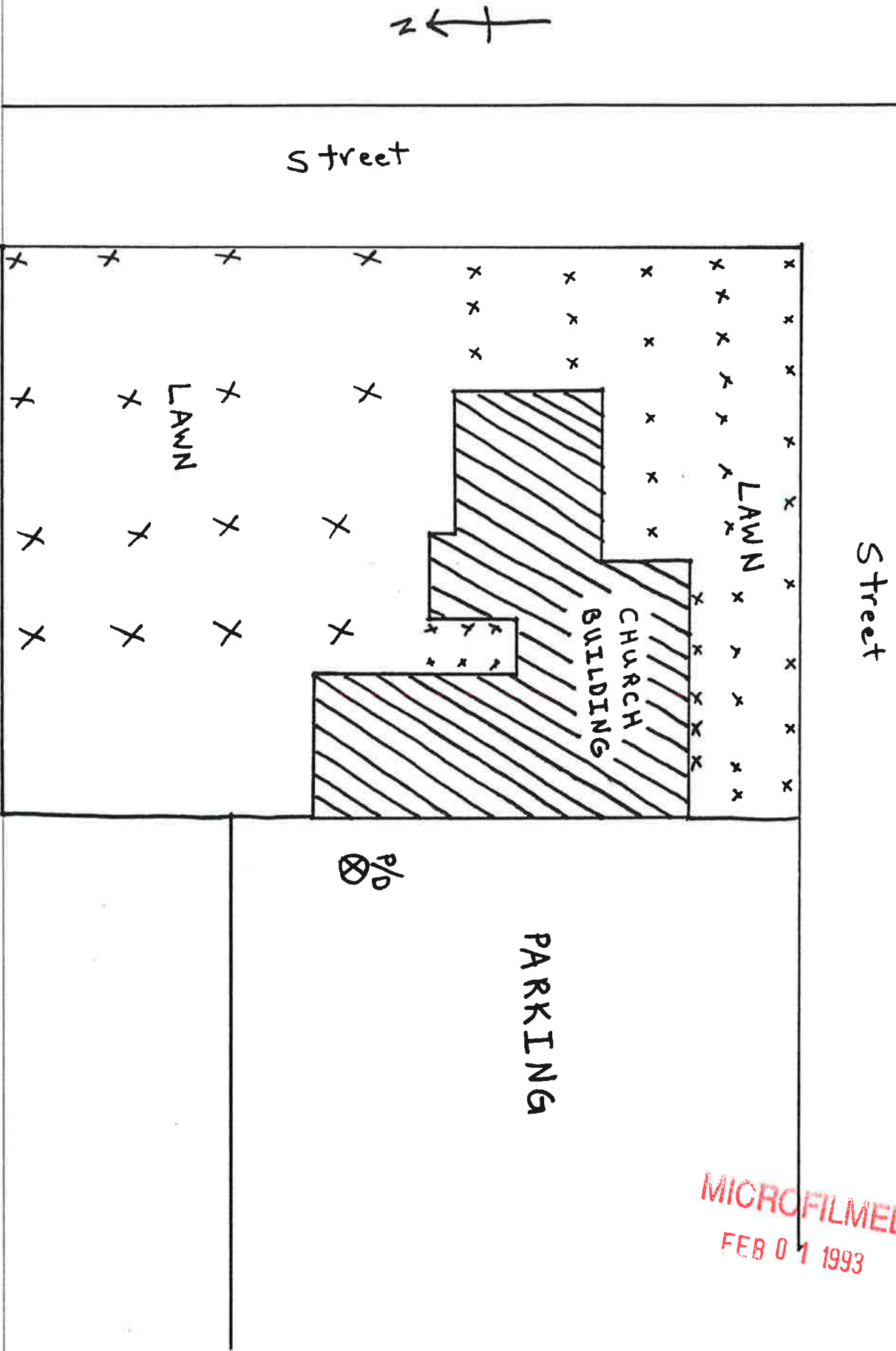
POOR ORIGINAL

MICROFILMED
FEB 01 1993

A36-04210

Not to Scale

X = Rainbird $\frac{5}{32}$ " Nozzle * = Pop-up Sprinkler



SW Keen
12/5/11

MICROFILMED
FEB 01 1993

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-04210 IRRIGATION	FROM 03-15 TO 11-15	.070 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.070 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-04210 IRRIGATION	FROM 03-15 TO 11-15	.070 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.070 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	SW Kean
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	S
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	S

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) N(☐) Explain in remarks, below.

REMARKS:

Season claimed = standard season

MICROFILMED
FEB 01 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.070 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.070 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y Shi Kean

MICROFILMED
FEB 01 1993

B.

FLOW MEASUREMENT

MEASUREMENT METHOD Theoretical, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N(✓) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

No overlap. Verified by field exam.

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-04210	GROUNDWATER	CHURCH OF JESUS CHRIST LATTER	0.070	0.070		
<u>A01-10187Z2</u>	LARGE CLAIM	LARGE CLAIM	1070.120	0.114		

Minidoka
Irrigation
District

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-11614	DOMESTIC	COLE, FAYE B.	FROM 01-01 TO 12-31	.040 CFS	
A36-11729	DOMESTIC	BROWN, MICHAEL D.	FROM 01-01 TO 12-31	.040 CFS	
A36-12933	DOMESTIC	VAN LEUVEN, BOYD E.	FROM 01-01 TO 12-31	.040 CFS	
A36-12933	STOCKWATER	VAN LEUVEN, BOYD E.	FROM 01-01 TO 12-31	.020 CFS	
A36-13120	DOMESTIC	DESPAIN, ROBERT L	FROM 01-01 TO 12-31	.040 CFS	
A36-13121	DOMESTIC	DESPAIN, ROBERT L	FROM 04-01 TO 10-01	.040 CFS	
A36-13194	DOMESTIC	HANDY, DOROTHY	FROM 06-01 TO 08-31	.040 CFS	
A36-11615	DOMESTIC	MC CLINTOCK, DEL	FROM 01-01 TO 12-31	.040 CFS	

CLAIM NUMBER A36-04210

SUPPLEMENTAL DESCRIPTION OF SYSTEM

METHOD OF DIVERSION:
(Include if applicable: pump type, depth of well and casing diameter, dam height, collection box dimensions, etc.)

2" Sandpoint well located in a manhole 4 ft. below the parking lot level. Standing water level estimated to be 17 ft. Pump + motor = close-coupled, end-suction unit; 2 horsepower.

DESCRIBE CONTROL WORKS AND MEASURING DEVICES:
(Include if applicable: size of control valve(s) and/or headgate(s), meters, weirs, flumes, etc.)

DESCRIBE DISTRIBUTION SYSTEM:
(Include if applicable: dimensions of distribution ditch(es) and/or pipeline(s), relift pump(s), number and type of sprinklers, operating pressure, etc.)

Underground lines to sprinklers.

Sprinklers - approximately 50 pop-up rainbird sprinklers and 16 Rainbird 25s with $\frac{5}{8}$ " nozzles. Claimant says he can operate about 10 pop-ups or 4 Rainbird 25s at 40 psi.

IF THE SYSTEM INCLUDES ONE OR MORE PUMPS, RECORD THE FOLLOWING INFORMATION:

DIVERSION ID NO. (SEE MAP)	MOTOR MAKE	HP	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	DISCHARGE PIPE SIZE
#1	General Electric	2	SKC39QN10048X	F.E. Myers Co.	672 85	2"

MICROFILMED
FEB 01 1993

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

THEORETICAL RATE OF FLOW: $Q = \frac{8.8 \times \text{HP} \times \text{EFF}}{\text{TDH}}$ $Q = \text{cfs}$

TDH

HP = total brake horsepower of pumping plant including booster

EFF = pumping plant efficiency (assume 70% or 0.70)

TDH = total dynamic head in feet = LIFT + (PSI X 2.31)

LIFT = vertical distance in feet from pumping water level to point at which discharge pressure is measured

PSI = discharge pressure measured in psi near pump (if open discharge assume PSI = 0)

$$Q = \frac{8.8 \times (2 \text{ hp}) \times 0.70}{(20 \text{ ft.}) + [(40 \text{ psi}) \times 2.31]} = 0.11 \text{ cfs}$$

LIFT: measurement () owner (☒) estimate (☒) well logs ()PSI: measurement () owner (☒) estimate () owner's gauge ()

OR $4 \times \left(\frac{5}{32} \text{ Rainbirds at } 4.61 \text{ gpm each}\right) = 18.44 \text{ gpm} \times .00223 = .04 \text{ cfs}$

ANNUAL VOLUME ANALYSIS

POTENTIAL VOLUME = acre-feet/annum = AFA = DAYS X 1.98 X Q

DAYS = number of days in irrigation season from chart for area

3/1 to 12/1	=	276 days
3/15 to 11/15	=	246 days
4/1 to 11/1	=	215 days
4/15 to 10/15	=	184 days

$$\text{POTENTIAL VOLUME} = (246 \text{ days}) \times 1.98 \times (0.11 \text{ cfs}) = 53.58 \text{ AFA}$$

OR $\text{REQUIRED VOLUME} = (246 \text{ days}) \times 1.98 \times (0.04 \text{ cfs}) = 19.48 \text{ AFA}$

REQUIRED VOLUME = acre-feet/annum = AFA = FIELD X ACRES

FIELD = irrigation requirements at field headgate from chart for area in acre-feet/acre/season (NOT CONSUMPTIVE USE CHART)

ACRES = recommended irrigated acres

$$\text{REQUIRED VOLUME} = (1 \text{ acre}) \times (4.0 \text{ AFA}) = 4.0 \text{ AFA}$$

(✓) If POTENTIAL VOLUME is greater than REQUIRED VOLUME then no flow measurement is necessary

() If POTENTIAL VOLUME is less than REQUIRED VOLUME then flow measurement will ~~not~~ be necessary
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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

* 1a. IRRIGATION RATE ^{0.03}
ACRES 1.0 x ~~0.02~~ CFS/ACRE = .03 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☐)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☒) ***
Underground pipes to sprinklers. No conveyance loss.

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 3.0 AF/A

ACRES 1 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 3.0 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 1 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 4.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☒)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

1b. CALCULATIONS
* Up to .03 cfs per acre
is allowed for small
tracts.

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15 11-15	DATABASE EXAMINER ~~0.070~~ <u>0.03</u>	DATABASE EXAMINER ~~4.0~~ <u>4.0</u>	DATABASE EXAMINER 3.0
TOTAL FOR THIS RIGHT		~~0.070~~		3.0

REVIEWED BY:

S.W. Keen

DATE:

12/5/91

=====

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-04210

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	0.070		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-04210	0.070	-		36-04210	0.070
TOTAL CFS		0.070				0.070

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE	FIELD EXAMINER
Y	

REMARKS:

No Splits

AUTHENTICATION:

SIGNATURE: Shelley Walter Keen

DATE: 12/30/91

NAME OF FIELD EXAMINER: S.W. Keen

TITLE: W.R. Agent

CLAIM NO. A36 - 04210

DATE OF PHOTO: Nov. 26, 1991

TAKEN BY: S.W. Keen



* A36-04210 - Point of diversion. Well, motor, and pump are in the manhole.



*

Diversion works - Sandpoint well - 2 hp G.E. motor

FEB 01 1993

FILED

CLAIM NO. A36 - 04210

DATE OF PHOTO: 11/26/1991

TAKEN BY: S.W. Keen



* Irrigated lawn - facing SW from NE corner of the property



* Irrigated lawn - facing South from the NE corner of the property.

RECEIVED
FEB 01 1993

CLAIM NO. A36 - 04210

DATE OF PHOTO: Nov. 26, 1991

TAKEN BY: S.W. Keen



* Irrigated lawn - Facing ~~East~~ South from behind the church building.

*

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CLAIM NO.

A 36-04210

DATE OF PHOTO: Nov. 26, 1991

TAKEN BY: S.W. Keen



* Irrigated Lawn - from SE corner facing West.



* Irrigated lawn from SE corner facing North

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