

T3799 LDS CHURCH

Page

STATE OF IDAHO

Transfer No. 3799

DEPARTMENT OF WATER RESOURCES

FEB 2 1961 APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources
Eastern District Office

Eastern District Office

Name of applicant Church of Jesus Christ of Latter Day Saints Phone (801) 240-2929

Post Office address Real Estate Division, 12 Floor, 50 E. N. Temple St. Salt Lake City, Utah.
84150

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Reflect current points of diversion for this right

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | DESCRIPTION OF RIGHT(S), DIVERSION, OR OTHER FACTORS | | | | |
|--|------------|-----------------------|------------------|---------------------------------------|
| 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
| 74-01066B | 6 Oct 1902 | 15.75 | Irrigation | 3-15 to 11-15 |
| | | | | to |
| | | | | to |
| | | | | to |
| | | | | to |
| 2. Total amount of water being transferred | | | | 15.75 cubic feet per second and/or |
| 3. Source of water | | | | Hayden Creek tributary to Lemhi River |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 524.7

PART 1**6. General Information:**

a. Description of diversion system Headgates and ditches for flood Irrigation

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes / No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

The place of use is not being changed

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 74-1066

And said application is hereby APPROVED, subject to the following limitations and conditions:

1. Use of water under this water right is subject to control by the watermaster of State Water District No. 74, Lemhi River.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Witness my hand this 7th day of February, 19 91

J. Glen Saylor
Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 74-01066 Decreed to Parley A Arave & Robert T Hemming
in case of State of Idaho vs. Adams Et Al
dated _____ in _____ county of Lemhi
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice

☒ Warranty Deed

☐ Other _____

3. Source of water Hayden Creek tributary to Lemhi River

4. Date or priority 10-6-1902

5. Water is used for the following purpose:

amount Irrigation 16.41 for Irrigation purposes from March 15 to November 15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 16.41 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>NE</u>	<u>SE</u>	<u>22</u>	<u>17N</u>	<u>23E</u>	<u>Lemhi</u>	<u>Hayden Creek #11</u>

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>17N</u>	<u>23E</u>	<u>1</u>				<u>9.8</u>									<u>25.8</u>		<u>7.1</u>	<u>39.2</u>	<u>81.9</u>
<u>17N</u>	<u>23E</u>	<u>12</u>					<u>22.2</u>												<u>22.2</u>
<u>17N</u>	<u>24E</u>	<u>6</u>		<u>Lot 2</u>	<u>22.2</u>	<u>38.5</u>	<u>35.8</u>	<u>22.3</u>	<u>1.9</u>	<u>18.2</u>	<u>40</u>	<u>38.1</u>	<u>31.1</u>	<u>32.7</u>	<u>25.7</u>	<u>39</u>		<u>36.3</u>	<u>381.8</u>
<u>18N</u>	<u>24E</u>	<u>31</u>												<u>Lot 18</u>	<u>23</u>		<u>38</u>		<u>61.0</u>

Total acres 546.9

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount 15.75 for Irrigation purposes from 15 March to 15 November
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	22	17N	23E	Lemhi	Hayden Creek #11

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
17N	23E	1				9.8									25.8		7.1	39.2	81.9
17N	24E	6		Lot 2 22.2	38.5	35.8	Lot 3 22.3	Lot 4 1.9	Lot 5 18.2	40	38.1	Lot 6 31.1	Lot 7 32.7		25.7	39		36.3	381.8
18N	24E	31											Lot 18 23				38		

Total acres _____

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

1. amount .66 for Irrigation purposes from 15 March to 15 November
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	22	17N	23E	Lemhi	Hayden Creek #1

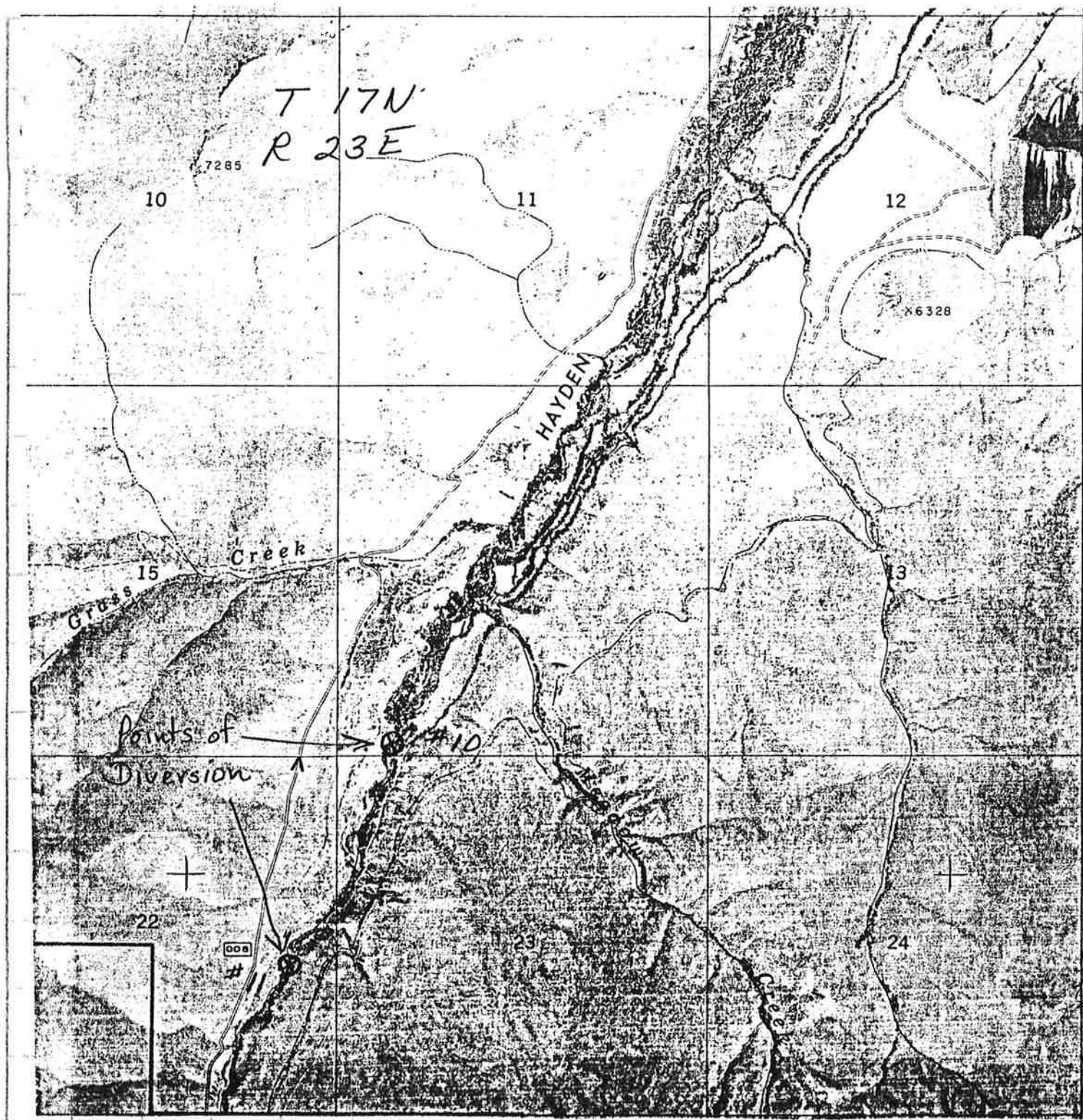
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
17N	23E	12					22.2												22.2

Total acres 22.2

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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



SCALE: 2 inches equal 1 mile. Draw plan in ink.

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

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

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



Subscribed and sworn to before me this

AUTHORIZED AGENT

(Signature of Applicant)

17th

day of

July

, 19

90Alice Duke

(Notary Public)

My commission expires

October 22, 1992**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by C. WongDate 12/26/89

Protest filed by _____

Prelim. check by DMDFee 50\$ CO13673Receipted by C WongDate 12/26/89: 3-22-90Published in Recorder - HeraldTD Statesman

Copies of protest forwarded by _____

Pub. dates 9-20-27-9011-1-8-90

Hearing held by _____

Date _____

Watermaster recommendation requested on _____

Recommended for



approval



denial

rec'd. _____

by RDC

Copy of transfer sent to lien holder _____