

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 04 2014

Department of Water Resources
Eastern Region

AMENDED

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of Applicant(s) Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole. Phone (801) 240-4657 **79132**

Mailing address 50 East North Temple Street, Salt Lake City, Ut 84150-1200 Email johnsondw@ldschurch.org

- ☒ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Delmas Johnson Phone (801) 240-4657

Mailing address 50 East North Temple Street, Salt Lake City, Ut 84150-1200 Email johnsondw@ldschurch.org

- ☒ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.

Ky F. Reed delmas Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole. 2/28/14
Signature of Applicant or Authorized Representative **AUTHORIZED AGENT** Print Name and Title if applicable Date

Delmas W Johnson P.E. Water Resource Mgr 2/28/14
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

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 your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

Create a new recreational pond at existing Camp Pasa La Coma. This water will fill the pond and account for evaporation. A new Point of Diversion and Place of Use will be created for the pond. A companion permit application will be submitted for the flow through component.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	25-2020	5.90 cfs	Irrigation	04/15 to 10/31	Sellars Creek & Mud Creek
☐ ☐		4.4 ac-ft	Recreation Storage	01/01 to 12/31	Sellars Creek
☐ ☐		.07 cfs	Diversion to Storage	04/15 to 10/31	Sellars Creek
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 6.0 cfs and/or ac-ft

2. Total amount of water proposed to be transferred or changed .1 cubic feet per second and/or 4.4 acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y		SE	SW	SW	11	02S	39E	Bingham	Sellars Creek	Camp Pasa La Coma
								Change only	applies to diversion to	storage***

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	39E	11											R						
02S	40E	8	40	40	40	40	28	16	23.25	40									267.25

Total Acres (for irrigation use) 267.25

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
Diversion will be a small rock vane structure. This same rock vane structure will also be used to divert water for the companion water right described in Part 1 Section A2.

- b. Who owns the property at the point(s) of diversion? Applicant
 If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____
No

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
1.75 acres will be dried up at T02S R40E Sec 8 SW NW quarter to compensate for the evaporation and fill requirements for the new pond.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
None currently, a new water permit application will be submitted for the flow through needed for the pond.

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☒ ☐ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

Water right 25-2020 is currently leased to the Water Supply Bank in its entirety.

RECEIVED

FEB 05 2014

Department of Water Resource
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole. Phone (801) 240-4657Mailing address 50 East North Temple Street, Salt Lake City, Ut 84150-1200 Email Johnsondw@ldschurch.org

- ☒ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**. NA
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**. NA
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**. NA

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No RepresentativeName of Representative Delmas Johnson Phone (801) 240-4657Mailing address 50 East North Temple Street, Salt Lake City, Ut 84150-1200 Email Johnsondw@ldschurch.org

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OR
- ☐ Send original correspondence to the applicant and copies to the representative.
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OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative

Delmas Johnson, Water Resource Mgr

Print Name and Title if applicable

Date

30 Jan 2014

Signature of Applicant or Authorized Representative

AUTHORIZED AGENT

Print Name and Title if applicable

Date

1/30/2014

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 your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

Create a new recreational pond at existing Camp Pasa La Coma. This water will fill the pond and account for evaporation from the pond. A new point of diversion and point of use are created for the pond. The source of the water is the South Branch of Sellars Creek.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	25-02020	4.4 ac-ft	recreation-storage	1-1 to 12-30	Sellars Creek, South Branch
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 6 cfs and/or 4.4 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.1 cubic feet per second and/or 4.4 acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y		SE	SW	SW	11	02S	39E	Bingham	Sellars Creek South Branch	Camp Pasa La Coma

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	39E	11											X						
02S	40E		40	28			40	16			40	23.25			40	40			267.25
Total Acres (for irrigation use)																			267.25

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Diversion will be a small rock vane structure - water will be diverted until pond is full. A new, non-consumptive recreational use right will be developed which will continue flow at 179.9 AFA and measure flow diversion during period of use.

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: No

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

1.75 acres will be removed from future irrigation, land is not currently irrigated, water is held in water bank.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

A new water right for non consumptive recreational use - flow through for water quality - will be developed

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|-------------------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☒ | ☐ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

6 CFS are currently leased to the water bank, land at Sellars ranch has been removed from irrigation.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 25-2020

Current Owner: CORP OF THE PRESIDING BISHOP

Priority Date: 5/8/1909

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

MUD CREEK
SELLARS CREEK

Tributary

SELLARS CREEK
WILLOW CREEK

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

6 CFS

Annual Volume

Total Diversion

6 CFS

Location of Point(s) of Diversion

MUD CREEK

BINGHAM County

NW1/4NE1/4

Sec. 7, Twp 02S, Rge 40E B.M.

SELLARS CREEK

BINGHAM County

SW1/4SW1/4

Sec. 8, Twp 02S, Rge 40E B.M.

Place of Use

IRRIGATION Within BINGHAM County

T02S R40E S8	NENE	40.00	T02S R40E S8	NWNE	40.00
T02S R40E S8	SWNE	40.00	T02S R40E S8	SENE	40.00
T02S R40E S8	NENW	28.00	T02S R40E S8	NWNW	16.00
T02S R40E S8	SWNW	25.00	T02S R40E S8	SENW	40.00

Total Acres: 269

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.

Decreed Date: 9/30/2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☒ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

NA

SUPERCEDED

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Preliminary check by _____ Date _____

Fee paid \$450.00 Date _____ Received by _____ Receipt # E039512

Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

Attachment #1

Documentation identifying officers authorized to sign or act on behalf of the applicant (Terry Rudd)

553976-0145

State of Utah
Department of Commerce
Division of Corporations and Commercial Code
I hereby certify that the foregoing has been filed
and approved on this 12th day of Apr, 2012
in the office of this Division and hereby issued
This Certificate thereof.

Examiner J. Stevenson Date 4/17/12



Kathy Berg
Kathy Berg
Division Director

NOTICE OF REVOCATION OF AUTHORITY

RECEIVED
APR 12 2012
Utah Div. of Corp. & Comm. Code

KNOW ALL MEN BY THESE PRESENTS:

That I, Gary E. Stevenson, do hereby certify that:

(a) I am the Presiding Bishop of THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a religious association;

(b) By virtue of such office, I am the incumbent of CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole;

(c) I am the person designated in the articles of incorporation of said corporation sole to sign and execute deeds and other instruments in writing and to transact all business of said corporation sole, pursuant to the provisions of Section 16-7-8, Utah Code Annotated 1953, as amended;

(d) Pursuant to said Section 16-7-8, previously agents and attorneys-in-fact have been designated to sign deeds and instruments in writing and to transact business for and on behalf of said Corporation Sole;

(e) Certificates of authority designating such agents and attorneys-in-fact have previously been filed in the office of the Utah Division of Corporations and Commercial Code, as contemplated and required by said Section 16-7-8;

(f) Pursuant to said Section 16-7-8, all such prior authorizations and designations of agents and attorneys-in-fact, for whatever purpose, duration or scope, that are evidenced by certificates of authority in regard to said corporation sole filed of record with the Utah Division of Corporations and Commercial Code have been and hereby **REVOKED** *excepting solely* those authorizations and designations set forth on Schedule "A" to this Notice of Revocation of Authority; and

04-12-12P03:12 RCVD

Date: 04/12/2012
Receipt Number: 3906080
Amount Paid: \$51.00

(g) The authorizations and designations referenced on Schedule "A" to this Notice of Revocation of Authority are hereby ratified and confirmed.

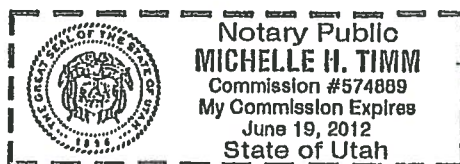
Executed at Salt Lake City, Utah this 12th day of April, 2012.

CORPORATION OF THE PRESIDING
BISHOP OF THE CHURCH OF JESUS
CHRIST OF LATTER-DAY SAINTS

By Gary E. Stevenson
Incumbent

UNITED STATES OF AMERICA)
STATE OF UTAH) ss.
COUNTY OF SALT LAKE)

On April 12, 2012, personally appeared before me Gary E. Stevenson, personally known to me to be the Presiding Bishop of THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, and acknowledged to me that he signed the foregoing instrument as the incumbent of CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, and said Gary E. Stevenson acknowledged to me that said corporation sole executed the same.



Michelle H. Timm
Notary Public in and for the State of Utah

SCHEDULE "A"
TO
NOTICE OF REVOCATION OF AUTHORITY

**Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day
Saints**

*The following Certificates of Authority filed of record with
the Utah Division of Corporations and Commercial Code in regard to
Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints
are **NOT** revoked:*

<u>Name of Agent</u>	<u>Date of Certificate of Authority</u>
Dean M. Davies	April 12, 2012
Gérald Caussé	April 12, 2012
Linda B. Anderson	December 29, 1995
Dale R. Jones	December 29, 1995
Michael M. Thomas	October 23, 1998
Neal E. Peterson	June 20, 2000
Terry F. Rudd	September 28, 2001
David B. Hall	April 24, 2003
Paul D. Rytting	June 3, 2003
William R. Williams	June 27, 2003
Paul C. Genho	June 29, 2005
Dean A. Barney	August 23, 2005
William H. Redd	June 12, 2006
William Andrew Springer	
Kelly W. Tryon	
Terry J. Spallino	May 29, 2007
Craig L. Christensen	June 29, 2007
Craig L. Christensen	June 29, 2007
Douglas H. Martin	
Steven C. Penrose	

<u>Name of Agent</u>	<u>Date of Certificate of Authority</u>
Douglas H. Martin	June 29, 2007
Frank K. Judd	January 22, 2008
Craig L. Christensen Jerry O. Donovan	May 9, 2008
Brent L. Buckner	June 3, 2008
Glenn McKay	July 31, 2008
D. Matthew Jarman	November 5, 2008
Charles B. Russell	June 16, 2009
Cory C. Karl	June 18, 2009
Lynn R. Handy	March 5, 2010
Steven K. Peterson	June 17, 2010, but effective October 4, 2010
Robert C. Craig	August 17, 2010
Robert C. Craig	August 18, 2010
Brent W. Roberts	November 30, 2010
Jared W. Doxey	November 30, 2010
Brian R. Carrington	November 30, 2010
E. Kent Hinckley	April 1, 2011
Troy D. Van Drimmelen	July 1, 2011
Guillermo A. Antivilo	August 9, 2011
Mark B. Gibbons	January 11, 2012
Warren H. Peterson Armando Caballero Paul Munns	February 27, 2012
Warren H. Peterson	February 29, 2012

Attachment #3

Documentation that Terry Rudd has authority to make the proposed change.

RECEIVED

OCT 1 - 2001

Utah Div. of Corp. & Comm. Code

CERTIFICATE OF AUTHORITY

I, H. David Burton, do hereby certify (a) that I am the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a religious association, and by virtue of such office I am the incumbent of Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole; (b) that I am the person designated in the Articles of Incorporation of said corporation sole to sign and execute deeds and other instruments in writing and transact all business of said corporation pursuant to the provisions of Section 16-7-8 of the Utah Code Annotated, 1953, as amended; and (c) that, pursuant to said Section 16-7-8, I hereby designate and appoint Terry F. Rudd as an agent authorized and empowered for and in behalf of said corporation sole to take the following actions for transactions whose dollar value does not exceed \$500,000:

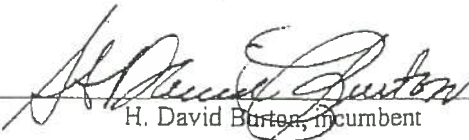
- (a) To execute deeds, easements and other instruments, purchase, sale, architectural, construction, repair, maintenance and other contracts, promissory notes, mortgages, bills of sale, assignments, notices, reports, title documents and other documents relating to the acquisition, purchase, sale, exchange, development, use, lease, maintenance, repair, improvement, taxation, encumbrance and release thereof, or other disposition of real and personal property of any kind; and
- (b) To execute, file and prosecute building permit applications, petitions, complaints and protests relating to real and personal property of any kind.

This Certificate of Authority supersedes and replaces that Certificate of Authority, dated May 26, 1999, granted to Terry F. Rudd by H. David Burton, the incumbent of said Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints.

DATED this 28 day of September, 2001.

CORPORATION OF THE PRESIDING BISHOP OF
THE CHURCH OF JESUS CHRIST OF LATTER-DAY
SAINTS

By


H. David Burton, incumbent

STATE OF UTAH

)

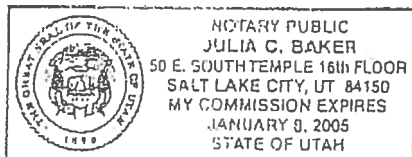
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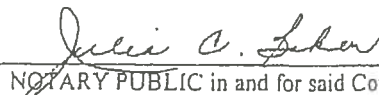
SS.

COUNTY OF SALT LAKE

)

On the 28 day of September, 2001, personally appeared before me H. David Burton, personally known to me to be the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, and acknowledged to me that he signed the foregoing instrument as incumbent of Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, and the said H. David Burton acknowledged to me that said corporation executed the same.




NOTARY PUBLIC in and for said County and State

79132

Attachment #7a

Return to Sellar's Creek, South Branch

Overflow Spillway

Pond

Pasa La Coma Camp

Pond Supply Pipe
Diversion Weir

© 2013 Google

Imagery Date: 8/2/2013 lat 43.254160° lon -111.859879° elev 6528 ft

89132

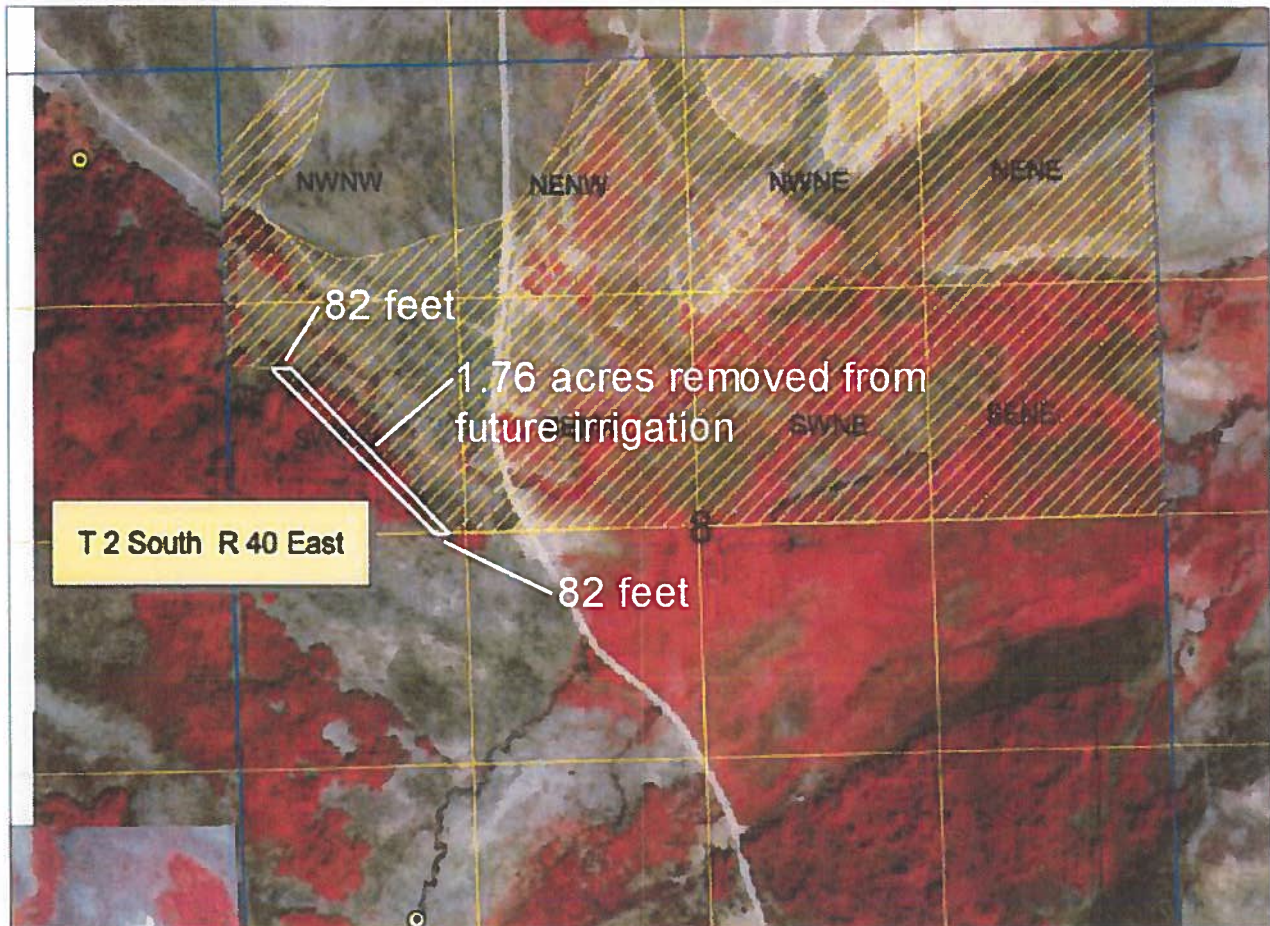


State of Idaho

Division of Water Resources

Eastern Region

Water Right(s): 25-02020



1320 0 1320 Feet



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

Attachment #7b

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: December 2003

Attachment #8a

Changes in the Nature of Use (Water Balance)

The historical use of the water right being transferred has been the irrigation of pasture. The demand for this use is calculated using the Swan Valley 1W table in ET Idaho for grass/hay as 758 mm or 2.49 ft per growing season. At this demand the equivalent acreage to be removed from irrigation to provide 4.4 AFA required for filling and evaporation loss for the recreational pond is 1.75 acres. The current authorized use for WR #25-2020 is 6 cfs. The requested transfer is 4.4 AFA with maximum diversion rate of 0.1 cfs. Flow at this rate will fill the pond in 17.4 days at the beginning of the season.

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FEB 05 2014

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) _____
Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☒ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ #9 Other. Please describe: _____

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