

Form 211 05/03

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DEC 26 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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SEP 29 2006

DEPARTMENT OF
WATER RESOURCES

Fee 50-
Receipt E032552
Received by
Date 1-18-07

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources
Eastern Region

Applicant David J. and Alice Edwards Phone 908-466-2613

Mailing address 310 S. 5800 W. Malad, Idaho 83252

I am the owner and the holder of Permit to Appropriate the Public Waters of the State of Idaho No. 15-7184, and request that the permit and permit map be amended and/or changed as follows:

Purpose of Amendment: ☒ Change point of diversion ☒ Add point of diversion
☐ Change place of use ☐ Change nature of use ☐ Change period of use ☐ Other

1. Point of diversion: SW 1/4 NE 1/4, Section 21, Township 14S, Range 35E, B.M.,
County of Oneida. Other points of diversion none

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 4.760 cfs for irrigation purposes from 4-01 to 10-31 (both dates inclusive)
(cfs or acre-feet per year) (water use) (Begin Month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year) (water use) (Begin Month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year) (water use) (Begin Month) (End month)

3. Place of use or land to be irrigated:

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>14S</u>	<u>35E</u>	<u>21</u>			X														

Total number of acres to be irrigated 238

4. a. Who owns the property at the point of diversion? David J. and Alice Edwards
b. Who owns the land to be irrigated or place of use? Same
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

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JAN 18 2007

Department of Water Resources
Eastern Region

Complete the following map by showing land and point of diversion as proposed by this amendment.
Show $\frac{1}{4}$ $\frac{1}{4}$, section, township, range and ditches. (The smallest subdivision represents 40 acres.)

T 14 S R 35 E
S 21

Scale: 2 inches equal 1 mile

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this 20 day of Sept, 2006.

David J. Edwards
Permit Holder Signature (and title, if for a company or organization)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by SC Publication prepared by SC Date 1/24/07

Published in Idaho Enterprise Publication dates 2/1 & 2/8/07

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 20 _____.

SIGNATURE



Scale 1:15,411

2634 417 50
1,223 036 55

sde-enterprise.apr

View1

New

Open

Print

On eida taxlots

Identity Results

1: Oneida taxlots -	
Shape	Polygon
Updated	07/01/2005
Pin	RP0241300 A
Owner	LDS CHURCH
Address1	50 E NORTH TEMPLE ST
Address2	22ND FLOOR, RE: 5XX
City	SLC
State	UT
Zipcode	84150

Clear

Clear All

Sections

QQ

Spatial Data

☒ MALA NAIP 2004

☐ DD40 Quad

☐ DD39 Quad

☐ DD40_NW_1993_S

☐ DD39_NE_1993_S

☐ DD40_SW_1993_S

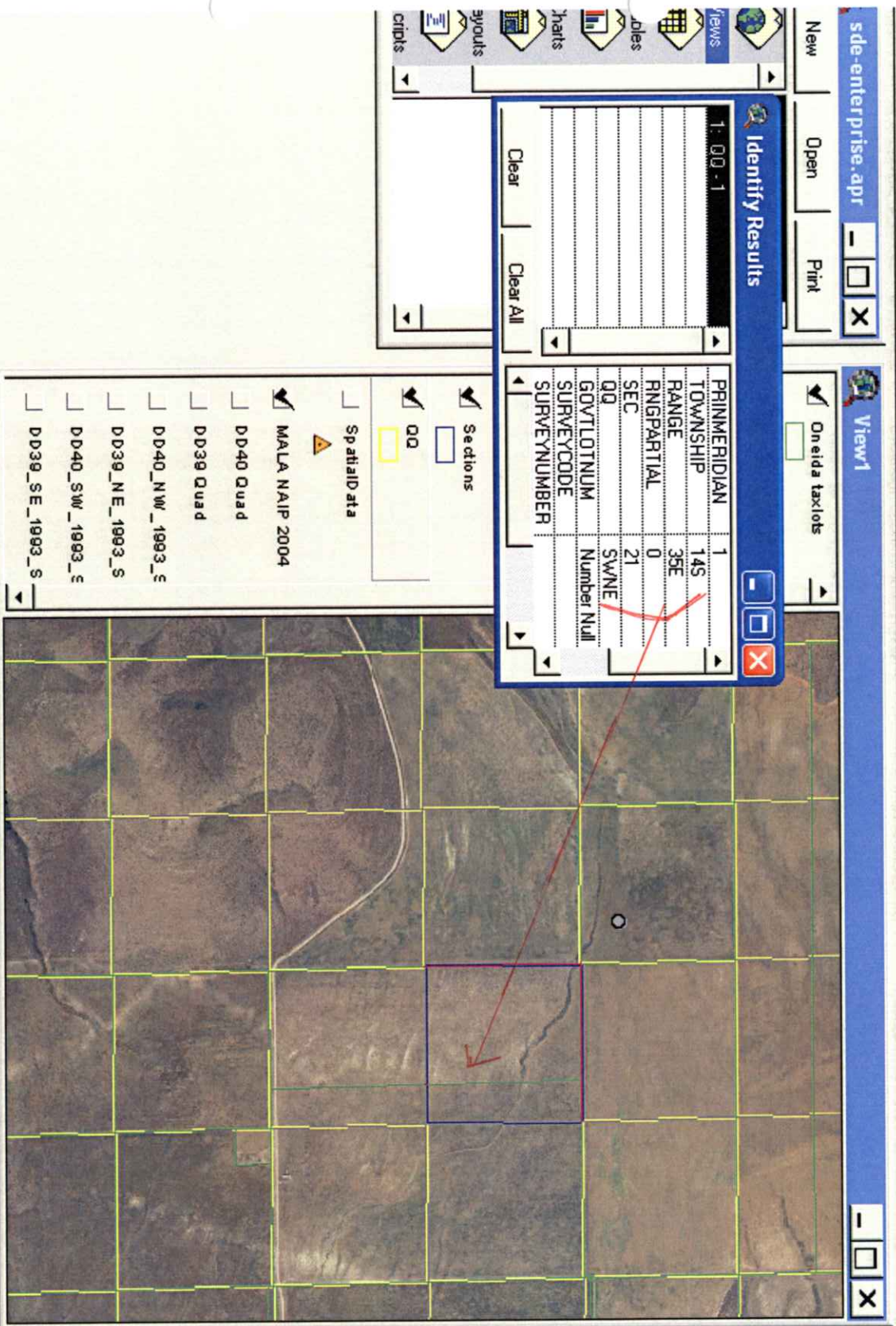
☐ DD39_SE_1993_S





Scale 1:15,411

2,633,345.11
1,222,783.74



AFTER RECORDING, RETURN TO:

David and Alice Edwards
310 South 5800 West
Malad, ID 83259

WITH A COPY TO:

Wallace O. Felsted
Kirton & McConkie
60 East South Temple, Suite 1800
P. O. Box 45120
Salt Lake City, UT 84145-0120

Microfilm No. **139782**
10 Day October 3006
At 2:25 O'clock P M
Diane Hedman
Oneida Co. Recorder
Fee \$ 9.00 Deputy
Recorded at Request of
Northern Title Company

NT0-1313

Space Above for Recorder's Use Only

SPECIAL WARRANTY DEED

CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, a corporation organized and existing under the laws of the State of Utah, with its principal office at Salt Lake City, County of Salt Lake, State of Utah ("Grantor"), does hereby grant, bargain, sell, and convey unto **DAVID EDWARDS and ALICE EDWARDS, husband and wife** (collectively, "Grantee"), of 310 South 5800 West, Malad, Idaho 83259, for the sum of TEN AND NO/100 DOLLARS (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the following described tract of land in Oneida County, State of Idaho:

See **Exhibit "A"** attached hereto and incorporated herein by reference.

TOGETHER WITH all and singular the tenements, hereditaments improvements, water and ditch rights, easements, and appurtenances thereunto belonging or in any wise appertaining.

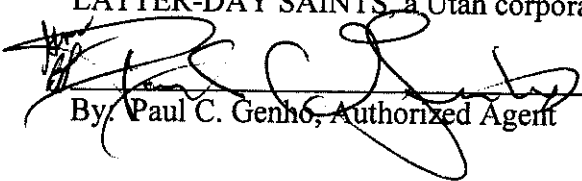
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, and their successors and assigns forever.

RESERVING AND EXCEPTING unto Grantor all Mineral Rights on, in or under the above-described property. "Mineral Rights" means rights to any substance that may be mined or extracted from the ground, including without limitation ores, metals, crystalline materials, sand, gravel, pumice, coal, carbons, hydrocarbons, oil, gas, petroleum and chemical elements and substances whether in solid, liquid or gaseous form; and steam and all sources of geothermal energy. In the event all or part of the Mineral Rights have been reserved or severed previously from the surface estate, Grantor reserves and excepts all of the Mineral Rights not previously reserved and reserves after-acquired title it may obtain to all Mineral Rights to the extent that prior reservations thereof are released or abandoned after the date of this conveyance.

GRANTOR DOES HEREBY COVENANT unto Grantee to defend the title to the above-described property but only against all claiming by through or under it, and against acts of itself and none other, SUBJECT TO all of the following: general taxes and assessments for 2006 and subsequent years, all existing patent reservations, state or railroad deeds, easements, rights of way, conditions, restrictions, covenants, zoning ordinances and applicable building codes, laws and regulations whether of record or enforceable at law or in equity or which would be shown by an accurate survey or inspection of the property.

IN WITNESS WHEREOF, Grantor has caused its corporate name to be hereunto affixed by its duly authorized agent this 04 day of October, 2006.

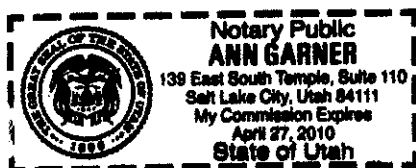
CORPORATION OF THE PRESIDING BISHOP
OF THE CHURCH OF JESUS CHRIST OF
LATTER-DAY SAINTS, a Utah corporation sole


By: Paul C. Genho, Authorized Agent

STATE OF UTAH)
 :SS
COUNTY OF SALT LAKE)

On this 04 day of October, 2006 personally appeared before me Paul C. Genho, personally known to me to be an Authorized Agent of **CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole**, who acknowledged before me that he signed the foregoing instrument as Authorized Agent for the **CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole**, and that the seal impressed on the within instrument is the seal of said corporation; and that said instrument is the free and voluntary act of said corporation, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument on behalf of said corporation and that said corporation executed the same.

WITNESS my hand and official seal.




Notary Public for the
State of Utah

Exhibit "A"
to
Special Warranty Deed

[Legal Description]

Real property located in Oneida County, State of Idaho, more particularly described as follows:

Parcel 1:

The Northeast Quarter of the Northwest Quarter, and the West 60 rods of the Southwest Quarter of the Northeast Quarter, and the West 60 rods of the Northwest Quarter of the Southeast Quarter, of Section 21, Township 14 South, Range 35 East, Boise Meridian; also a right of road way described as follows:

Commence at a point 60 rods East of the Northwest corner of the Southwest quarter of the Northeast quarter of Section 21, aforesaid, thence running East 98.50 rods; thence North 5.50 rods; thence East 81.50 rods; thence South 1.50 rods; thence West 80 rods; thence South 5 rods; thence West 100 rods; thence North 1 rod, to point of beginning.

Parcel 2:

The Southeast quarter of the Northeast quarter, the Northeast quarter of the Southeast quarter, the East 20 rods of the Southwest quarter of the Northeast quarter, and the East 20 rods of the Northwest quarter of the Southeast quarter of Section 21, Township 14 South, Range 35 East, Boise Meridian; also,

Commencing at the Southeast corner of the Northeast quarter of the Northeast quarter of Section 21 aforesaid, thence running West 1.50 rods, thence North 5.50 rods, thence East 81.50 rods, thence South 1.50 rods, thence West 80 rods, thence South 4 rods, to the point of beginning.