

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
COUNTY OF BINGHAM

ss.

.....*Karen Larsen*..... being first duly sworn
on oath, states:

That *she* is the ...*Chief Clerk*.....
of The Aberdeen Times, a newspaper of general circulation
in Bingham County, Idaho, published weekly at Aberdeen
in said County; that said newspaper has been published in
said County uninterruptedly and continuously for over
seventy-eight consecutive weeks, prior to the first publica-
tion of the annexed notice or advertisement:

That the annexed notice or advertisement was publish-
ed as per clipping attached in the regular and entire edition
of said newspaper and not in any supplement thereof for

...*2*... successive weekly issues thereof, the date of the first

publication being the ...*6*... day of ...*June*..., 19*68*.

the date of last publication being the

...*13*... day of ...*June*..., 19*68*.

(Signed. *Karen Larsen*.....

Subscribed and sworn to before me this

...*in*... day of ...*July*..., 19*68*

.....*[Signature]*.....

Notary Public, residing at Aberdeen, Idaho.

My Commission expires the

(SEAL)

...*8th*... day of ...*December*..., 19*70*

LEGAL NOTICE

Published in The Aberdeen Times
June 6, and June 13, 1968.

NOTICE OF APPLICATION FOR WATER.

Notice is hereby given that
the ~~LDS Church~~, Aberdeen 2nd
Ward, Aberdeen, Idaho has on
May 9, 1968 applied for permit
to divert 0.8 cubic feet per sec-
ond of water from a subterranean
source under application no.
35-7022. Water will be diverted
by a well and sprinklers within
the SE 1/4 SE 1/4, Sec. 21, T.
5-S, R. 31 E, B.M., Bingham Co-
unty and is to be used from
April 15 to October 31 for ir-
rigation in the SE 1/4 SE 1/4
sec. 21, T. 5-S, R. 31 E, B.M.

Any protest against this ap-
plication must be filed with the
Department of Reclamation with-
in ten days from the last date of
publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED
JUL 3 1968

Department of Reclamation

bill sub 7-8-68

35-7022

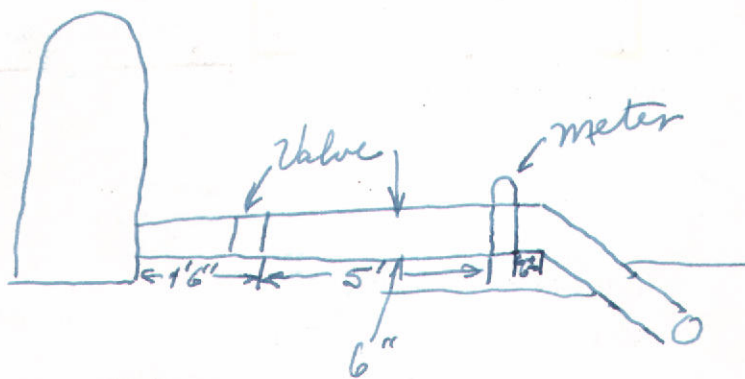
T.
5
S

21

*39

Diagram of System

South





CONSERVATION PLAN MAP

Prepared by UNITED STATES DEPARTMENT of AGRICULTURE * SOIL CONSERVATION SERVICE
cooperating with

S. C. DISTRICT

OWNER Aberdeen L.D.S. 2nd.
OPERATOR _____

FARM NO. _____ DATE _____

SCALE _____ ACRES _____
APPROXIMATE

PHOTO NO. _____

COUNTY _____

STATE _____



26466-6-35

35-7027

NOTICE OF APPLICATION
FOR WATER

Notice is hereby given that the LDS Church, Aberdeen 2nd Ward, Aberdeen, Idaho has on May 9, 1968 applied for permit to divert 0.8 cubic feet per second of water from a subterranean source under application no. 35-7022. Water will be diverted by a well, and sprinklers within the SE 1/4 SE 1/4, sec. 21, T. 5 S, R. 31 E, B.M., Bingham County and is to be used from April 15 to October 31 for irrigation in the SE 1/4 SE 1/4 sec. 21, T. 5 S, R. 31 E, B.M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

May 28, 1968

Re: Application No. 35-7022
L. D. S. Church, Aberdeen 2nd Ward

Aberdeen Times
Aberdeen, Idaho 83219

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

(Do not sign letter)

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Legal Notice

35-7022

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 35-7022 Priority May 9, 1968 Amount 0.78 cfs

THIS IS TO CERTIFY, that Aberdeen 2nd Ward - L D S Church of Aberdeen, Idaho, has complied with the terms and conditions of Permit No. 35-7022 issued pursuant to Application for Permit dated May 9, 1968, and has submitted proof to the Department of Water Administration on July 24, 1972, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 1.02 cfs of water from a ground water source tributary to, and that the permit holder has applied to a beneficial use & established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 15 to Oct. 31	at 0.78 cfs and	136.5 acre feet or 3.5 af per acre
	from to	at cfs and	
	from to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.78 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 136.5 acre feet per year, said waters to be diverted within the SE¹/₄SE¹/₄ of Sec. 21, Twp. 5 S, Rge. 31 E, B.M. in the County of Bingham

Description and location of place of use:

Twp.	Range	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	
5 S	31 E	21																39	39

Total number of acres irrigated 39

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25 day of February, 19 74.

Director

35-7022

Identification No. 35-7022
Application No. 42494

LICENSE ISSUED FOR 75 SEC. FT.
LICENSE PAGE NO. 1

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant Aberdeen 2nd Ward LDS Church
post office address Aberdeen Idaho
2. Source of water supply well which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 5S
Range 31E B.M. Big Horn County; additional points of diversion if any: none
- b. If water is not consumed, it will be discharged into spinkler system at a point in SE $\frac{1}{4}$
of SE $\frac{1}{4}$ of Section 21 Township 5S Range 31E B.M.
4. Quantity to be appropriated:
 - a. 0.8 cubic feet per second and/or
 - b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
irrigation purpose from April 15 to October 31 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. main line and spinkler laterals
 - b. Height of storage dam none feet; active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet; materials used in storage dam: _____
 - c. Proposed well diameter is 10 inches; proposed depth of well is 67 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 4 years.
b. Estimated construction cost is \$ 1000.00.
8. Description of proposed uses:
 - a. If water is **not** for irrigation:
 - (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M.
 - (2) Amount of power to be generated: _____ hp under _____ feet of head.
 - (3) List number of each kind of livestock to be watered none
 - (4) Name of municipality to be served none, or number of families to be supplied with domestic water _____.
 - (5) If water is to be used for other purposes describe: _____

35-7022

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
55	31E	21																40	40

Total number of acres to be irrigated 40

c. Describe any other water rights used for the same purposes none

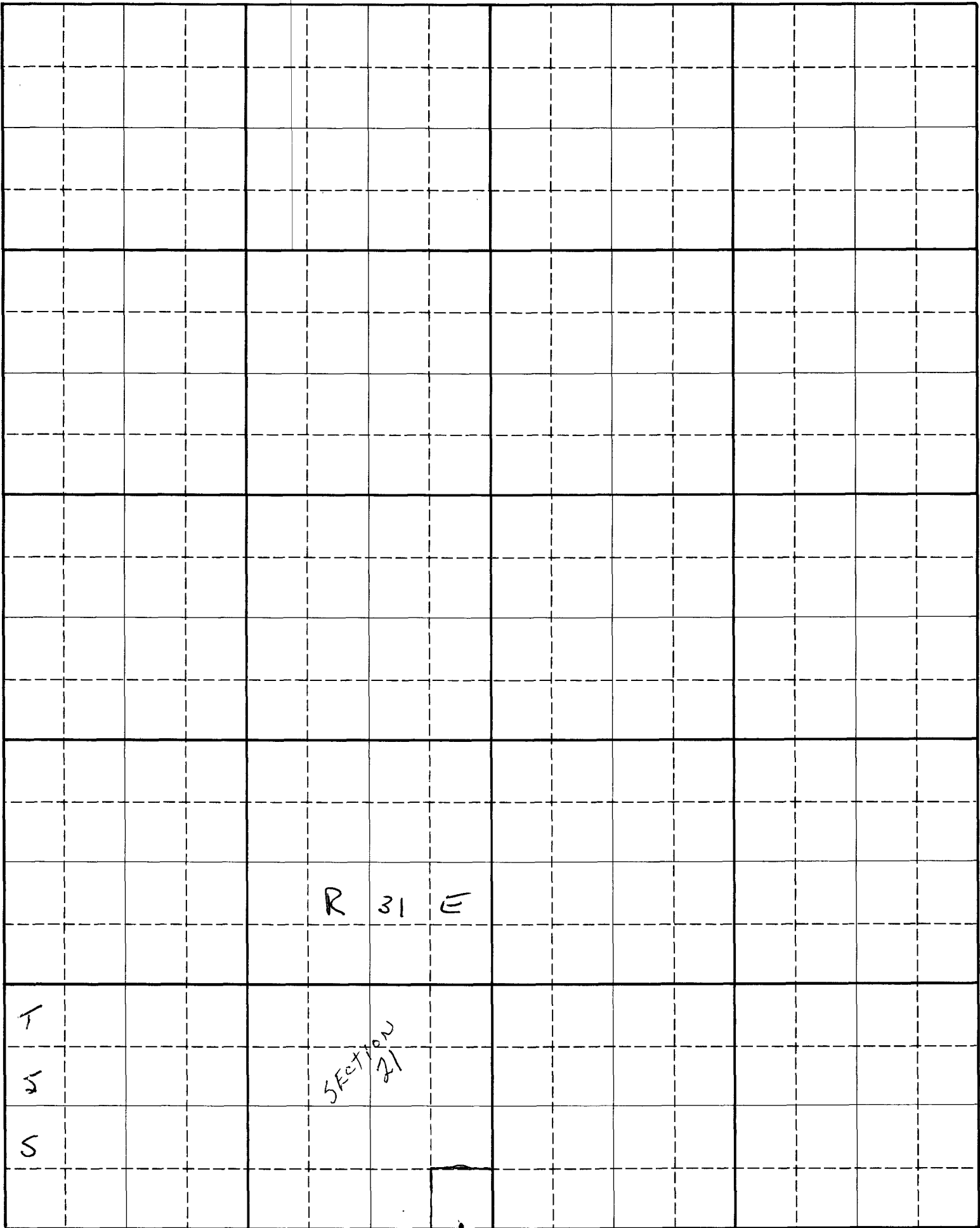
9. a. Who owns the property at the point of diversion Aberdeen 2nd Ward I.D. S. Church.

b. Who owns the land to be irrigated or place of use " " " " "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

11. Map of proposed project:



Scale: 2 inches equal 1 mile

↑
WELL

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Ashleen 2nd L.D.S. Church

Bishop Richmond D. Boulton
(Applicant)

35-2022

Received by ef Date 5/9/68 Time 8:00 AM
Preliminary check by 8 Fee \$ 20.00
Receipted by LB Date 5-9-68
Publication prepared by KS Date 5-28-68
Published in Shrader Times
Publication dates 6-6 & 13-68
Publication approved KS Date 6-5-68
Priority reduced to _____ Reason _____

Protests filed by: none
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by AK Deane

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7022, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1972.
- c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 23 day of July 1968.

R. Keith Higgins
State Reclamation Engineer

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
COUNTY OF BINGHAM

ss.

.....*Laverne Laverne*..... being first duly sworn
on oath, states:

That *she* is the ...*Chief Clerk*.....

of The Aberdeen Times, a newspaper of general circulation
in Bingham County, Idaho, published weekly at Aberdeen
in said County; that said newspaper has been published in
said County uninterruptedly and continuously for over
seventy-eight consecutive weeks, prior to the first publica-
tion of the annexed notice or advertisement:

That the annexed notice or advertisement was publish-
ed as per clipping attached in the regular and entire edition
of said newspaper and not in any supplement thereof for
...*2*... successive weekly issues thereof, the date of the first

publication being the ...*6*... day of ...*June*..., 19*68*.

the date of last publication being the "....."

...*13*... day of ...*June*..., 19*68*.

(Signed. *Laverne Laverne*.....)

Subscribed and sworn to before me this

...*13*... day of ...*July*..., 19*68*

.....*William Laverne*.....

Notary Public, residing at Aberdeen, Idaho.

My Commission expires the

(SEAL) ...*8th*... day of ...*December*..., 19*70*

LEGAL NOTICE

Published in The Aberdeen Times
June 6, and June 13, 1968.

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that
the *LDS Church, Aberdeen 2nd
Ward, Aberdeen, Idaho* has on
May 2, 1968 applied for permit
to divert *0.6* cubic feet per sec-
ond of water from a subterranean
source under application no.
35-7022. Water will be diverted
by a well and sprinklers within
the SE 1/4 SE 1/4, Sec. 21, T.
5 S, R. 31 E, B.M., Bingham Co-
unty and is to be used from
April 15 to October 31 for ir-
rigation in the SE 1/4 SE 1/4
sec. 22, T. 5 S, R. 31 E, B.M.
Any protest against this ap-
plication must be filed with the
Department of Reclamation with-
in ten days from the last date of
publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Bill Sub 7-8-68

35-7022



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 31, 1989

RE: Water Right No. 35-7022

Bruce Findlay
The Church of Jesus Christ
of Latter Day Saints
Office of General Counsel
339 South Third East
Salt Lake City, UT 84111

Dear Mr. Findlay:

We are in receipt of your correspondence dated December 12, 1988, regarding the status of the above referenced water right. Please be advised that this right is valid and in good standing. It became a license on February 25, 1974, (copy enclosed).

A water right license is considered real property, therefore, proof of owning the land is proof of owning the water right, unless specifically withheld from the sale. Ownership changes for licenses do not need to be recorded with our Department.

We have placed your letter in the file for future reference. If we can be of further assistance, please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jim Johnson'.

JIM JOHNSON,
Water Rights Supervisor

JJ:ky

Enclosure

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

RECEIVED
DEC 29 1988

Department of Water Resources

OFFICE OF GENERAL COUNSEL

330 South Third East
Salt Lake City, Utah 84111
Phone (801) 521-3680
Telecopier (801) 321-4893
Telex 388-385

December 22, 1988

State of Idaho
Division of Water Rights
1301 North Orchard Street
Boise, Idaho 83706

RE: Wel Id Aberdeen Property
Property #509-2515

Permit No. 35-7022, Application No. 42494

Gentlemen:

The L.D.S. Church recently transferred title on the above referenced property from the name of Cooperative Security Corporation to Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints. Enclosed please find a copy of the recorded deed.

Our file contains a copy of an Application for Permit No. 42494 (35-7022). Enclosed please find a copy of the same. The permit was prepared in 1968. The same is not listed on the Church's water inventory records. The question has arisen as to whether this permit is still a valid water right and if so, whether the same is still held in the name of the Aberdeen Second Ward. This correspondence is to request your assistance in this matter.

We would appreciate it if you would review your records to determine if application no. 42494 (35-7022) is still a valid right and in whose name the same is issued. Please then advise me of the same.

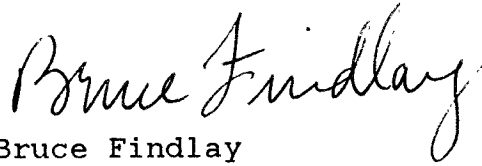
If this water right is still valid, please advise me what your office requires to have the same updated into the name of "Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints." If any forms are necessary in this matter, I would appreciate it if you would provide copies of the same.

State of Idaho
Department of Water Rights
December 22, 1988
Page 2

Thanks for your assistance and cooperation in this matter. If you have any questions, please feel free to contact myself or Paula Osguthorpe.

Sincerely,

OFFICE OF GENERAL COUNSEL

A handwritten signature in cursive script that reads "Bruce Findlay". The signature is written in dark ink and is positioned above the printed name and title.

Bruce Findlay
Counsel

BF:po

Enclosures

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

RECEIVED
NOV 10 1988

Department of Water Resources

OFFICE OF GENERAL COUNSEL
330 South Third East
Salt Lake City, Utah 84111
Phone (801) 521-3680
Telecopier (801) 321-4893
Telex 388-385

November 4, 1988

State of Idaho
Division of Water Rights
450 West State Street
Boise, Idaho 83720

RE: Wel Id Aberdeen Property
Property #509-2515

Permit No. 35-7022, Application No. 42494

Gentlemen:

The L.D.S. Church recently transferred title on the above referenced property from the name of Cooperative Security Corporation to Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints. Enclosed please find a copy of the recorded deed.

Our file contains a copy of an Application for Permit No. 42494 (35-7022). Enclosed please find a copy of the same. The permit was prepared in 1968. The same is not listed on the Church's water inventory records. The question has arisen as to whether this permit is still a valid water right and if so, whether the same is still held in the name of the Aberdeen Second Ward. This correspondence is to request your assistance in this matter.

We would appreciate it if you would review your records to determine if application no. 42494 (35-7022) is still a valid right and in whose name the same is issued. Please then advise me of the same.

If this water right is still valid, please advise me what your office requires to have the same updated into the name of "Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints." If any forms are necessary in this matter, I would appreciate it if you would provide copies of the same.

State of Idaho
Department of Water Rights
November 4, 1988
Page 2

Thanks for your assistance and cooperation in this matter. If you have any questions, please feel free to contact myself or Paula Osguthorpe.

Sincerely,

OFFICE OF GENERAL COUNSEL


Bruce Findlay
Counsel

BF:po

Enclosures

After recording, return to
LDS CHURCH, Office of General Counsel
330 South Third East
Salt Lake City, Utah 84111
Property #509-2515

375748

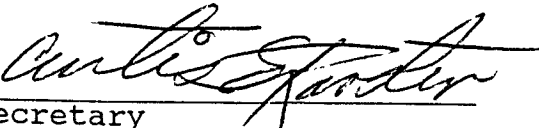
SPECIAL WARRANTY DEED

COOPERATIVE SECURITY CORPORATION, a Utah Non-Profit Corporation, Grantor, hereby CONVEYS and WARRANTS, against all acts of itself, and ^{vbm}non~~e~~other, or against all claiming by, through or under it to CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, Grantee, of Salt Lake County, State of Utah, for the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration, the following tract of land, situate in the County of Bingham, State of Idaho, and more particularly described as follows:

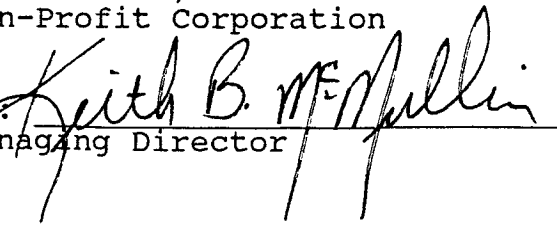
See Exhibit "A" attached hereto and made a part hereof by this reference.

IN WITNESS WHEREOF, the said Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 3rd day of October, 1988.

ATTEST:


Secretary

COOPERATIVE SECURITY CORPORATION, a Utah Non-Profit Corporation

By: 
Managing Director

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

On this 3rd day of October, 1988, personally appeared before me Keith B. McMullin and Curtis E. Ravsten, the signers of the foregoing instrument, who being by me duly sworn did say that he, the said Keith B. McMullin is the Managing Director and he, the said Curtis E. Ravsten, is the Secretary of Cooperative Security Corporation, a Utah Non-Profit Corporation, and that the foregoing instrument was signed in behalf of said corporation by authority, and the said Keith B. McMullin and Curtis E. Ravsten acknowledged to me that said corporation executed the same.

My commission expires:

September 19, 1991

Paula Osquithorse
Notary Public in and for
the State of Utah

375748

EXHIBIT "A"

1988 NOV -1 AM 10:26
Church of J.C. of LDS
RECORDED AT THE REQUEST OF

The Southeast Quarter of the Southeast Quarter of Section 21, Township 5 south, Range 31, E. B.M., Bingham County, Idaho, together with all water rights, including all stock representing the water rights to said land.

Subject to rights-of-way for irrigation or drainage ditches, and other rights-of-way of record in the records of Bingham County, State of Idaho.

Excepting therefrom the following described tract:

A parcel of land being on both sides of the center line of State Highway No. 39 Project No. S-1721(14) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and being a portion of the SE 1/4 SE 1/4 of Section 21, Township 5 South, Range 31 East, Boise Meridian, described as follows, to-wit:

Beginning at the Southeast corner of Section 21, Township 5 South, Range 31 East, Boise Meridian; thence North $89^{\circ}17'45''$ West along the South line of said Section 21 at distance of 69.0 feet, more or less, to a point in a line parallel with and 50.0 feet Westerly from the centerline of said State Highway No. 39, Project No. S-1721(14) Highway Survey; thence North $0^{\circ}36'24''$ East along said parallel line 1317.0 feet, more or less, to a point in the North line of the SE 1/4 SE 1/4 of said Section 21 and opposite Station 816+49.70 of said Highway Survey; thence South $89^{\circ}23'39''$ East along said North line 67.0 feet, more or less, to the Northeast corner of said SE 1/4 SE 1/4; thence Southerly along the East line of said Section 21 a distance of 1318.0 feet, more or less, to the PLACE OF BEGINNING.

Highway Station Reference: 803+32 to 816+50.

The area above described contains approximately 2.01 acres, 1.64 acres of which is acknowledged to be a portion of a public road.

The bearings as shown in the above land description, unless otherwise noted, are from the Idaho Plane Coordinate System, based on the transverse mercator projection for the East Zone of Idaho. To convert to geodetic bearings, a correction of $0^{\circ}27'02''$ must be subtracted from all Northeast and Southwest bearings and added to all Northwest and Southeast bearings.

Subject to all rights, rights-of-way, easements, covenants, conditions and restrictions of record.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

February 26, 1974

Re: Permit No. 35-7022

Aberdeen 2nd Ward
LDS Church
Aberdeen, Idaho 83210

Gentlemen:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

35-7022

February 13, 1974

Re: Permit No. 35-7022

Aberdeen 2nd Ward,
LDS Church
Aberdeen, Idaho 83210

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 35-7022 and has found the following:

Quantity of water diverted: 1.02 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.78 cfs

The maximum quantity diverted shall not exceed 136.5 acre feet per year.

Beneficial use: For irrigation of 39 acres within the SE $\frac{1}{4}$, Sec. 21, Twp. 5 S, Rge. 31 E

Point of diversion: ~~SE $\frac{1}{4}$~~ , Sec. 21, Twp. 5 S, Rge. 31 E, B.M.

Priority date established: May 9, 1968

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

35-7022

FIELD REPORT

3. Water will be used for the following purposes:

Permit No. 35-7022

Examination for b/u

- [illegible]

40

T.
5
S

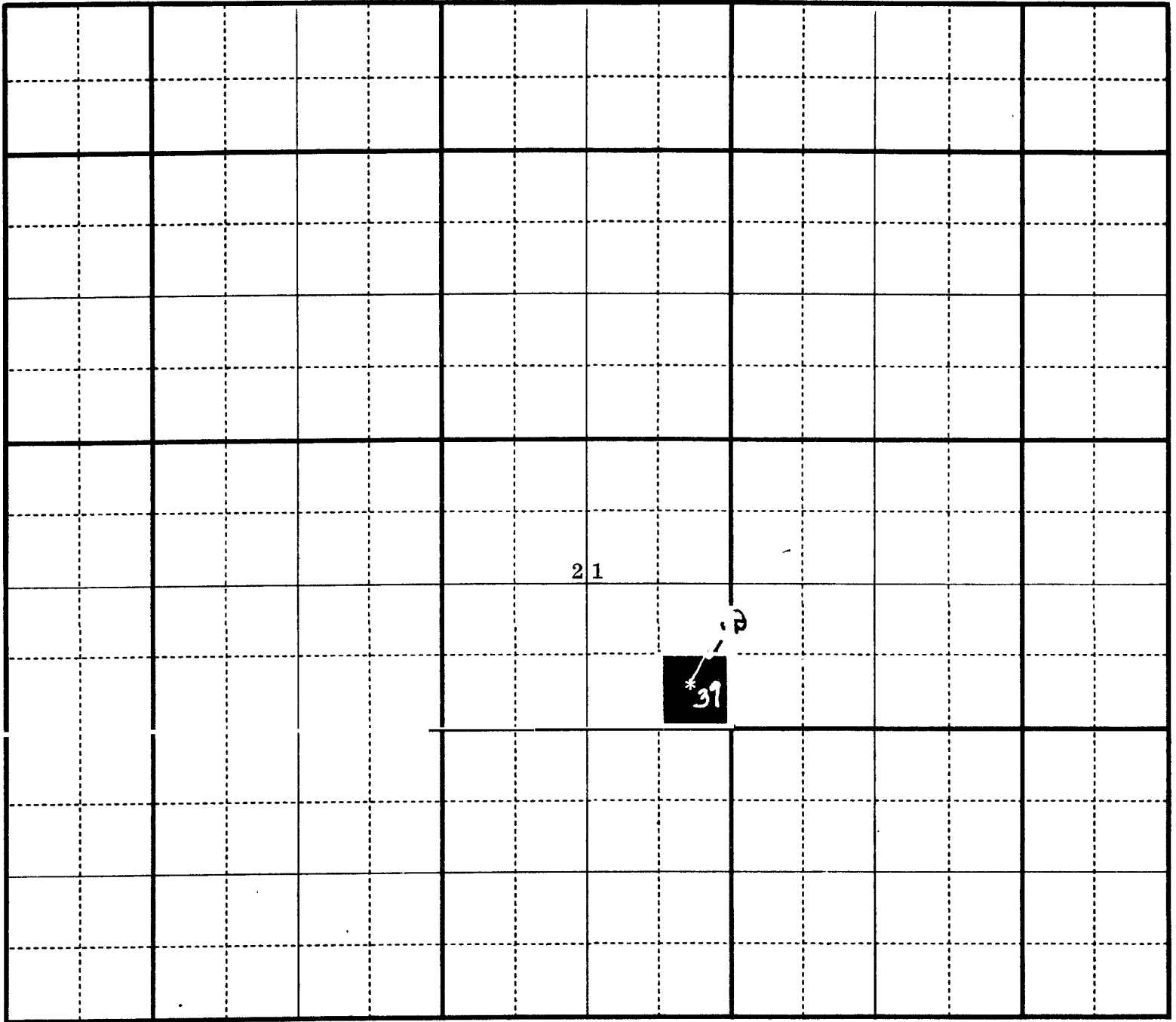
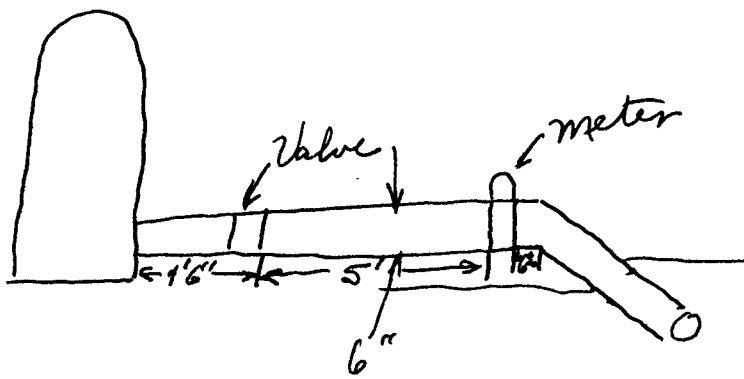


Diagram of System

South



CONSERVATION PLAN MAP

OUR SOIL * OUR STRENGTH



Prepared by UNITED STATES DEPARTMENT of AGRICULTURE * SOIL CONSERVATION SERVICE
cooperating with

OWNER
OPERATOR

Aberdeen L.I.S. 2nd

S. C. DISTRICT

FARM NO.
SCALE

DATE
ACRES
APPROXIMATE

PHOTO NO.

COUNTY

STATE



25468-6-35

37 222

DATE OF EXAM June 5, 1973

ACREAGE

Found 39
Recommended 39

Irrigation Requirement 3.5 Ac Ft/Ac

USE

Irrigation Q = .78 c.f.s. V = 136.5 AF/Ann. from Apr 15 to Oct 31
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 1.02 CFS Method of measurement Badger Meter

Total Q recommended .78 CFS Meter No. M0539021 Type Saddles Condition good

Total V recommended 136.5 AF

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

1000 gallons in 2 min and 7 seconds or 2.17 minute
 $1000 \div 2.17 = 461 \text{ gal/min} \div 448.8 = 1.02 \text{ CFS}$

$V = (.39)(3.5) = 136.5 < (.78)(1.983)(2.00) = 309.34$

SYSTEM DESCRIPTION:

20 HP U.S. Hollowshaft Motor Serial # R3921384 w/ Berkeley
pump serial # 4401 6" discharge south to buried main
east and west

REMARKS:

No representative of church could be located on farm
at the time of the exam

Examiner's Signature John Ferebanor Date June 5, 1973

Checked by W. R. Rhoads Date Dec 31, 1973

Approved by _____ Date _____

August 4, 1972

Re: Permit No. 35-7022

**Aberdeen 2nd Ward, LDS Church
Aberdeen,
Idaho 83210**

Gentlemen:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Sincerely,

**BOBBY D. FLEENOR
Assistant Director**

BDF:DR

bc: Eastern District Office
Enc: Field exam report w/map

35-7022

Identification No. _____

Permit No. 12

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Administration

1. a) Name of Permit Holder Aberdeen 2nd Ward, LDS Church
b) Post Office Address Aberdeen, Idaho 83210
2. Permit Number 35-7022
3. Date of Priority that you are prepared to establish 6-5-68
4. a) Source from which water was appropriated Well
b) Location of the point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21
Township 5S, Range 31E BM Boise Meridian, Other points of diversion: none
5. a) The amount of water and use to which the water has been applied:
amount 0.8 cfs for irrigation purposes from April 15 to Oct 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.8 cfs cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Badger Water Meter
Charles P. Cary
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 20hp pump deep well turbine, 6" column 50' setting 3 stage 10" bowls, 14" casing, ~~well~~ depth 16'. Well Depth - 67'
b) Describe the type and size of measuring device which you have installed at your point of diversion: 6" Badger Water Meter
c) Give well drillers name and address and date the well was completed Paul Vollmer Jr, Aberdeen, Idaho 83210, completed March 1967.

Exam typed 8-4-72 by AW

35-7022

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
55	31	21											~~40~~	~~40~~				40	40

Total number of acres irrigated 36 ~~40~~

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

July 13, 1972
(Date)

Wayne E. Kendall - Coroner
(Signature)

State of Idaho)
County of Power) ss.

On this 13th day of July, 19 72, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Robert Wallace
Notary Public residing at American Falls, Idaho

My commission expires Nov 20, 1973

June 1, 1972 CERTIFIED MAIL

*23609

Re: Permit No. 35-7022

Aberdeen 2nd Ward, LDS Church
Aberdeen,
Idaho 83210

Gentlemen:

One of the conditions of approval of your water Permit No. 35-7022 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before August 1, 1972. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

35-7022

Enc: Proof affidavit
dr

March 22, 1968

Aberdeen 2nd Ward L. D. S. Church
Aberdeen,
Idaho

Gentlemen:

It has been brought to our attention that on or about
March of 1967, you had a well drilled. The
well is reported to be located at a point in the SE $\frac{1}{4}$
SE $\frac{1}{4}$, sec. 21, T. 5-N, R. 31-E, B.M. for
domestic use use.

A search of our records has failed to find your
application or approved permit. Under existing Idaho
Statutes, Sections 42-226, 42-229, and 42-230 of the
Idaho Code, you are required to file and obtain an
approved permit before you divert waters from a sub-
terranean source, with the exception of domestic wells
which are defined under Section 42-111 of the Idaho Code.

If we have overlooked your permit, please advise the
department as to your permit number. However, if you have
not yet filled out an application for permit, please use
the instructions and the blank application form which
we have enclosed.

We will be very happy to assist you with any questions
you might have.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

Enclosure: Application for permit forms

July 26, 1968

Re: Permit No. 35-7022

Aberdeen 2nd Ward
LDS Church
Aberdeen, Idaho 83219

Gentlemen:

We enclose a copy of your approved application for permit 35-7022
in which we direct your attention to the limitations and conditions as given
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures Copy of application
 Receipt No. 854 for \$20.00

35-7022

June 20, 1968

Re: Application No. 35-7022
Aberdeen 2nd Ward, L.D.S. Church

Aberdeen Times
Aberdeen,
Idaho 83219

Gentlemen:

As of this date we have not received the bill or the affidavit of publication for the above referenced application. We are enclosing a copy of our transmittal letter to clarify our previous instructions.

Very truly yours,

Donald W. McElDowney
Appropriation Examiner

DWM:js

Enclosure: Copy of transmittal letter

35-7022

**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that the LDS Church, Aberdeen 2nd Ward, Aberdeen, Idaho has on May 9, 1968 applied for permit to divert 0.8 cubic feet per second of water from a subterranean source under application no. 35-7022. Water will be diverted by a well and sprinklers within the SE 1/4 SE 1/4, sec. 21, T. 5 S, R. 31 E, B.M., Bingham County and is to be used from April 15 to October 31 for irrigation in the SE 1/4 SE 1/4 sec. 21, T. 5 S, R. 31 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

May 23, 1968

Re: Application No. 35-7022
L. D. S. Church, Aberdeen 2nd Ward

Aberdeen Times
Aberdeen, Idaho 83210

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

(Do not sign letter)

Signature of claimant

Very truly yours,

Donald L. McDowney
Appropriation Examiner

DLM:ks

Enclosure: Legal Notice

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that the L. D. S. Church, Aberdeen 2nd Ward,
Aberdeen, Idaho has on May 9, 1968
applied for permit to divert ~~stone~~ 0.8 cubic feet per second ~~acre feet~~
of water from a subterranean source
under application No. 35-7022. Water will be diverted by a well,
and sprinklers within the SE 1/4, sec. 21, T. 5 N., R.
31 E., B.M., Bingham County
and is to be used from April 15 to October 31 for irrigation
in the SE 1/4, sec. 21, T. 5 N., R. 31 E., B.M.

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Aberdeen Times, Aberdeen, Idaho,
on June 6 and June 13.

35-7022