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Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70099

This is to certify that: CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELFTH FLOOR EAST
50 E NORTH TEMPLE ST
SALT LAKE CITY UT 84150-6312
(801) 240-4656

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
36-2070A	WR/Decreed	03/11/1948	4 cfs	1248 af	N/A	312.0	GROUND WATER
36-2086	WR/Decreed	11/04/1949	2.4 cfs	461 af	120.0	745.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
36-2070A	YES	NO	YES	YES	NO	NO
36-2086	NO	NO	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
36-2070A	36-16072	2.46 cfs	768 af	192.0	312.0	36-16071	See Transfer 70102			
36-2086	36-2086	2.4 cfs	461 af	120.0	312.0					
COMBINED										
TOTALS		4.86 cfs	1229 af	312.0	312.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 30 day of July, 2003

For 
Chief Water Allocation Bureau

MICROFILMED
AUG 20 2003

SCANNED
AUG 08 2003

WATER RIGHT NO. 36-2086
As Modified by Transfer No. 70099

In accordance with the approval of Transfer No. 70099, Water Right No. 36-2086 is now described as follows.

Right Holder: CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELFTH FLOOR EAST
50 E NORTH TEMPLE ST
SALT LAKE CITY UT 84150-6312

Priority Date: November 04, 1949

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.40 CFS	461.0 AF
			2.40 CFS	461.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESE Sec. 36 Twp 07S Rge 23E MINIDOKA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	23E	36									40.0	39.0	39.0	39.0	39.0	38.0	39.0	39.0	312.0

Total Acres: 312

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
3. Prior to the diversion and use of water under Transfer approval 70099, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

MICROFILMED

AUG 20 2003

SCANNED
AUG 14 2003

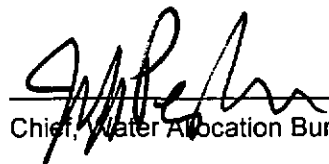
WATER RIGHT NO. 36-2086
As Modified by Transfer No. 70099

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 30 day of July, 2003

for 
Chief, Water Allocation Bureau

MICROFILMED

AUG 20 2003

SCANNED
AUG 14 2003

WATER RIGHT NO. 36-16072
As Modified by Transfer No. 70099

In accordance with the approval of Transfer No. 70099, Water Right No. 36-16072 is now described as follows.

Right Holder: CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS
 REAL ESTATE DIVISION
 TWELFTH FLOOR EAST
 50 E NORTH TEMPLE ST
 SALT LAKE CITY UT 84150-6312

Priority Date: March 11, 1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	2.46 CFS	768.0 AF
			2.46 CFS	768.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESE Sec. 36 Twp 07S Rge 23E MINIDOKA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	23E	36																	312.0

Total Acres: 312

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 192 acres within the place of use described above in a single irrigation season.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
3. Prior to the diversion and use of water under Transfer approval 70099, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

MICROFILMED

AUG 20 2003

SCANNED

AUG 08 2003

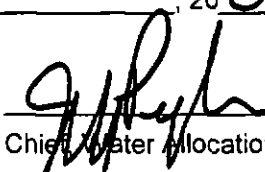
WATER RIGHT NO. 36-16072
As Modified by Transfer No. 70099

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 30 day of July, 2003

For  Chief, Water Allocation Bureau

MICROFILMED

AUG 20 2003

SLIP
AUG 10 2003

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69654**

This is to certify that: CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELFTH FLOOR
50 E NORTH TEMPLE ST
SALT LAKE CITY UT 84150
(802)240-3840

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
36-2076A	WR/Decreed	08/11/1948	2.135 cfs		160.0	429.0	GROUND WATER
36-2076B	WR/Decreed	08/11/1948	2.135 cfs	632.0 af		158.0	GROUND WATER
36-2085A	WR/Decreed	11/04/1949	2.135 cfs		160.0	429.0	GROUND WATER
36-2085B	WR/Decreed	11/04/1949	2.135 cfs	632.0 af		158.0	GROUND WATER
36-2086	WR/Decreed	11/04/1949	2.40 cfs		120.0	429.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
36-2076A	NO	NO	YES	YES	NO	NO
36-2076B	NO	NO	YES	YES	NO	NO
36-2085A	NO	NO	YES	YES	NO	NO
36-2085B	NO	NO	YES	YES	NO	NO
36-2086	NO	NO	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
36-2076A	36-2076A	2.14 cfs	640.0 af	160.0	745.0		N/A	N/A	N/A	N/A
36-2076B	36-2076B	2.14 cfs	632.0 af	158.0	745.0		N/A	N/A	N/A	N/A
36-2085A	36-2085A	2.13 cfs	615.0 af	160.0	745.0		N/A	N/A	N/A	N/A
36-2085B	36-2085B	2.14 cfs	632.0 af	158.0	745.0		N/A	N/A	N/A	N/A
36-2086	36-2086	2.40 cfs	461.0 af	120.0	745.0		N/A	N/A	N/A	N/A
TOTALS		10.95 cfs	2980.0 af	745.0	745.0		N/A	N/A	N/A	N/A

MICROFILMED

MAR 27 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69654

Detailed Water Right Description(s) attached

Dated this

22nd

day of

March

20

02

J. Glen Saylor

Chief, Water Allocation Bureau

MICROFILMED

MAR 27 2002

WATER RIGHT NO. 36-2076A
As Modified by Transfer No. 69654

In accordance with the approval of Transfer No. 69654, Water Right No. 36-2076A is now described as follows.

Right Holder: CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
 REAL ESTATE DIVISION
 TWELFTH FLOOR
 50 E NORTH TEMPLE ST
 SALT LAKE CITY UT 84150

Priority Date: 08/11/1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.14 CFS	640.0 AF
			2.14 CFS	640.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENENE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	NWSWSE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	SESESE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	Lot 3 NENENW	Sec. 1 Twp 09S	Rge 23E	MINIDOKA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	23E	36	39.0	40.0	40.0	39.0	40.0	39.0	39.0	40.0	39.0	39.0	40.0	39.0	40.0	40.0	39.0	632.0	
09S	23E	1	16.0	19.0			39.0	39.0										113.0	
			L1	L2			L3	L4											

Total Acres: 745

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 160.0 acres within the place of use described above in a single irrigation season.
2. Rights 36-2076A, 36-2085A, and 36-2086 when combined shall not exceed the irrigation of 429.0 acres.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-2076A, 36-2076B, 36-2085A, 36-2085B and 36-2086 shall not exceed 10.95 cfs, nor total combined annual volume of 2980.0 af for the irrigation of 745.0 total acres.

MICROFILMED

MAR 27 2002

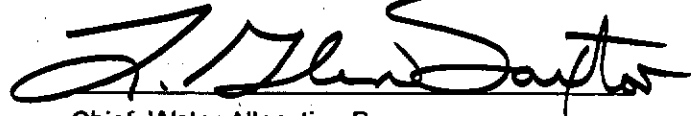
WATER RIGHT NO. 36-2076A
As Modified by Transfer No. 69654

CONDITIONS OF APPROVAL

4. Rights 36-2076B, 36-2085A, 36-2085B and 36-2086 are also diverted through the point(s) of diversion described above.
5. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of March, 2002


Chief, Water Allocation Bureau

MICROFILMED

MAR 27 2002

WATER RIGHT NO. 36-2076B
As Modified by Transfer No. 69654

In accordance with the approval of Transfer No. 69654, Water Right No. 36-2076B is now described as follows.

Right Holder: CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
 REAL ESTATE DIVISION
 TWELFTH FLOOR
 50 E NORTH TEMPLE ST
 SALT LAKE CITY UT 84150

Priority Date: 08/11/1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.13 CFS	632.0 AF
			2.14 CFS	632.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENENE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	NWSWSE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	SESESE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	Lot 3 NENENW	Sec. 1 Twp 09S	Rge 23E	MINIDOKA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 23E 36	39.0	40.0	40.0	39.0	40.0	39.0	39.0	40.0	40.0	39.0	39.0	40.0	39.0	40.0	40.0	39.0	632.0
09S 23E 1	16.0	19.0			39.0	39.0											113.0
	L1	L2			L3	L4											

Total Acres: 745

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 158.0 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 36-2076A, 36-2076B, 36-2085A, 36-2085B and 36-2086 shall not exceed 10.95 cfs, nor total combined annual volume of 2980.0 af for the irrigation of 745.0 total acres.
3. Rights 36-2076A, 36-2085A, 36-2085B and 36-2086 are also diverted through the point(s) of diversion described above.

MICROFILMED

MAR 27 2002

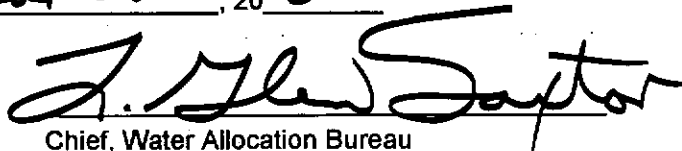
WATER RIGHT NO. 36-2076B
As Modified by Transfer No. 69654

CONDITIONS OF APPROVAL

4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of March, 2002


Chief, Water Allocation Bureau

MICROFILMED

MAR 27 2002

WATER RIGHT NO. 36-2085A
As Modified by Transfer No. 69654

In accordance with the approval of Transfer No. 69654, Water Right No. 36-2085A is now described as follows.

Right Holder: CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
 REAL ESTATE DIVISION
 TWELFTH FLOOR
 50 E NORTH TEMPLE ST
 SALT LAKE CITY UT 84150

Priority Date: 11/04/1949

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	2.13 CFS	615.0 AF
			2.13 CFS	615.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	NWSWSE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	SESESE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	Lot 3 NENENW	Sec. 1 Twp 09S	Rge 23E	MINIDOKA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	23E	36	39.0	40.0	40.0	39.0	40.0	39.0	39.0	40.0	40.0	39.0	39.0	40.0	39.0	40.0	40.0	39.0	632.0
09S	23E	1	16.0	19.0			39.0	39.0											113.0
			L1	L2			L3	L4											

Total Acres: 745

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 160.0 acres within the place of use described above in a single irrigation season.
2. Rights 36-2076A, 36-2085A, and 36-2086 when combined shall not exceed the irrigation of 429.0 acres.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-2076A, 36-2076B, 36-2085A, 36-2085B and 36-2086 shall not exceed 10.95 cfs, nor total combined annual volume of 2980.0 af for the irrigation of 745.0 total acres.

MICROFILMED

MAR 27 2002

WATER RIGHT NO. 36-2085A
As Modified by Transfer No. 69654

CONDITIONS OF APPROVAL

4. Rights 36-2076A, 36-2076B, 36-2085B and 36-2086 are also diverted through the point(s) of diversion described above.
5. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of March, 2002


Chief, Water Allocation Bureau

MICROFILMED

MAR 27 2002

WATER RIGHT NO. 36-2085B
As Modified by Transfer No. 69654

In accordance with the approval of Transfer No. 69654, Water Right No. 36-2085B is now described as follows.

Right Holder: CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
 REAL ESTATE DIVISION
 TWELFTH FLOOR
 50 E NORTH TEMPLE ST
 SALT LAKE CITY UT 84150

Priority Date: 11/04/1949

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	2.14 CFS	632.0 AF
			2.14 CFS	632.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENE Sec. 36 Twp 08S Rge 23E MINIDOKA County

GROUND WATER NWSWSE Sec. 36 Twp 08S Rge 23E MINIDOKA County

GROUND WATER SESESE Sec. 36 Twp 08S Rge 23E MINIDOKA County

GROUND WATER Lot 3 NENENW Sec. 1 Twp 09S Rge 23E MINIDOKA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	23E	36	39.0	40.0	40.0	39.0	40.0	39.0	39.0	40.0	40.0	39.0	39.0	40.0	39.0	40.0	40.0	39.0	632.0
09S	23E	1	16.0	19.0			39.0	39.0											113.0
			L1	L2			L3	L4											

Total Acres: 745

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 158.0 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 36-2076A, 36-2076B, 36-2085A, 36-2085B and 36-2086 shall not exceed 10.95 cfs, nor total combined annual volume of 2980.0 af for the irrigation of 745.0 total acres.
3. Rights 36-2076A, 36-2076B, 36-2085A and 36-2086 are also diverted through the point(s) of diversion described above.

MICROFILMED

MAR 27 2002

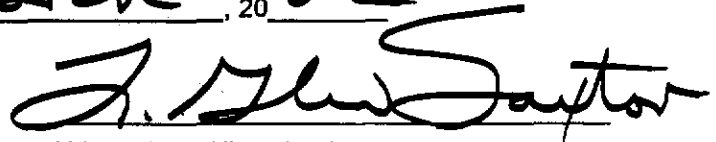
WATER RIGHT NO. 36-2085B
As Modified by Transfer No. 69654

CONDITIONS OF APPROVAL

4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of March, 2002


Chief, Water Allocation Bureau

MICROFILMED

MAR 27 2002

WATER RIGHT NO. 36-2086
As Modified by Transfer No. 69654

In accordance with the approval of Transfer No. 69654, Water Right No. 36-2086 is now described as follows.

Right Holder: CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
 REAL ESTATE DIVISION
 TWELFTH FLOOR
 50 E NORTH TEMPLE ST
 SALT LAKE CITY UT 84150

Priority Date: 11/04/1949

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	2.40 CFS	461.0 AF
			2.40 CFS	461.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENENE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	NWSWSE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	SESESE	Sec. 36 Twp 08S	Rge 23E	MINIDOKA County
GROUND WATER	Lot 3 NENENW	Sec. 1 Twp 09S	Rge 23E	MINIDOKA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	23E	36	39.0	40.0	40.0	39.0	40.0	39.0	39.0	40.0	40.0	39.0	39.0	40.0	39.0	40.0	40.0	39.0	632.0
09S	23E	1	16.0	19.0			39.0	39.0											113.0
			L1	L2			L3	L4											

Total Acres: 745

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 120.0 acres within the place of use described above in a single irrigation season.
2. ~~Rights 36-2076A, 36-2085A, and 36-2086 when combined shall not exceed the irrigation of 429.0 acres.~~
3. The total instantaneous diversion of water from all points of diversion under Rights 36-2076A, 36-2076B, 36-2085A, 36-2085B and 36-2086 shall not exceed 10.95 cfs, nor total combined annual volume of 2980.0 af for the irrigation of 745.0 total acres.

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MAR 27 2002

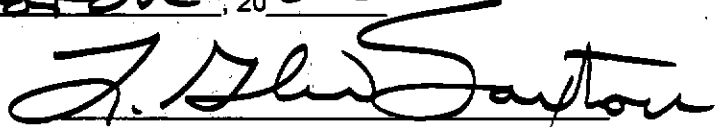
WATER RIGHT NO. 36-2086
As Modified by Transfer No. 69654

CONDITIONS OF APPROVAL

4. Rights 36-2076A, 36-2076B, 36-2085A and 36-2085B are also diverted through the point(s) of diversion described above.
5. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of March, 2002



Chief, Water Allocation Bureau

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MAR 27 2002

District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Important Information About Your Water Right

August 27, 2001

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

Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an *Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 36-02086. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This *Order* also incorporates into the *Partial Decree* an express statement that the *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This *Order* in combination with the *Partial Decree* that was issued for this water right on December 29, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the *Partial Decree* to show evidence of the water right. The original of this *Order* and the original of the *Partial Decree* for this water right are on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Order* is entered *Nunc Pro Tunc*, meaning that the *Order* will be treated as if it were issued the same date that the *Partial Decree* was originally issued.

Sincerely,



Diana Delaney
Case Administrator

MICROFILMED

MAR 27 2002

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)

Water Right 36-02086

Case No. 39576)

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on December 29, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

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.

Dated August 27, 2001

Roger Burdick
ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

MAR 27 2002

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 36-02086

DEC 27 PM 4:55
DISTRICT COURT - SRBA
TWIN FALLS CO, IDAHO

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: 2.4 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.67 CFS, AND A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1716 AF.
COMBINED RIGHT NOS.: 36-02085A AND 36-02076A.

PRIORITY DATE: 11/04/1949

POINT OF DIVERSION: T08S R23E S36 NWSWSE Within MINIDOKA County
SESESE
T09S R23E S01 LOT 3 (NENW)

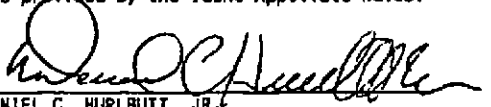
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	2.4 CFS

PLACE OF USE:	IRRIGATION	Within MINIDOKA County				
	T08S R23E S36	NESW 40	NWSW 39	SWSW 39	SESW 40	
		NESE 39	NWSE 40	SWSE 40	SESE 39	
	T09S R23E S01	Lot 1 (NENE)16	Lot 2 (NWN)19	Lot 3 (NENW)39	Lot 4 (NWNW)39	
	429 ACRES TOTAL					

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 429 ACRES IN A SINGLE
IRRIGATION SEASON.
COMBINED RIGHT NOS.: 36-02085A AND 36-02076A.

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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-02086

PAGE 1
DEC-16-1997

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MAR 27 2002

MEMORANDUM

TO: FILE 36-2086
FROM: VAULT
RE: TRANSFER # 70099
DATE: 7.30.03

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 36-2070A

MICROFILMED

AUG 20 2003

MEMORANDUM

TO: FILE 36-02086
FROM: VAULT
RE: TRANSFER # 69654
DATE: 3/18/02

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**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 36-02076A

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MAR 27 2002