

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

T. 6 N - R. 32 E

Point of Div

30

Scale: 2 inches equal 1 mile.

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.

MICROFILMED

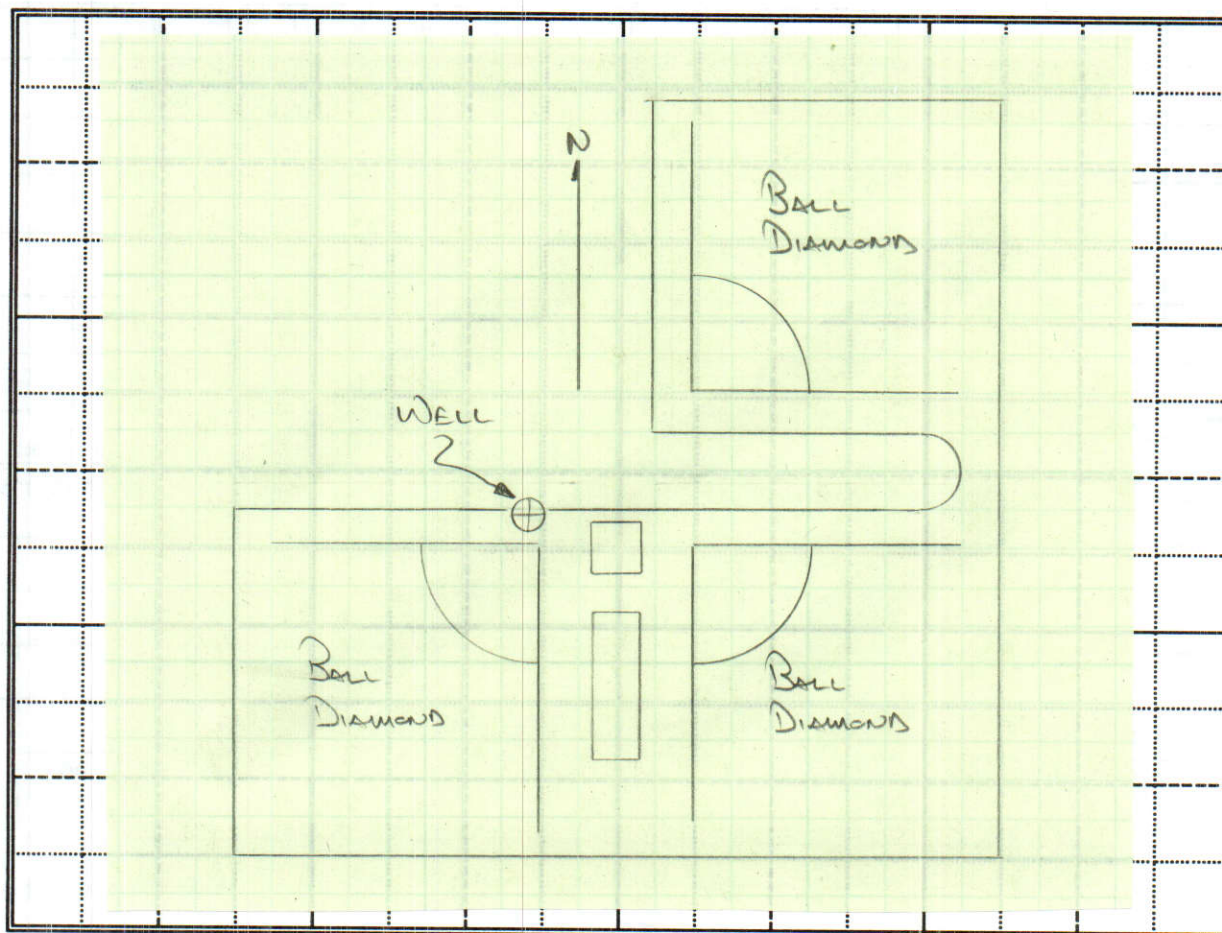
JUN 12 1989


(Applicant)

(Applicant)

R.R.R.

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Unknown	SWP			

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

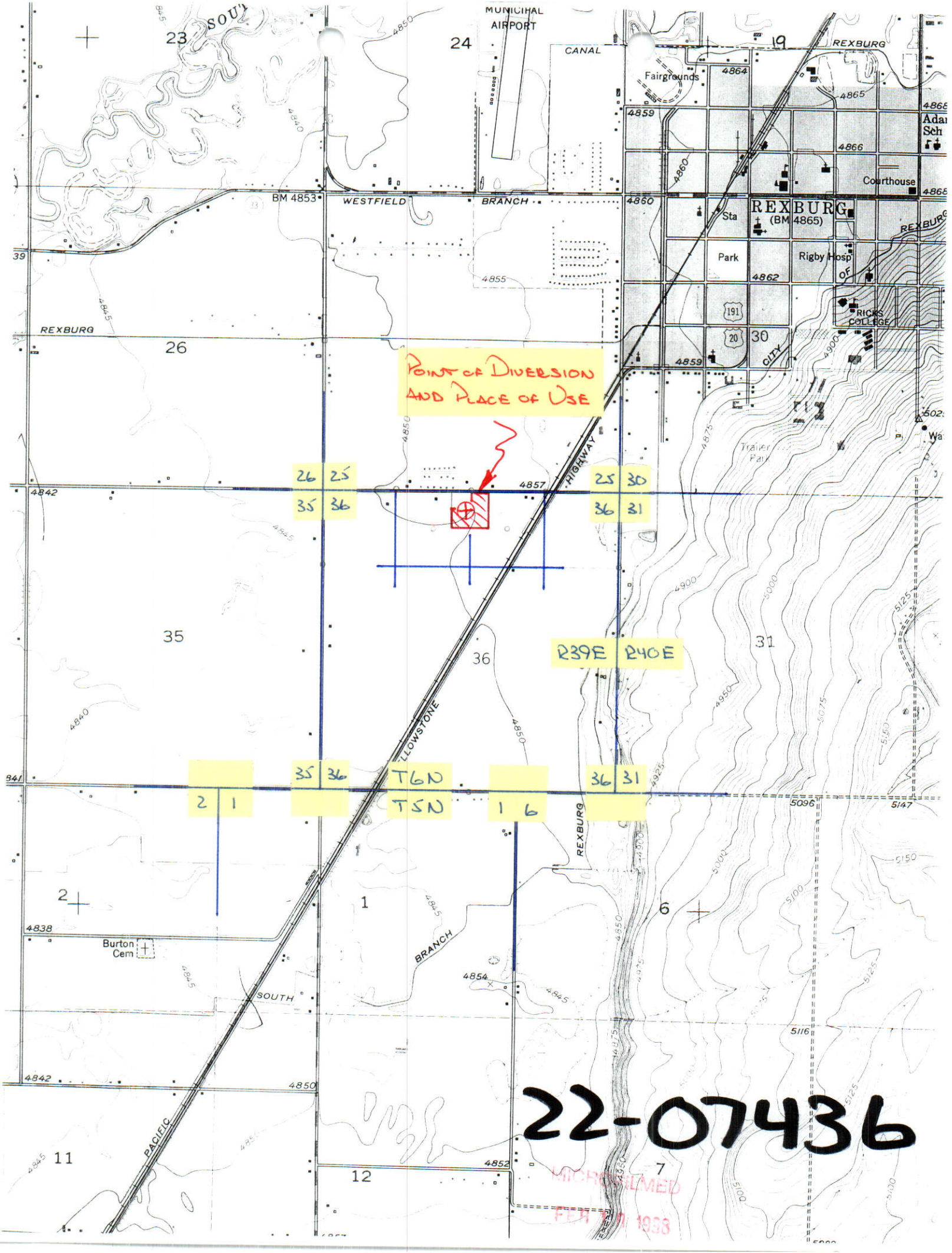
1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: ESTIMATED OPERATING PRESSURE AT 45 PSI

RECEIVED

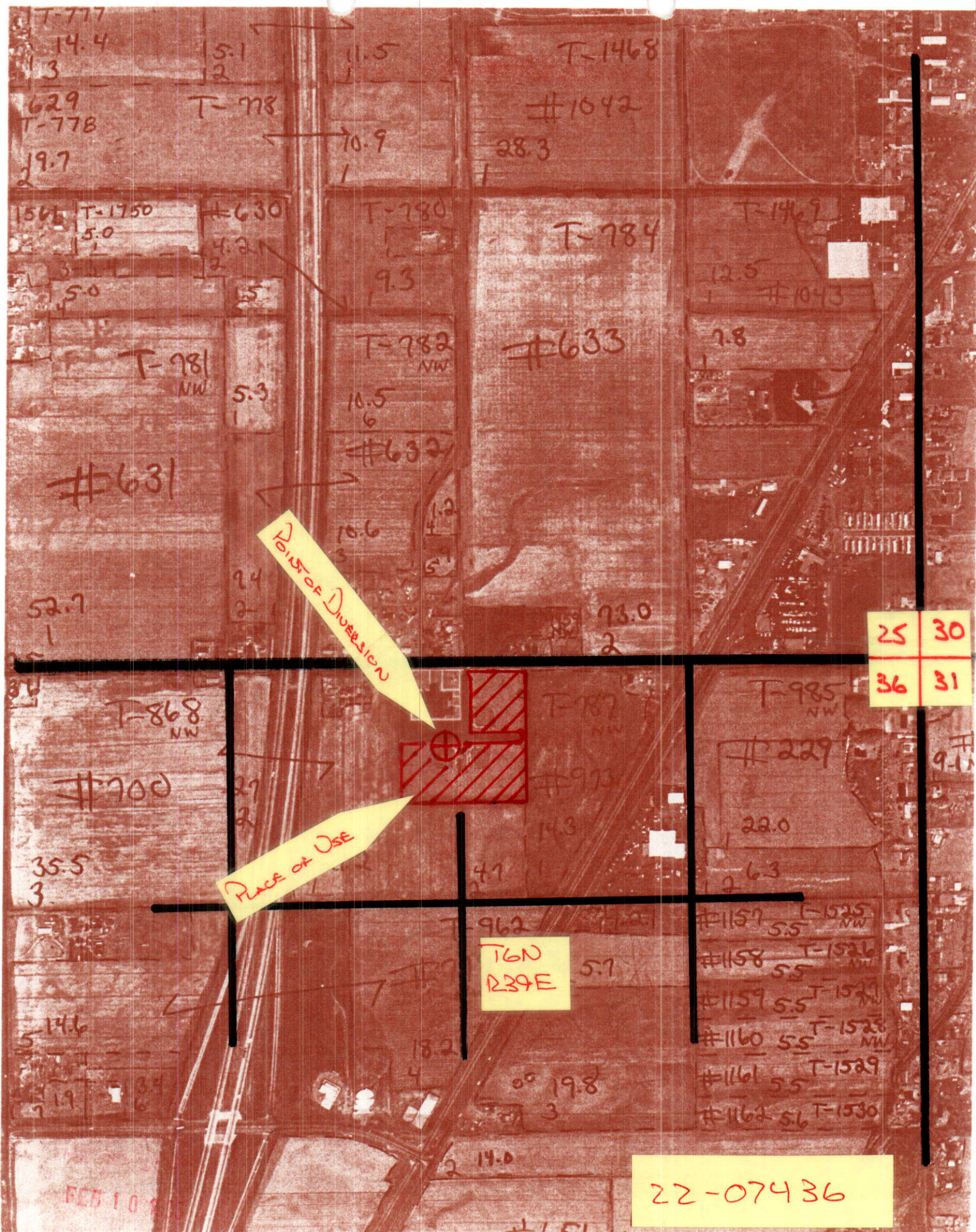
FEB 10 1993



POINT OF DIVERSION
AND PLACE OF USE

22-07436

MICROFILMED
FEB 11 1933



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07436

Priority: May 13, 1983

Maximum Diversion Rate: 0.16 CFS

Maximum Diversion Volume: 28.0 AF

This is to certify, that CHURCH OF JESUS CHRIST LATTER DAY SAINTS

50 E N TEMPLE ST

SALT LAKE CITY UT 84150

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 13, 1983; and has submitted Proof of Beneficial Use on May 25, 1990. An examination indicates that the works have a diversion capacity of 0.250 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
-----------------------	----------------------	--------------------------	----------------------

IRRIGATION	04/15 to 10/15	0.16 CFS	28.0 AF
------------	----------------	----------	---------

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 36, Township 06N, Range 39E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	39E	36	NWNE 5	NENW 3		8

Total number of acres irrigated: 8

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

FEB 16 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07436

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 4TH
day of FEBRUARY, 1998.


Acting for KARL J. DREHER, Director

REC-10
FEB 10 1998

RECEIVED
FEB 02 1998

State of Idaho
Department of Water Resources

#516-8317

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07436

Date of Priority: May 13, 1983

Maximum Diversion Rate: 0.16 CFS
Maximum Diversion Volume: 28.0 AF

Comes now

CHURCH OF JESUS CHRIST LATTER DAY SAINTS

50 E N TEMPLE ST

SALT LAKE CITY UT 84150

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 22-07436, and requests that the permit be changed as follows:

Source: **GROUNDWATER**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.16 CFS	28.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 36, Township 06N, Range 39E
MADISON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	39E	36	NWNE 5	NENW 3		8

Total number of acres irrigated: 8

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at SALT LAKE CITY UT, this 26 day of JANUARY, 1998.

JJR


(Signature)

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

AUTHORIZED AGENT

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07436

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50.00 Received by VS # 000134 Date 2/2/98

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 22-07436 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Witness my hand this 4TH day of FEBRUARY, 1998.


Acting for **KARL J. DREHER, Director**

RECEIVED

MAY 25 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

516-8317
For Office Use Only
Amt. of Fee \$ 50.00
Date 5-25-90
Receipt No. 0016999
Received by [signature]

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 22-07436 Telephone No. 801-240-4074

Name(s) of Permit Holder(s): Corp. of Presiding Bishop of Church of Jesus Christ of Latter-day Saints

Post Office Address: Real Estate Div., 12th Floor E., 50 E. North Temple St., Salt Lake City UT 84150

Source of Water: groundwater

If ground water, well driller's name: _____ Date drilled: 1979

Extent of Use:

Domestic _____ (No. of households)

Irrigation 9 (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

Total rate and/or volume for which proof is submitted 0.18 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1979

One of the following may be a condition of approval of your permit:

Measuring device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☒ No

OR

Flow Measurement Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☒ No

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Nyle Klinger
Name

208-356-3355

Telephone No.

224 South 3421 West, RExburg ID 83440

Address

MICROFILMED

AUG 14 1990

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

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

5-3-90

Date

[signature]
Signature (and title if on behalf of a company or organization)

AUTHORIZED AGENT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

Corp. of Presiding Bishop of The Church of
Jesus Christ of Latter Day Saints a Utah Corp. Sole

1. Name of applicant Phone 1 (800) 453-3860

Post office address 50 East North Temple Street, Salt Lake City, Utah 84150

2. Source of water supply Ground water which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 36 Township 6N

Range 39E B.M. Madison County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.18 cfs for irrigation purposes from April 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.18 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well + Pump
7 1/2 hp pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 10 inches; proposed depth of well is 66 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 completed years (minimum 1 year — maximum 5 years).

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: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

MICROFILMED

JUN 12 1989

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	
6N	39E	36		6			3												9

Total number of acres to be irrigated 9

c. Describe any other water rights used for the same purposes as described above.

9. a. Who owns the property at the point of diversion Corp. of Presiding Bishop of The Church of Jesus Christ of Latter-day Saints

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 Guy A. Erikson is the stake Physical Facilities Rep.

10. Remarks The nine acres are used as a recreation area. The system was put into in 1979. Rexburg Stake Center

RECEIVED

JUN 16 1989

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

T. 6 N - R. 32 E

Point of Div

36

Scale: 2 inches equal 1 mile.

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.

MICROFILMED
JUN 12 1989

Greg A. Eickman P.F.R.
(Applicant)

Proposed Priority 5/13/83

Received by CW Date 5-13-83 Time 4:10P.
Preliminary check by KCW Fee \$ 30.00
Receipted by CW Date 5-19-83 # 26253
Publication prepared by AB Date 2/8/89
Published in Rexburg Standard-Tribune
Publication dates 2-16 & 2-23-89
Publication approved CW Date 3-13-89
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by HWS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 22-7436, 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 June 1, 19 90.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Witness my hand this 9th day of May, 1989.

J. Glen Saylor

RECORDED
JUN 12 1989

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

MAR 7 1989

Department of Water Resources
Eastern District Office

I, Terry Weatherston being first duly sworn, depose and say, that I am the printer of THE STANDARD-JOURNAL, a semi-weekly newspaper printed and published semi-weekly at Rexburg, Madison County, Idaho; and I do solemnly swear that the

Notice Of Application a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for

Two consecutive issues, the first publication having been made on February 16, 1989 and the last publication having been made on February 23, 1989.

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy eight consecutive weeks prior to the first publication of the said notice.

Terry Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 24th day of February in the year of 1989, before me, a Notary Public, personally appeared Terry Weatherston, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Gayle M. Laid
Notary Public for Idaho

Residing at Rexburg, Idaho
My commission expires: June 8, 1993.

NOTICE OF APPLICATION
FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

22-07422

MOSS, JAMES B.
PICKETT, MERRILL J.
RT 1, BOX 122-W
MENAN, ID 83434
Source: GROUNDWATER
Diversion Pt: LOT 15 (SESW) Sec 2 T
05N R 38E
Use: IRRIGATION (.080 CFS),
STOCKWATER (.050 CFS), DOMESTIC
(.040 CFS)
Date Filed: 2/17/1983
In: T05N R38E S02 Lot 15 (SESW) 4.0
ACRES TOTAL

22-07436

CHURCH OF JESUS CHRIST LATTER
DAY SAINTS
50 E NORTH TEMPLE STREET

SALT LAKE CITY, UT 84150
Source: GROUNDWATER
Diversion Pt: NENW Sec 36 T 06N R
39E
Use: IRRIGATION (.180 CFS)
Date Filed: 5/13/1983
In: T06N R39E S36 NWNE NENW 9.0
ACRES TOTAL

22-07473

ART PORTER, INC.
P.O. BOX 658
REXBURG, ID 83440
Source: GROUNDWATER
Diversion Pt: NENW Sec 17 T 06N R
40E
Use: IRRIGATION (.650 CFS) IN-
DUSTRIAL (.500 CFS)
Date Filed: 12/23/1983
In: T06N R40E S 17 NENW NWNW
SWNW SENW 33.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before MARCH 6, 1989.

R. KEITH HIGGINSON
Director

Publ. Feb. 16 and 23, 1989J.

RECEIVED

JUN 12 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 5, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
50 E N TEMPLE ST
SALT LAKE CITY UT 84150

RE: WATER RIGHT NO. 22-07436

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

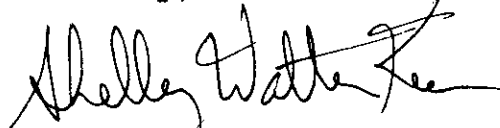
- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 5th day of February, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 22-07436

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
50 E N TEMPLE ST
SALT LAKE CITY UT 84150


Karl Lynn Townsend
Secretary

THE CHURCH of
JESUS CHRIST
OF LATTER-DAY
SAINTS

RECEIVED

FEB 02 1998

Department of Water Resources

REAL ESTATE ACQUISITIONS AND MANAGEMENT

Reference reply to:

Twelfth Floor
50 East North Temple Street
Salt Lake City, Utah 84150-0012
Phone (801) 240-3840
Facsimile: (801) 240-2913

#516-8317 22-07436

#513-3696 29-07865

Shelley Walter Keen
IDWR

Here are the referenced Applications for
Amendment.

Enclosed is our check in the amount of \$100
to cover the filing fees of \$50 on
each application.

Thanks for your courteous service.

Mr. Glade Pincock
801 240-4656



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

January 2, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
50 E N TEMPLE ST
SALT LAKE CITY UT 84150

RE: WATER RIGHT NO. 22-07436

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00. If you have any questions, please call me at (208) 327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 11, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
50 E N TEMPLE ST
SALT LAKE CITY UT 84150

RE: WATER RIGHT NO. 22-07436

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

WR0749NP
No. L22-07436

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/09/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHURCH OF JESUS CHRIST LATTER DAY SAINTS 50 E N TEMPLE ST SALT LAKE CITY UT 84150	05/13/1983	IRRIGATION	04/15 10/15	0.160 CFS	28.00 AFA
TOTAL DIVERSION:					0.160 CFS	28.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.250 CFS

Point(s) of Diversion: T06N R39E S36 NWNE MADISON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	:
06N	39E	36	:	05			:	03				:				8.0
TOTAL ACRES															8.0	

Pou County: MADISON

Other Water Rights Listing Overlapping Place(s) of use:
22-07436

Conditions of Approval:

- R63 - This right when combined with all other rights shall provide no
- more than 0.02 cfs per acre nor more than 3.5 afa per acre at the
- field headgate for irrigation of the lands above.

Dates: App. Received: 05/13/1983 Priority Date: 05/13/1983
Proof Due Date: 06/01/1990 Proof Made Date: 05/25/1990
Exam Made Date: 07/28/1992 Exam Sent to S.O.: 11/05/1997
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 12/09/97 SCURTIS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM			
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE					
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac				
L2207436	T06N R39E S36 GROUNDWATER																																				
	:	05								:	03								:									:					:	8			
0100329	SNAKE RIVE :																																				
~~2207436~~	~~GROUNDWATE :~~	~~06~~								:	~~03~~								:									:					:	~~9~~			
2207735	GROUNDWATE :																																				
2207757	GROUNDWATE :	16								:							:															:	16				
A2211027	TETON RIVE :	35	26	35	40	:	21	40	32	21	:	32	26	29	37	:	40	40	40	38	:	532															
-86 MAP--	C65Q-W 94 :	37	33	37	36	:	30	41	32	33	:	40	27	09	38	:	32	37	35	38	:	535															

Roxburg Inc.

MEMORANDUM

TO: File 22-07436

FROM: Sharla

DATE: December 9, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 22-07436 are based on the following:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use:

T6N, R39E, S36 - NWNE (5 acre), NENW (3 acre)

TOTAL 8 acres

H. RECOMMENDATIONS

Irrigation	4/15 - 10/15	0.16 cfs	28.0 afa
------------	--------------	----------	----------

For irrigation of more than 5 acres, the total number of acres listed per ¼¼ is rounded to the nearest whole number. The rate and volume figures have been adjusted accordingly.

Examiner: Paul Meyer

Exam Date: July 28, 1992

RECEIVED
FEB 10 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 22-07436

DATE 12/9/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>✓</u>	<u>—</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>YES</u>
			Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.18</u> cfs
Fee limit	<u>.20</u> cfs <u>\$50⁰⁰</u>
Measured	<u>—</u> cfs
Theoretical	<u>.25</u> cfs

Recommended Total Div Rate .166 cfs

ANNUAL VOLUME/
NATURE OF USES —

Use	cfs	Volume Calc
<u>Dom.</u>	<u>.16</u>	<u>8 X 3.5 =</u> af
<u>—</u>	<u>—</u>	<u>—</u> af
<u>—</u>	<u>—</u>	<u>—</u> af
<u>—</u>	<u>—</u>	<u>—</u> af
SUBTOTAL	<u>.14</u>	<u>28.0</u> af

Flow rate .16 cfs X 184 days X 1.98 = 58.3 af
 Total volume recommended 28.0 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS — Watermaster Control WD# —

463 GW Measurement/Measuring Device
463 Overlap

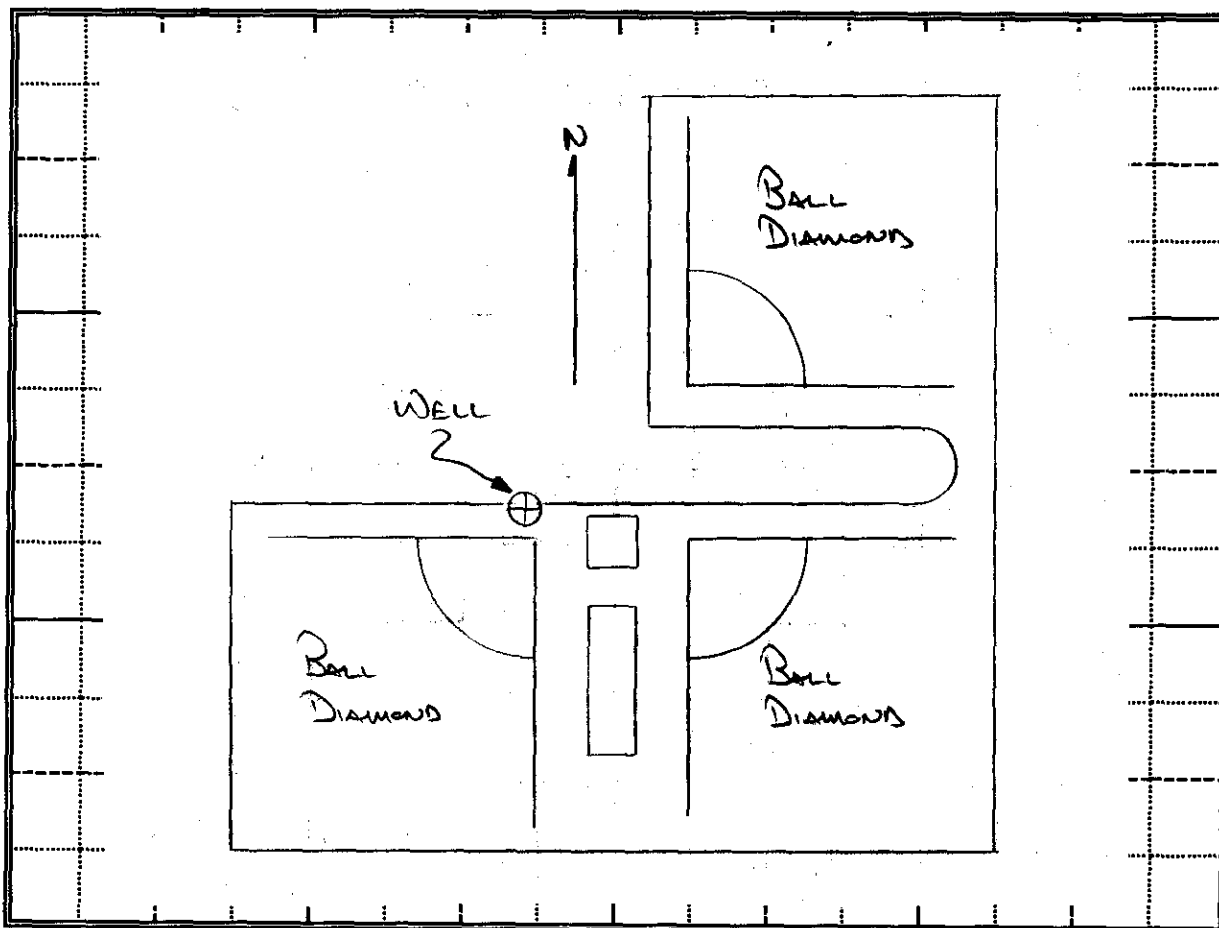
— Use-specific conditions
 Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
 Adjustment Memo rounded as
75

1st Amend Letter P39 P38
 2nd Amend Letter P47

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Overhaul	5HP			

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
—						

2. Measurements: ESTIMATED OPERATING PRESSURE AT 45 PSI

E. NARRATIVE/REMARKS/COMMENTS

* WELL WITH SUBMERSIBLE PUMP TO SPRINKLER SYSTEM FOR
3 SOFTBALL DIAMONDS AND SURROUNDING LAWN AREAS.

* FROM AREA WELL LOGS ESTIMATE STATIC WATER LEVEL AT
12'. ESTIMATE DRAWDOWN TO 22' FOR THEORETICAL FLOW
CALCULATIONS.

* PUMP IS UNKNOWN MAKE ESTIMATED AT 5 HP.

* ESTIMATE OPERATING PSI AT 45 PSI.

Have conditions of permit approval been met? ☐ yes ☐ no

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$Q_{\text{MEASURE}} = \frac{5 \text{ HP} (8.814) \cdot 7 \text{ EFF}}{22' \text{ LIFT} + (2.308 \times 45 \text{ PSI})} = 0.25$$

LIMITED BY 0.02 CFS/AC TO 0.14 CFS**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$$V_{\text{I.R.}} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 7 \text{ AC} \times 3.5 = 24.50$$

$$V_{\text{D.R.}} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.14 \times 19835 \times 183 = 50.82$$

$$V = \text{Smaller of } V_{\text{I.R.}} \text{ and } V_{\text{D.R.}} = \underline{24.5}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>IRRIGATION</u>	<u>4-15</u>	<u>10-15</u>	<u>0.14</u>	<u>24.5</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.14</u>	<u>24.5</u>

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ☒ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

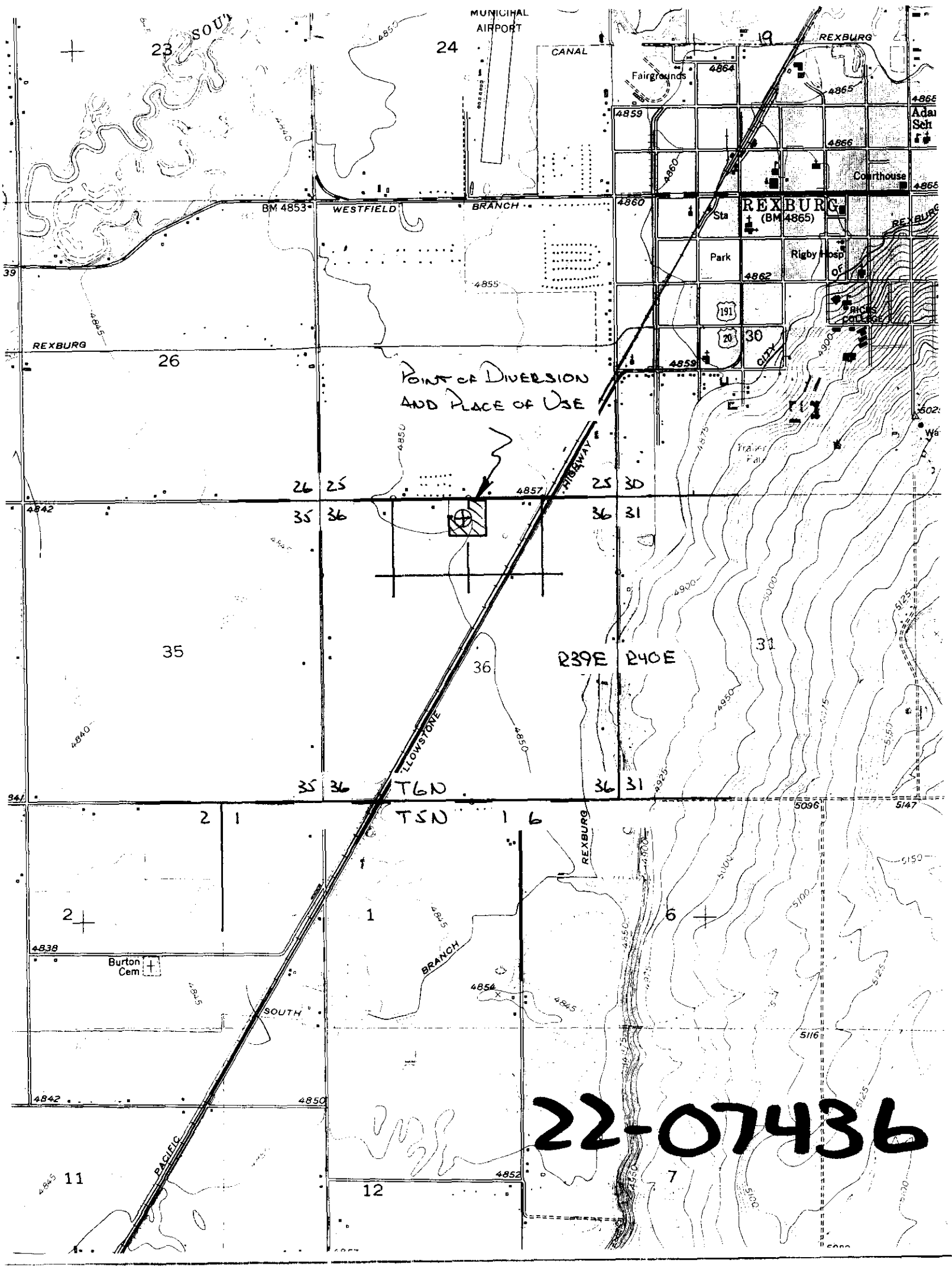
I. AUTHENTICATIONField Examiner's Name [Signature] Date 10-31-97

Reviewer _____ Date _____

SEAL

JAN 10 1998

FEB 10 1998



22-07436

Point of Diversion

Place of Use

TGN
R39E

25	30
36	31

22-07436

FEB 10

August 1, 1990

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
50 E. N. TEMPLE ST.
SALT LAKE CITY, UT 84150

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 22-07436

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

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AUG 14 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 22-7436

Date: 7-23-90

General Considerations:

☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change _____ If yes, prepare a data entry
☒ Proof received timely _____
_____ Reinstated

Source of Water:

☒ Surface water
☒ Groundwater
_____ well log in file
_____ drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof acceptable
Well log fee

MA Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	-
No. of days late	_____	=
Priority date	_____	+
NEW PRIORITY DATE	_____	=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

REAL ESTATE DIVISION
Twelfth Floor
50 East North Temple Street
Salt Lake City, Utah 84150
Phone (801) 240-2929

Reference reply to:

State of Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Attention: Gary Spackman

Dear Mr. Spackman:

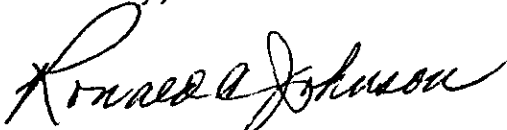
Attached is a check for \$250 and the signed documents requesting field examination for four water permits in Idaho. The list below shows the permit number, our property number and name, the amount of water requested in the permit and the fee. The document indicates a person to call to assist the state with the examination.

If you have any questions or comments, please let me know.

<u>Permit #</u>	<u>Property #</u>	<u>Property Name</u>	<u>Quantity Requested</u>	<u>Fee</u>
P74-7273	504-7218	Leadore	0.18 C.F.S.	\$ 50
22-07436	516-8317	Rexburg 13, 19 wards and stake Rec Property, Hwy 91	0.18 C.F.S	\$ 50
P25-07543	501-3607	Grays Lake	0.10 C.F.S.	\$ 50
71-07121	535-8914	Cabin Creek Rec Property	0.36 C.F.S.	<u>\$100</u>
Total				\$250

Thanks for your help.

Sincerely,



Ronald C. Johnson

cc: Terry F. Roylance
M. Glade Pincock

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AUG 14 1990

138397

March 31, 1990

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
50 E. N. TEMPLE ST.
SALT LAKE CITY, UT 84150

PROOF DUE NOTICE

RE: PERMIT NO. 22-07436

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

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AUG 14 1990

MEMORANDUM

TO: FILE/APPLICATION NO.

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 11-27-89

=====

This application was among those applications reviewed in the regional offices last year and recommended for out of sequence processing. This application includes a statement and sufficient supporting evidence concerning development of the project prior to October 1, 1984.

The department's Policy and Implementation Plan for Processing Water Rights in the Swan Falls Area provides for applications to be processed out of sequence if the development was completed prior to October 1, 1984 and the application filed prior to July 1, 1985. These filings are not required to be processed in sequence with other trust water filings because the effect of these filings have already occurred and because, due to subordination, the filings are not taking water held in trust. These filings are not subject to the staged development policy and public interest criteria of Section 42-203C, Idaho Code.

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AUG 14 1990

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
May 10, 1989

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
50 E. NORTH TEMPLE STREET
SALT LAKE CITY, UT 84150

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 22-07436

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also

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JUN 12 1989

enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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JUN 12 1977

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: KC Weber

APPLICATION NUMBER: 22 745

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☐ Yes ☒ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 3-6-89
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 3-7-89
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? 01-P05
5-13-1983 Date of priority recommended.
Special conditions of approval or cover letter.

App. in TRUST area - see remarks

By: HWT

Date: 3-20-89

STATE OFFICE REVIEW

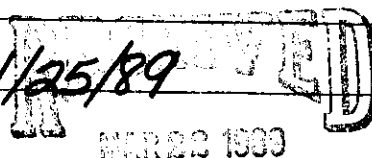
P05, P23, P16

46

- ☐ See attached sheet for more information.

By: KW

Date: 4/25/89



February 13, 1989

L.D.S. Chruch
50 E. North Temple Street
Salt Lake City, UT 84150

Application for Permit No. 22-07436

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 22-07436. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Rexburg Standard-Journal. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

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JUN 12 1989

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES—
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 8, 1989

THE REXBURG STANDARD-JOURNAL
P.O. BOX 10
REXBURG, ID 83440

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MARCH 6, 1989.

Yours truly,

Rita Bodell
Secretary

Encl.

NOT RECORDED

JUN 12 1989

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

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JUN 12 1989

22-07436

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
50 E. NORTH TEMPLE STREET
SALT LAKE CITY, UT 84150

Source: GROUNDWATER

Diversion Pt: NENW Sec 36 T 06N R 39E

Use: IRRIGATION (.180 CFS)

Date Filed: 5/13/1983

In: T06N R39E S36 NWNE NENW

9.0 ACRES TOTAL

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JUN 12 1989

The permit(s) will be subject to all prior water rights. Protests may be submitted based the criteria of Sec. 42- 3A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before MARCH 6, 1989.

R. Keith Higginson, Director

Published 2/16/1989 & 2/23/1989

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JUN 12 1989

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

REAL ESTATE DIVISION
Twelfth Floor
50 East North Temple Street
Salt Lake City, Utah 84150
Phone (801) 240-2929

January 24, 1989

Reference reply to:

#509-5972

Mr. Harold Jones
State of Idaho Department of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls ID 83402

JAN 27 1989

Department of Water Resources
Eastern District Office

Dear Mr. Jones,

In response to a letter from Ronald D. Carlson regarding application for permit No. 22-7436, we do have a continued interest in developing a water right as proposed by the application.

We are pleased to see that applications are being processed that have been held as a result of the Swan Falls controversy.

For your records, this application is on Church property #509-5972. Thanks for your help.

Sincerely,


Ronald C. Johnson

RCJ:ja

cc: Terry F. Roylance
M. Glade Pincock

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JUN 12 1989

January 18, 1989

CHURCH OF JESUS CHRIST OF
LATTER DAY SAINTS
50 EAST NORTH TEMPLE
SALT LAKE CITY, UT 84150

RE: APPLICATION FOR PERMIT NO. 22-7436

Dear Applicant:

The department is now beginning the processing of applications which have been held as a result of the Swan Falls controversy. In connection with this processing, the department requests the information described below.

From the department's review of the above referenced water right application, it appears the application is only subject to the usual water right processing described in Section 42-203A, Idaho Code, and is not subject to the public interest criteria processing required of some applications in the Swan Falls settlement.

The department asks that you advise us within 15 days of this letter if you no longer have a continued interest in developing a water right as proposed by the application. If you do not respond in this time period, the department will proceed with the usual processing of the application including advertisement.

Please feel free to contact the department if you have questions.

Sincerely,


Ronald D. Carlson
Eastern Regional Manager

RDC/rb

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JUN 22 1989



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

August 12, 1985

RE: Application for Permit No. 22-7436

Church of Jesus Christ of Latter Day Saints
50 East North Temple Street
Salt Lake City, Utah 84150

Gentlemen:

In October of 1984, Idaho Power Company and the State of Idaho signed an agreement stating the Company's water rights would be subordinated to those persons who beneficially used water prior to October 1, 1984, and who filed an application or claim for said use by June 30, 1985.

To insure proper consideration of your application pursuant to the above agreement, follow the directions on the enclosed form and return it to this office when completed. For your benefit in identifying the point of diversion and place of use, included on the form is a description of the major items contained on the application.

Your cooperation in returning the completed form and supplemental documentation will expedite future administrative action on your application when processing of applications above Swan Falls resumes.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

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JUN 12 1989