

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

RANGE 43 E
TOWNSHIP 9 N

SEC 30

NW $\frac{1}{4}$ SW $\frac{1}{4}$.91 ACRES.

MICROFILMED

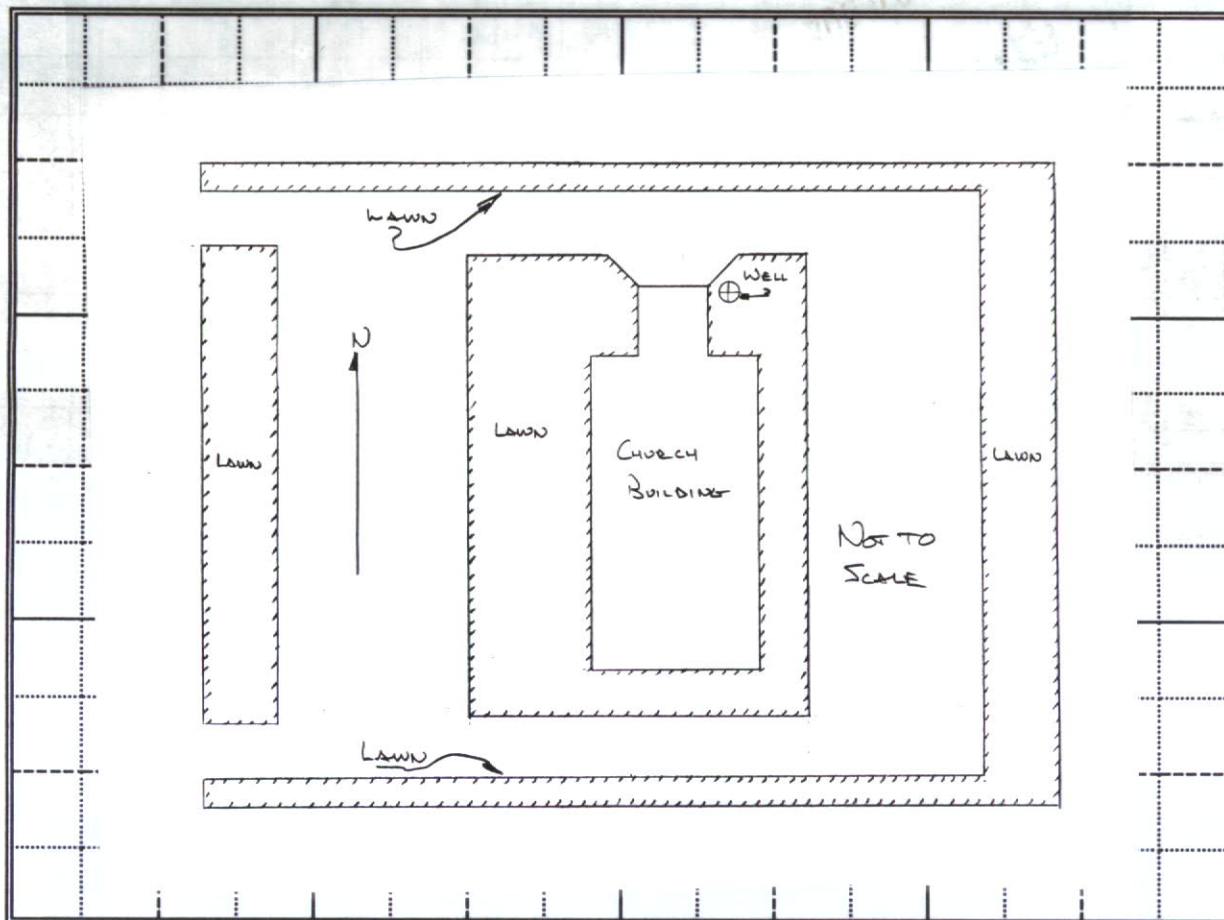
AUG 31 1990

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.

Ashton Idaho Stake
(Applicant) By Grant Richey

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
Unknown	_____	3*			

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

From Page of BENEFICIAL USE

D. FLOW MEASUREMENTS

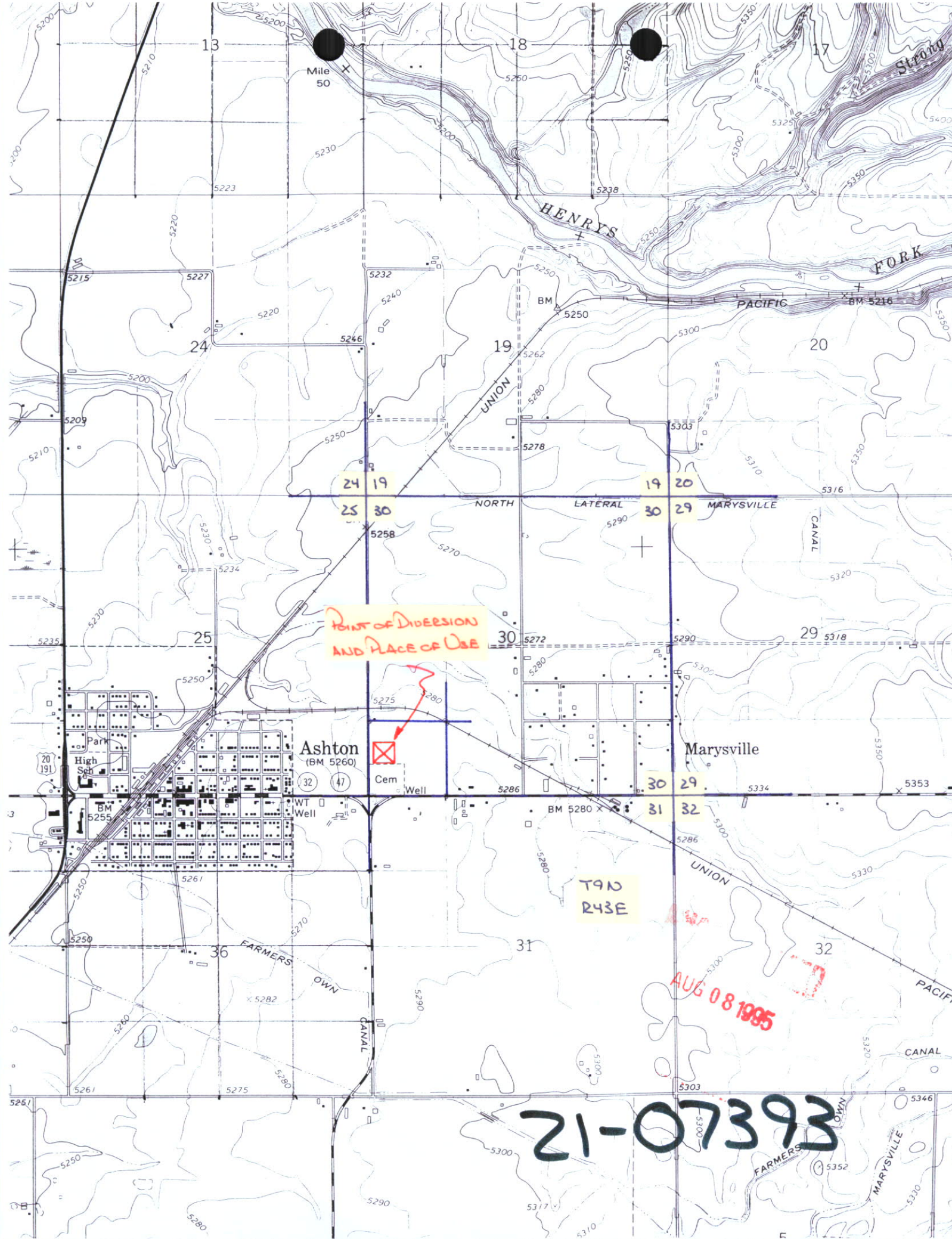
1.

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

2. Measurements:

WELL LOG SHOWS STATIC WATER AT 20'. (ATTACHED)
ESTIMATE OPERATING PRESSURE AT 40 PSI

AUG 08 1995



POINT OF DIVERSION
AND PLACE OF USE

T9N
R43E

AUG 08 1995

21-07393



Fig. 1 - Point of diversion.



Fig. 2 - Place of use.

AUG 08 1995

21-07393

St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

RECEIVED

MAR 1 - 1990

Department of Water Resources
Eastern District Office

STATE OF IDAHO
County of Fremont

Terry Weatherston
being first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD-CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly
swear that the Notice Of Application
copy of which notice appears attached
hereto, was published in the regular and
final issue of said newspaper, and not
in any supplement issue thereof.
Two consecutive issues, the
first publication having been made on
February 1, 1990

and the last publication having been
made on February 3, 1990

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under 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 said notice.

Terry Weatherston

STATE OF IDAHO
COUNTY OF MADISON

On this 9th day of February
of the year of 1990, 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

Joseph L. Davis

Notary Public for Idaho
Residing at Rexburg, Idaho
commission expires: June 3, 1990

NOTICE OF APPLICATION FOR WATER RIGHT

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

21-07392

HEDRICK BEE W.
RILEY, LOIS HEDRICK
3639 RAMPART ST.
BOISE, ID 83704

Source: GROUNDWATER

Diversion Pt: SESE Sec 34 T 09N R
42E

Use: IRRIGATION (.470 CFS) Total
Diversion: (.470 CFS)

Date Filed: 12/09/1988

In: T09N R42E S34 NESE SESE 23.4
ACRES TOTAL

21-07393

CHURCH OF JESUS CHRIST LATTER
DAY SAINTS
ASHTON STAKE
RT. 2

ASHTON, ID 83420

Source: GROUNDWATER

Diversion Pt: NWSW Sec 30 T 09N R
43E

Use: IRRIGATION (.016 CFS)
DOMESTIC (.040 CFS) Total Diversion:
(.056 CFS)

Date Filed: 12/28/1988

In: T09N R43E S30 NWSW 0.9 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. Pro-
tests must be filed with the Director, Dept.
of Water Resources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Idaho 83402 on or
before FEBRUARY 19, 1990.

R. KEITH HIGGINSON
Director

Publ. Feb. 1 and 8, 1990HC.

MICROFILMED

AUG 31 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 21-07393

Priority: January 30, 1989

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

4.9 AF

This is to certify, that CHURCH OF JESUS CHRIST LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELFTH FLOOR
50 E NORTH TEMPLE ST
SALT LAKE CITY UT 84150

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 28, 1988; and has submitted Proof of Beneficial Use on November 22, 1991. An examination indicates that the works have a diversion capacity of 0.150 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	0.02 CFS	3.2 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.7 AF
	Totals	0.06 CFS	4.9 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 30, Township 09N, Range 43E
FREMONT 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>
09N	43E	30	SWSW	0.9		0.9

Total number of acres irrigated: 0.9

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS/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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

AUG 08 1995

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

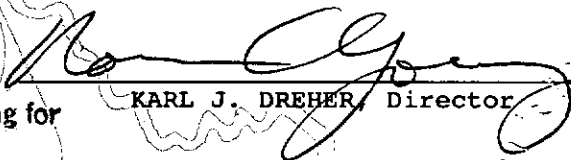
WATER RIGHT NO. 21-07393

CONDITIONS/REMARKS:

6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
8. Domestic use is for a church building.
9. Domestic use does not include lawn, garden, landscape, or other types of irrigation.
10. Place of use is known as the Ashton Stake.

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 24TH
day of July, 1995.

Acting for


KARL J. DREHER, Director

WR

RECEIVED
JUL 28 1995

State of Idaho
Department of Water Resources

RECEIVED
JUN 13 1995

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 21-07393

Department of Water Resources

Date of Priority: January 30, 1989

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

4.9 AF

Comes now

CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS

REAL ESTATE DIVISION

TWELFTH FLOOR

50 E NORTH 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. 21-07393, 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	0.02 CFS	3.2 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.7 AF
	Totals	0.06 CFS	4.9 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 30, Township 09N, Range 43E
FREMONT 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>
09N	43E	30	SWSW	0.9		0.9

Total number of acres irrigated: 0.9

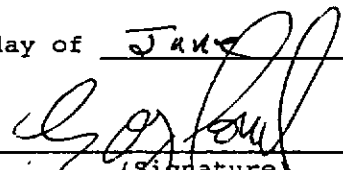
PLACE OF USE:

DOMESTIC, same as IRRIGATION use

RECORDED
AUG 08 1995

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 June 8 S.L.C., this 8 day of June, 1995.


(Signature)
AUTHORIZED AGENT

State of Idaho
Department of Water Resources

RECEIVED
JUN 13 1995

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 21-07393

Deputy Director

FOR DEPARTMENT USE ONLY

Preliminary check by - Fee = 50⁰⁰ Received by RT # 032853 Date 6/13/95

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. 21-07393 with the following;

CONDITIONS/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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
8. Domestic use is for a church building.
9. Domestic use does not include lawn, garden, landscape, or other types of irrigation.
10. Place of use is known as the Ashton Stake.

Witness my hand this 24TH day of JULY, 1995.

Acting for KARL J. DREHER, Director

AUG 08 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 21-07393)
IN THE NAME OF CHURCH OF JESUS CHRIST) ORDER OF
OF LATTER DAY SAINTS) REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before September 1, 1991; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

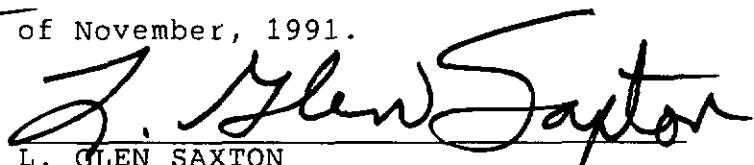
WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on October 4, 1991;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 21-07393 be REINSTATED with an advance in priority to January 30, 1989.

Dated this 26th day of November, 1991.

RECEIVED
DEC 09 1991


L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED

NOV 22 1991

NOV
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USEFor Office Use Only
Amt. of Fee \$ 1350.00
Date: 10-4-91
Receipt No. 202193
Received by gy

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. 21-7393 (Island Park Branch) Telephone No. 208-558-7551
- Name(s) of Permit Holder(s): Church of Jesus Christ - Latter Day Saints
- Post Office Address: Ashton Stake, ~~Ashton~~ Ashton, Idaho 83420
- Source of Water: ground water
 - If ground water, well driller's name: unknown Date drilled: Some time in EARLY 1960
 - Pump horsepower: 3 hp. Pressure (psi): unknown Dynamic pumping level (ft.): 100 ft.

5. Extent of Use:

Domestic X (No. of households)Irrigation 1/2 (No. of acres)

Stockwater _____ (No. and type of stock)

Other toilets, sinks, drinking water6. Total rate and/or volume for which proof is submitted 0.06 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ___Yes XNo Installed? ___Yes ___No

OR

Flow Measurement Port: Required? ___Yes XNo Installed? ___Yes ___No8. Fee Enclosed: \$ 50⁰⁰ (See License Examination Fee Schedule)

X 9. Person to contact to accompany the Department representative during the field examination:

Kim Reynolds

Name

208-652-7569

Telephone No.

Ashton, Idaho 83420

Address

or 208-652-7680

X 10. 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.

DEC 09 1991

9-20-91
DateClair Allison Stake Physical Facilities
Signature (and title if on behalf of a company or organization)
Representative

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 21-07393

Proposed Priority: December 28, 1988 Maximum Diversion Rate: 0.06 CFS

This is to certify, that CHURCH OF JESUS CHRIST LATTER DAY SAINTS
ASHTON STAKE
RT. 2
ASHTON, ID 83420

has applied for a permit to appropriate water from: GROUNDWATER
and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSW Sec. 30, Township 09N, Range 43E
FREMONT County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N 43E 30	NWSW 0.9			0.9

Total number of acres irrigated: 0.9

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
7. Domestic use is for toilets, sinks and a drinking fountain.

MICROFILMED

AUG 31 1990

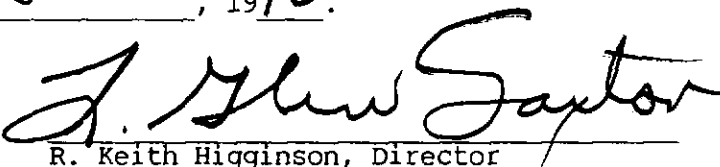
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 21-07393

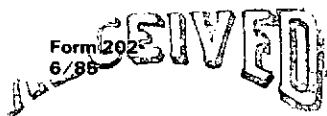
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

13th day of August, 1990.

for 
R. Keith Higginson, Director

MICROFILMED

AUG 31 1990



DEC 28 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

21-7393
Ident. No. _____

Department of Water Resources
Eastern District Office

To appropriate the public waters of the State of Idaho

1. Name of applicant ASHTON IDAHO STAKE L.D.S. CHURCH Phone 652 3305
Post office address RT 2 ASHTON IDAHO 83420
2. Source of water supply Ground water which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NW 1/4 of SW 1/4, Govt. Lot _____
Sec. 30 Township 9N Range 43E B.M. Fremont County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Allow 0.02 cfs *
Amount .016 for irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .04 for domestic purposes from 1/1 to 12/31 (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)
Allow 0.06 *
5. Total quantity to be appropriated is (a) .056 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. well, pump, piping, sprinkler system
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 10 inches; proposed depth of well is 120 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? no
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1yr. years (minimum 1 year).

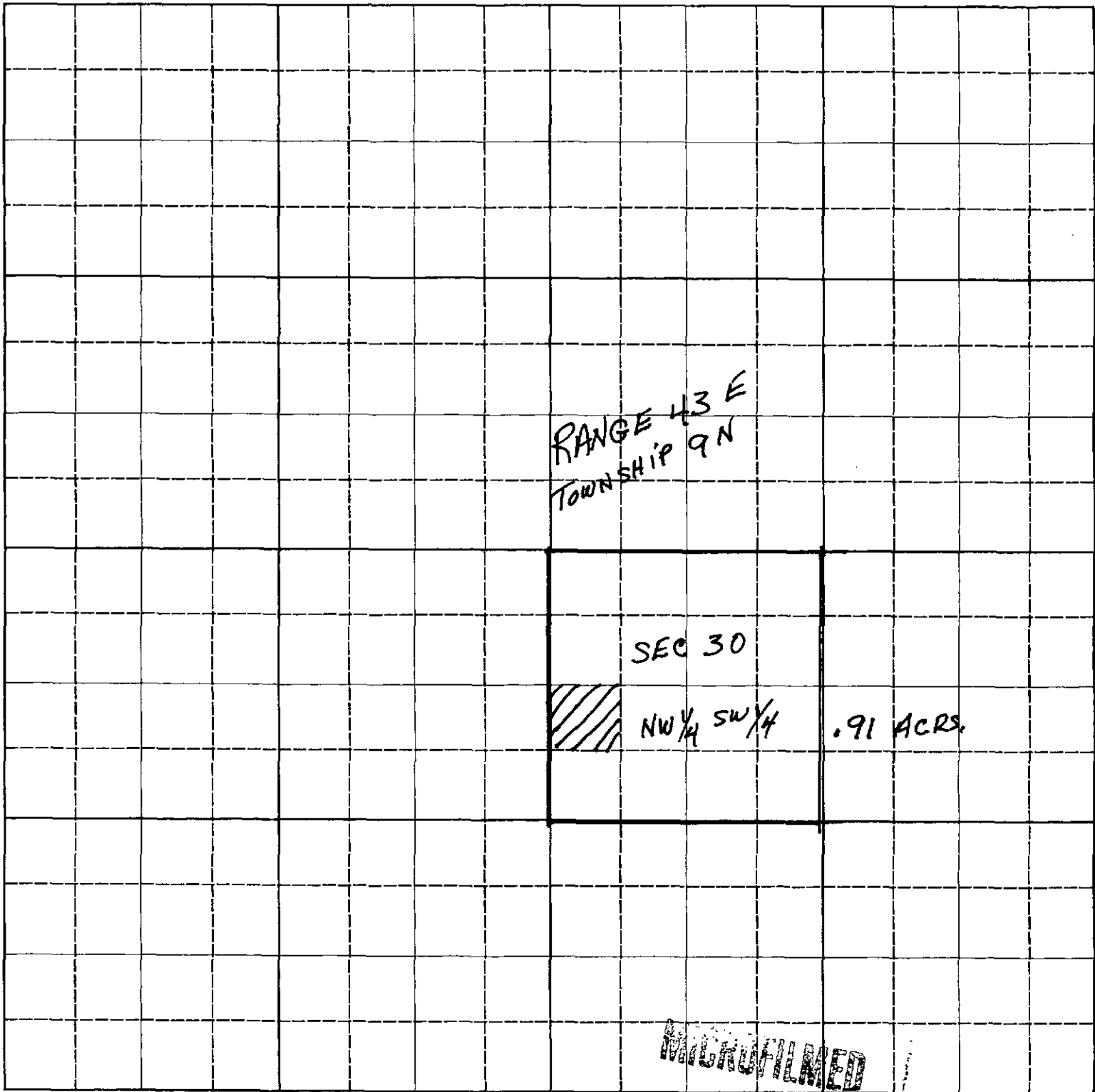
RECORDED

AUG 31 1990

*kw 3/30/90

8. Description of proposed uses (if irrigation only, go to item 9):

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



Scale: 2 inches equal 1 mile.

AUG 31 1990

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.

Ashton Idaho Stake
(Applicant) By Grant Richey

Received by CB Date 12-28-88 Time 1:21 Preliminary check by KW
Fee \$ 30 Receipted by HWS # E005359 Date 12-28-88
Publication prepared by LB Date 2-18-90 Published in Herald-Chronicle
Publication approved CB Date 3-2-90

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. _____, and said application is hereby _____.

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 _____, 19____.

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

NOT FILMED

AUG 31 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 25, 1995

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

RE: WATER RIGHT NO. 21-07393

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please contact me.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

AUG 08 1995

M E M O R A N D U M

DATE: June 15, 1995

TO: Files 21-07396 and 21-07393

FROM: Shelley W. Keen *SWK*

RE: Are these filings duplicates?

=====
Today I spoke with Ronald Johnson of the LDS Church Real Estate Division about permits 21-07396 and 21-07393. He thinks that the two filings represent the same development.

I looked in the file and found that 21-07393 was filed in 1988 by the Ashton Stake. The proof of beneficial use for 21-07393 refers to a well drilled in the 1960s. Permit 21-07396 was applied for by the LDS Church Real Estate Division in 1989. It refers to a well drilled in 1987. In other respects, the two filings appear to duplicate each other.

Mr. Johnson suggested that the newer well may have replaced the older one. He is going to research the situation and get back to me.

21-07393
AUG 08 1995

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

RECEIVED
JUN 13 1995
Department of Water Resources

REAL ESTATE ACQUISITIONS AND MANAGEMENT

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

Reference reply to:

Water Right # 21-07393

June 9, 1995

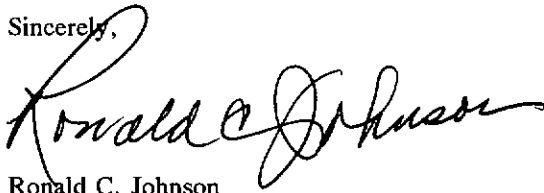
Mr. Shelley Walter Keen
Water Rights Supervisor
State of Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

Dear Mr. Keen:

Attached is the signed application for amendment and a check for \$50.00 to pay for the amendment for water right 21-07393.

If you have any questions please contact me at 801-240-4074. Thank you for your help.

Sincerely,



Ronald C. Johnson

RCJ:db

AUG 08 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 26, 1995

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

RE: WATER RIGHT NO. 21-07393

Dear Water Right 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 correspond with the findings of the Department's field examiner.

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 and the place(s) of use description. 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/REMARKS proposed for the license when it is issued. These conditions/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,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECORDED
INDEXED

AUG 02 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 21-07393 DATE 5/25/95



NAME ☒ Change OK Or Address Change? To Standard SLC address

PRIORITY DATE ☒ Advance? YES Advanced to: 1-30-89
 Order to reinstate needed? DONE
 Incorrect fee for rate recommended? NO

SOURCE ☒ Changes or just clarification of originally intended source? _____
 Notice of Intent to Void necessary? _____

POINT OF DIV ☒ Amendment needed? Change to SWSW OF 30
 Overlaps? ☒

PLACE OF USE ☒ Amendment needed? Change to SWSW OF 30
 Overlaps? ☒

DIV RATE ☒ Permit/fee limits: .06 CFS
 Meas Q = _____ Theo Q = .15 Recommend: .06
.9 acre x .02 = .02 Dom OK at .04
Reduce CAPACITY - INCREASED PL
 Combined rates exceed capacity _____

ANNUAL VOLUME ☒ Volume Limit: (NEW IRR) Season 3.5 (4-15 to 10-15)
 Calculations: 18 Fixtures / 10 hrs week = 1.746
.9 x 3.5 = 3.2
 Flow limit: _____ cfs x _____ x 1.9835 = _____
 Combined volumes exceed capacity/allowable _____

USES ☒ Change in Nature of Use or additional uses? _____
 Amendment necessary? _____

ADDITIONAL INFO Supplemental Groundwater ☐ PPU Scenario ☐
 Irr/Dom Combination YES Shared G/W System ☐

NEW REMARKS WB5 Multiple p/d(s) in 1/4 1/4? _____
 Other PLACE OF USE IS KNOWN AS THE ASHTON STAKE

NEW CONDITIONS ☐ Watermaster control - District _____
☐ Measuring/Locking Devices _____
R30 Irrigation Overlap _____
☐ Other KEEP NON-TRUST 048 & 049
☐ Water Quality _____ Heat/Cool/Fish verified _____

COMMENTS: Well log was not attached (as examiner stated it would be)
Amend p/d & p/u

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	Adjustment Memo Needed
<u>Irrigation</u>	<u>.02</u>	<u>3.2</u>	<u>NO</u>	<u>YES</u>
<u>Domestic</u>	<u>.04</u>	<u>1.7</u>		
<u>Total</u>	<u>.06</u>	<u>4.9</u>		

LICENSE _____

1ST AMEND LETTER P37 + P38 + S05
 2ND AMEND LETTER P47 + S05

Aug 08 1995

A hand-drawn site plan on a grid background. The plan shows a central rectangular area labeled "Guest Building". To the left of the building is a small circle with a cross inside, labeled "Well". The building is surrounded by "Lawn" areas. A large "Lawn" area is to the left of the building, with the text "Not to Scale" written vertically. A smaller "Lawn" area is to the right of the building. A long, narrow "Lawn" area is to the right of the building. A north arrow points upwards, labeled "N". The entire property is enclosed by a dashed line, with "Lawn" written outside the boundary on the left and right sides.

Score: 7 =

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
00000000	—	3*			

D. FLOW MEASUREMENTS

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

Well log shows static water at 20' (marked). Estimated operating pressure at 410 PSI.

E. NARRATIVE/REMARKS/COMMENTS

WELL, PUMP AND PIPELINES TO CHURCH BUILDING AND LAWN IRRIGATION.

USE INSIDE CHURCH INCLUDES KITCHEN, TOILETS, SINKS, FOUNTAINS ETC.

IRRIGATION OF APPROX 1 ACRE OF LAND SURROUNDING CHURCH.

WITH KITCHEN, ESTIMATE MAXIMUM OF 18 FIXTURES

* AMEND AS SHOWN

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

MAINTENANCE
AUG 08 1995

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

SEE ATTACHMENTS

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

2. Volume Calculations for Other Uses:

SEE ATTACHMENTS

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

IRRIGATION
DOMESTIC

From
To

4-15
10-15
12-31

Rate of Diversion
Q (cfs)

0.02
0.04

Annual Volume
V (afa)
3.5
1.7

2. Recommended Amendments

☒ Change P.D. as reflected above
☒ Change P.U. as reflected above

☐ Add P.D. as reflected above
☐ Add P.U. as reflected above
☐ None
☐ Other

I. AUTHENTICATION

Field Examiner's Name

[Signature]

Date 2-2-95

Reviewer

Date 2-16-95

SEAL

* See attached adjustment explanation.

PERMANENT

AUG 08 1995

MEMORANDUM

TO: File 21-07393 / LDS Church
FROM: Brenda Chapman
DATE: May 25, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

F. FLOW CALCULATIONS

The recommended capacity has been reduced based on an adjustment to the theoretical calculation. The pumping level has been increased to 30' rather than the static water level of 20'.

$$\frac{8.8 \times .7 \times 3 \text{ hp}}{30' + (2.31 \times 40 \text{ psi})} = .15 \text{ cfs}$$

G. VOLUME CALCULATIONS

The volume recommendation has been reduced based on the .9 acre permit limit.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-15 to 10-15	.02	3.2
Domestic	1-01 to 12-31	.04	1.7

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$$Q_{THEOR} = \frac{3WD (8.814) \cdot 7EFF}{20' LIFT + (2.308 \times 40BS)} = 0.16 CFS$$

$$Q_{IRE} = 1AC \times 0.03 CFS/AC = 0.03 CFS$$

LIMITED BY PERMIT TO 0.02 CFS

$$Q_{DOM} \Rightarrow (\text{FROM FIELD EXAMINERS HANDBOOK, EXHIBIT 14})$$

$$18 \text{ FIXTURES @ } 1 GPM / \text{FIXTURE} = 18 GPM$$

$$18 GPM / 448.8 = \underline{0.04 CFS}$$

$$Q_{TOTAL} = Q_{IRE} + Q_{DOM} = 0.02 CFS + 0.04 CFS = \underline{0.06 CFS}$$

~~AC~~-

$$AFA_{IRE} = 1.0 AC \times 3.5 AFA/AC = 3.5 AFA$$

$$0.02 CFS \times 183 DAYS \times 1.9835 = 7.26 AFA$$

$$\text{LESSEE OF ABOVE} = \underline{3.5 AFA}$$

$$AFA_{DOM} = \text{ESTIMATED 10 HRS / WEEK USE}$$

$$18 GPM \times 60 MIN / HR \times 10 HRS / WK = 10,800 GPM$$

$$52 WKS / YR \times 10,800 GPM = 561,600 GPM$$

$$561,600 GPM / 325982 GAL/AC = 1.72 AFA = \underline{1.7 AFA}$$

$$AFA_{TOTAL} = AFA_{IRE} + AFA_{DOM} = 3.5 AFA + 1.7 AFA = 5.2 AFA$$

APPROVED
AUG 08 1995

21-07393

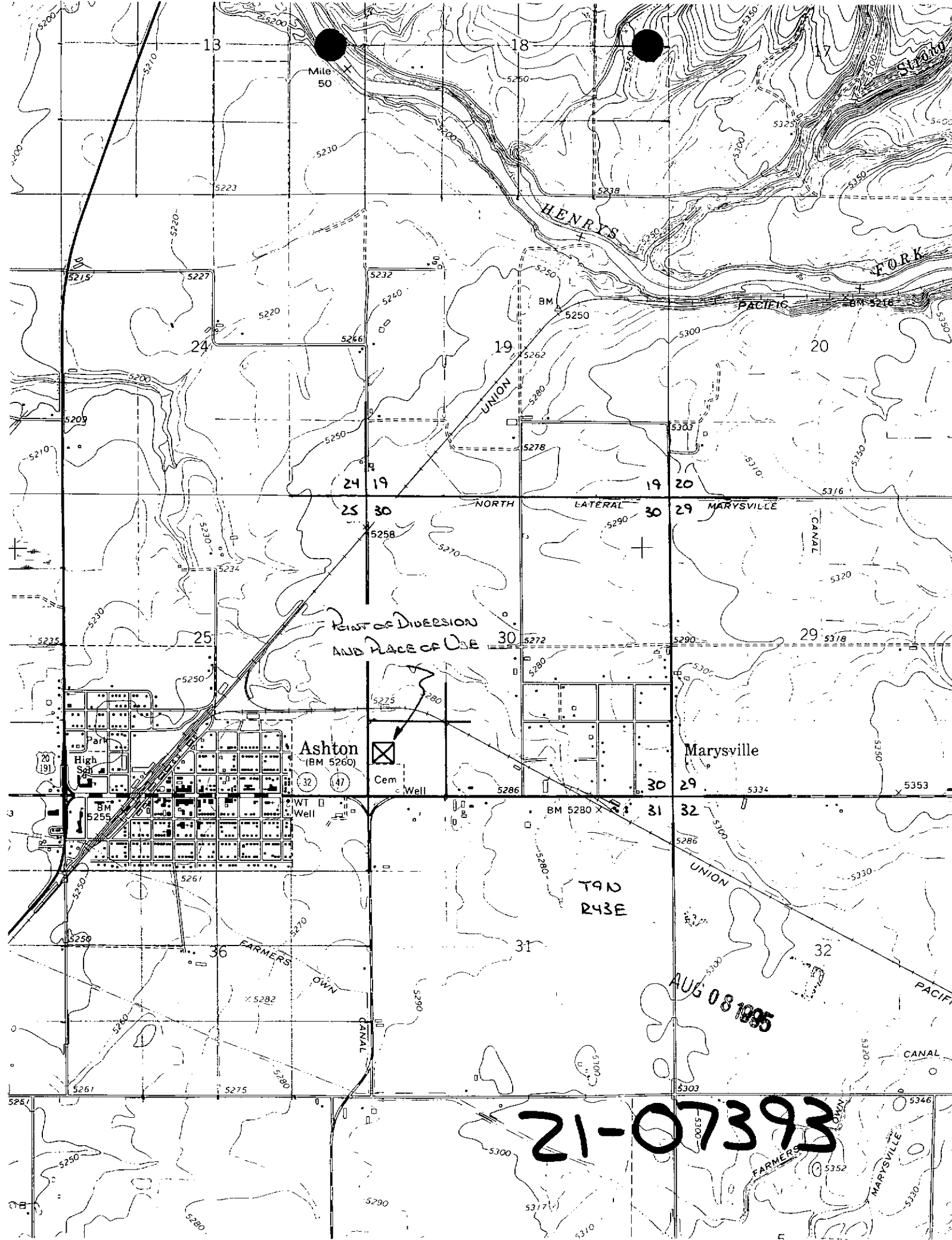




Fig. 1 - Point of diversion.

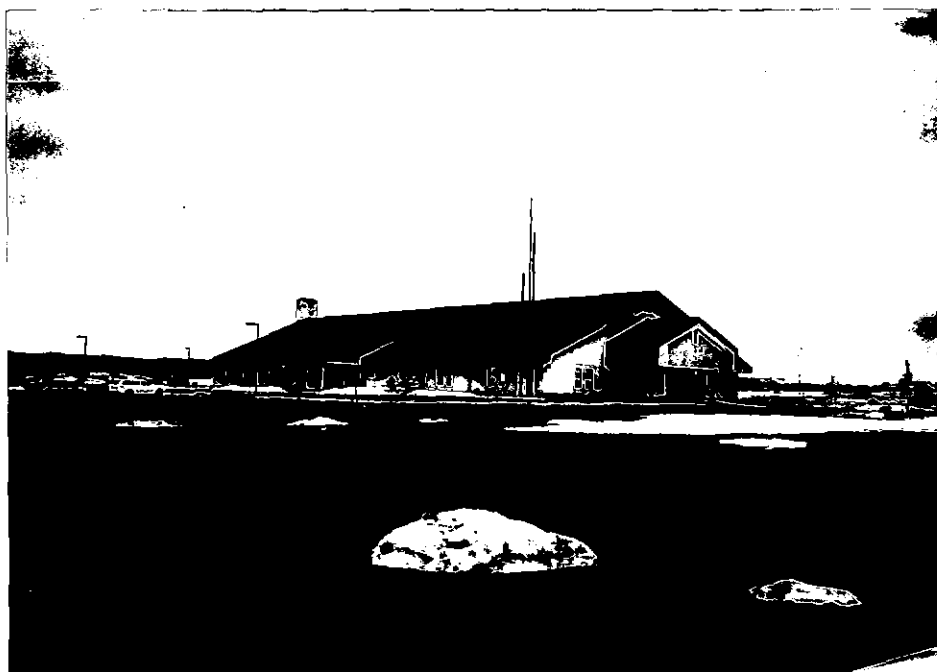


Fig. 2 - Place of use.

AUG 08 1995

21-07393

December 5, 1991

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
ASHTON STAKE
516 N 2ND ST
ASHTON ID 83420

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 21-07393

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

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DEC 09 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 21-07393

Date 11/15/91

GENERAL CONSIDERATIONS

yes Name same as permit?
no Address same as permit? If no, indicate below.
no Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

Surface water source
yes Ground water source
no Drill permit req'd?
Copy in file? Drill permit no. _____
Amt paid for drilling permit? _____ Correct?
✓ Well log in file?

LICENSE EXAMINATION FEE

yes Required?
50 Amount submitted?
yes Correct amount?

MEASURING DEVICE

N/A Measuring device or access port required?
✓ Installed?
✓ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

516 N. 2nd St. 11/25/91 KXG
need drillers name & date

PRIORITY CALCULATION

Date proof received	<u>10/4/91</u>	<u>277</u>
Date proof due	<u>9/1/91</u>	- <u>244</u>
No. of days late		= <u>33</u>
Priority date	<u>12/28/88</u>	+ <u>362</u>
NEW PRIORITY DATE		= <u>403395</u>
	<u>2/1/89</u>	- <u>38</u>
		<u>365</u>
		<u>30</u>

~~Letter Mailed~~
326 11/22/91
318 11/14/91
41 8
12/6/91 KXG



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 14, 1991

RECEIVED
NOV 22 1991

Church of Jesus Christ of Latter Day Saints
Ashton Idaho Stake
516 North 2nd Street
Ashton, ID 83420

Department of Water Resources

RE: Permit No. 21-07393

Dear Permit Holder:

Enclosed is your Proof of Beneficial Use Form. Before we can complete processing, additional information is required.

A drilling permit is required for all wells drilled, deepened or enlarged after July 1, 1987 (Section 42-235, Idaho Code). You have indicated neither the well driller or the date drilled. If your well was drilled after July 1, 1987 please submit a copy of the drilling permit and indicate the name of the driller. If it was drilled before this date, please indicate this on the form.

Please provide the appropriate information withing 15 days of the date of this mailing. Your permit has already lapsed and will be of no force or effect if I do not hear from you by then.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen Gustafson

Karen L. Gustafson
Secretary/Records Manager

RECORDED

DEC 09 1991

*We have indicated both
as unknown. The well driller
and date are unknown. The
well was drilled roughly in
the early 60's - you have all
the information we have!
Clair Allison*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 14, 1991

Church of Jesus Christ of Latter Day Saints
Ashton Idaho Stake
516 North 2nd Street
Ashton, ID 83420

RE: Permit No. 21-07393

Dear Permit Holder:

Enclosed is your Proof of Beneficial Use Form. Before we can complete processing, additional information is required.

A drilling permit is required for all wells drilled, deepened or enlarged after July 1, 1987 (Section 42-235, Idaho Code). You have indicated neither the well driller or the date drilled. If your well was drilled after July 1, 1987 please submit a copy of the drilling permit and indicate the name of the driller. If it was drilled before this date, please indicate this on the form.

Please provide the appropriate information withing 15 days of the date of this mailing. Your permit has already lapsed and will be of no force or effect if I do not hear from you by then.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads 'Karen Gustafson'.

Karen L. Gustafson
Secretary/Records Manager

RECORDED

DEC 09 1991

September 5, 1991

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
ASHTON STAKE
RT. 2
ASHTON ID 83420

LAPSE NOTICE

RE: PERMIT NO. 21-07393

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated June 30, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 9-9-91
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

DEC 09 1991

138760

June 30, 1991

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
ASHTON STAKE
RT. 2
ASHTON, ID 83420

PROOF DUE NOTICE

RE: PERMIT NO. 21-07393

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 September 1, 1991. (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

Microfilm

DEC 09 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
August 13, 1990

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
ASHTON STAKE
RT. 2
ASHTON, ID 83420

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 21-07393

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 enclosed for your convenience is a form entitled "Proof of

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AUG 31 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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AUG 11 1990

24-Jan-1990

Ashton Idaho Stake
L.D.S. Church
Rt. 2
Ashton, ID 83420

RE: Application for Permit No. 21-7393

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising your application in the Herald Chronicle. 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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AUG 31 1990

St. Anthony, Idaho
Kenton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

Terry Weatherston
being first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD-CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly
swear that the Notice Of Application
copy of which notice appears attached
hereto, was published in the regular and
final issue of said newspaper, and not
in any supplement issue thereof.

Two consecutive issues, the
first publication having been made on
February 1, 1990

and the last publication having been
made on February 8, 1990

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under 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 said notice.

Terry Weatherston

STATE OF IDAHO
COUNTY OF MADISON

On this 5th day of February
of the year of 1990, 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.

Joseph C. Gault

Notary Public for Idaho
Residing at Rexburg, Idaho
commission expires: June 8, 1990

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MAR 1 - 1990

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION FOR WATER RIGHT

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

21-07392

HEDRICK BEE W.
RILEY, LOIS HEDRICK
3639 RAMPART ST.
BOISE, ID 83704

Source: GROUNDWATER

Diversion Pt: SESE Sec 34 T 09N R
42E

Use: IRRIGATION (.470 CFS) Total
Diversion: (.470 CFS)

Date Filed: 12/09/1988

In: T09N R42E S34 NESE SESE 23.4
ACRES TOTAL

21-07393

CHURCH OF JESUS CHRIST LATTER
DAY SAINTS

ASHTON STAKE

RT. 2

ASHTON, ID 83420

Source: GROUNDWATER

Diversion Pt: NWSW Sec 30 T 09N R
43E

Use: IRRIGATION (.016 CFS)
DOMESTIC (.040 CFS) Total Diversion:
(.056 CFS)

Date Filed: 12/28/1988

In: T09N R43E S30 NWSW 0.9 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. Pro-
tests must be filed with the Director, Dept.
of Water Resources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Idaho 83402 on or
before FEBRUARY 19, 1990.

R. KEITH HIGGINSON
Director

Publ. Feb. 1 and 8, 1990HC.

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AUG 31 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 23, 1990

HERALD CHRONICLE
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 FEBRUARY 19, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

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AUG 31 1990

21-07393

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
ASHTON STAKE
RT. 2
ASHTON, ID 83420

Source: GROUNDWATER

Diversion Pt: NWSW Sec 30 T 09N R 43E

Use: IRRIGATION (.016 CFS)
 DOMESTIC (.040 CFS)
 Total Diversion: (.056 CFS)

Date Filed: 12/28/1988

In: T09N R43E S30 NWSW

0.9 ACRES TOTAL

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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 FEBRUARY 19, 1990.

R. Keith Higginson, Director

Published 2/01/1990 & 2/08/1990

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AUG 31 1990