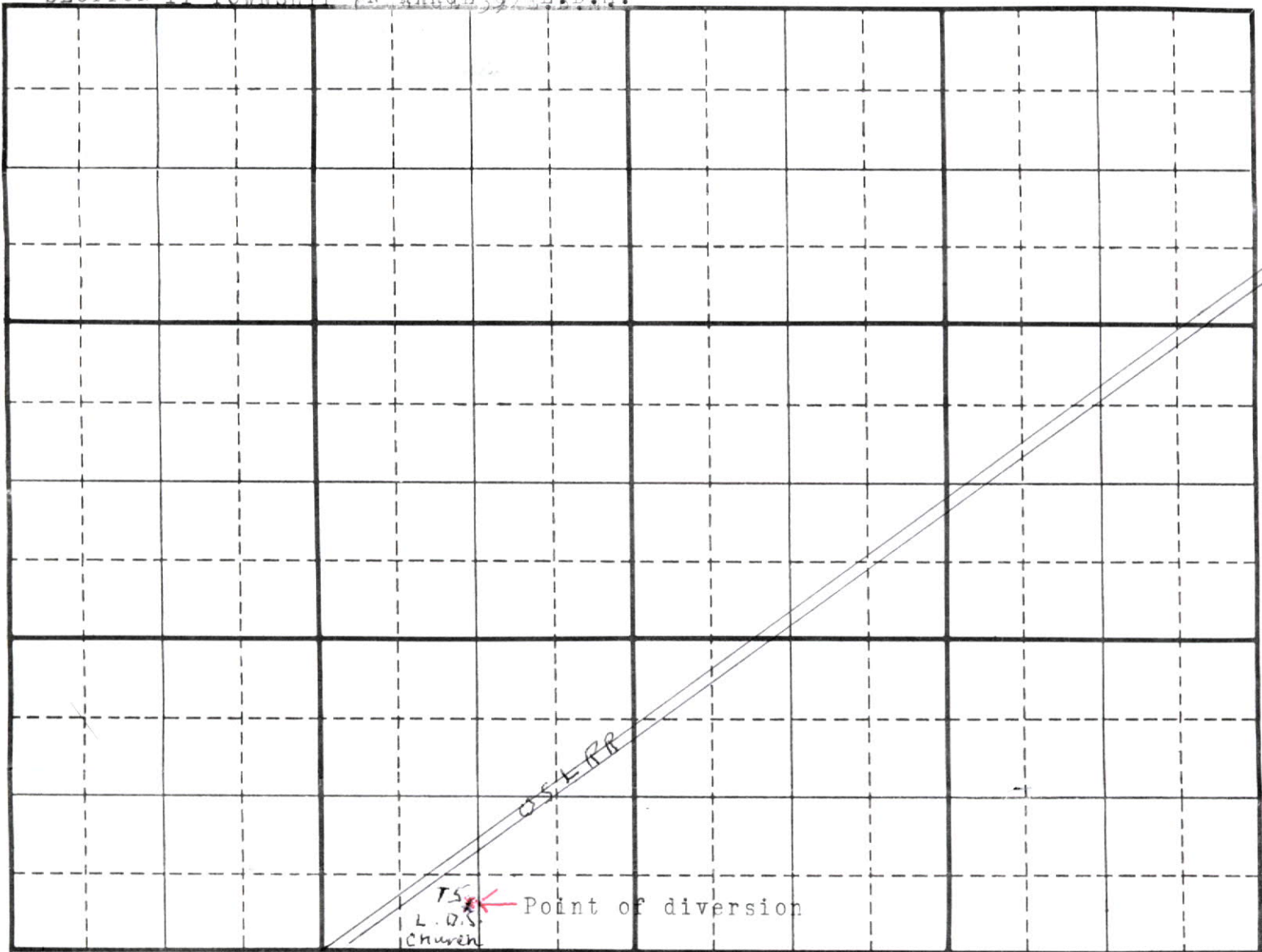


(8) Remarks See attached documents for complete description of property.

SECTION 11 TOWNSHIP 2N RANGE 39 E.B.M.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho )  
County of Fremont ) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Wayne Swensen  
(Claimant)

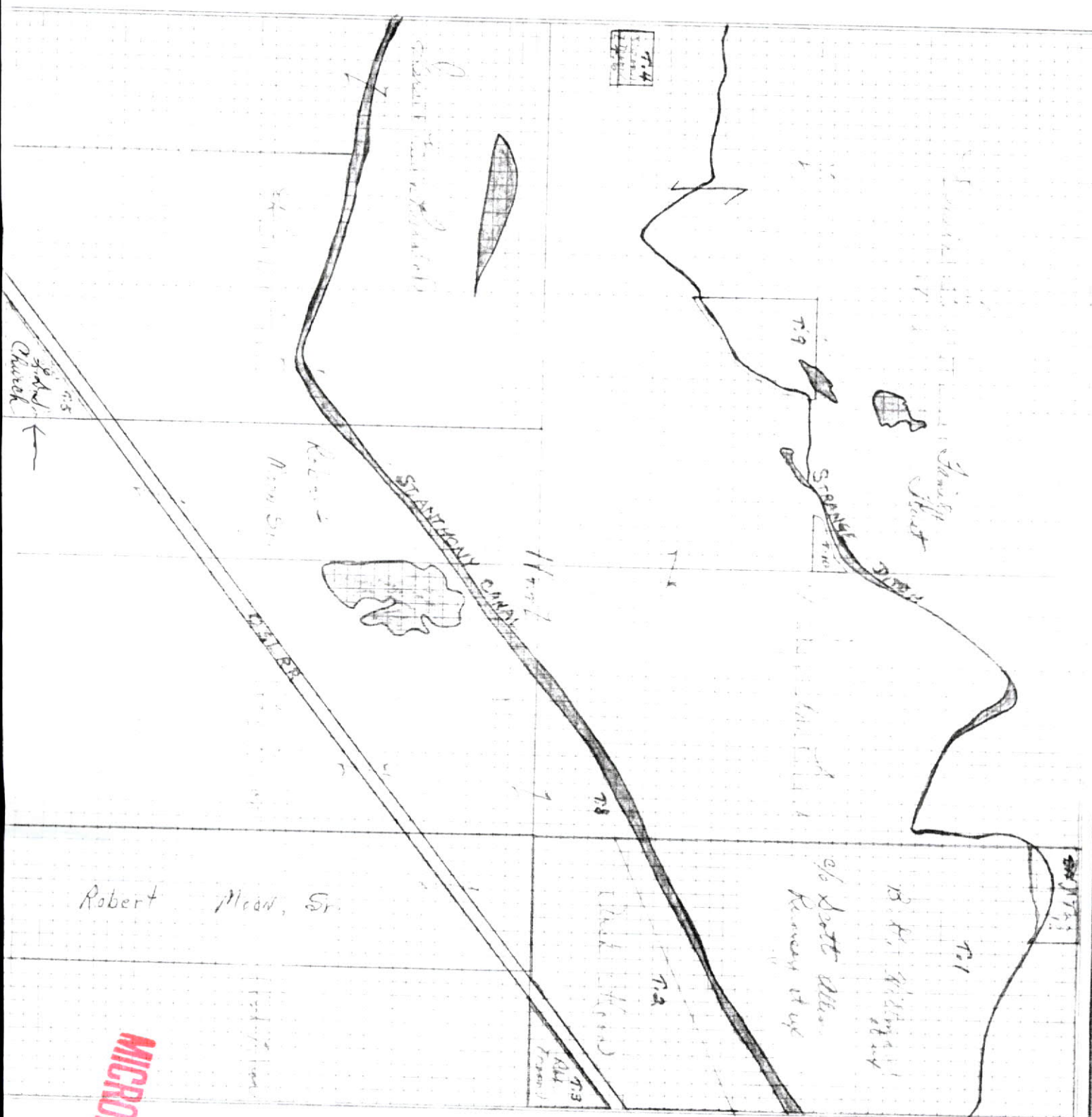
Sworn to before me this 30 day of November, 1982.

Paula Jayson  
Notary Public  
Residing at St. Anthony, Idaho

My commission expires June 15, 1985

Received by CW Date 12-01-82 Exception filed by: \_\_\_\_\_ Forwarded to \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by Kaw Date 1-18-83 claimant by: \_\_\_\_\_  
\$20.00 fee received by CW Date 1-18-83  
Published in Fremont County Chronicle #23316  
Dates 1/27 - 2/3/83

FOR DEPARTMENT USE ONLY



MICROFILMED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Egin Bench Ward Chapel, Church of Jesus Christ of Latter  
(Name of Claimant) Day Saints  
Rt. 2 St. Anthony, Idaho 83445 Telephone No. 208-624-7179  
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1950 April 1

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)  
WXX, Ground Water tributary to \_\_\_\_\_

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

| (cfs, gpd, AFA) |                | (Domestic, Irrigation, Stock, Etc.) |                            | (Both dates inclusive) |            |            |              |
|-----------------|----------------|-------------------------------------|----------------------------|------------------------|------------|------------|--------------|
|                 |                |                                     |                            | (Mo., Day)             |            | (Mo., Day) |              |
| Quantity        | <u>.04 cfs</u> | Use                                 | <del>XXXXXX</del> Domestic | Period of Use From     | <u>1-1</u> | To         | <u>12-31</u> |
| Quantity        | <u>.04 cfs</u> | Use                                 | Irrigation                 | Period of Use From     | <u>4-1</u> | To         | <u>11-1</u>  |
| Quantity        | _____          | Use                                 | _____                      | Period of Use From     | _____      | To         | _____        |
| Quantity        | _____          | Use                                 | _____                      | Period of Use From     | _____      | To         | _____        |
| Quantity        | _____          | Use                                 | <u>_____</u>               | Period of Use From     | _____      | To         | _____        |

(4) .08 cfs TOTAL QUANTITY USED.  
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
SE 1/4 SW 1/4, Sec. 11 Twp. 7 N Rge. 39 E, B.M., County of Fremont  
Additional points of diversion: \_\_\_\_\_

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Pump, Well

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

| T          | R           | SEC.      | NE 1/4 |        |          |        | NW 1/4 |        |        |        | SW 1/4 |        |        |          | SE 1/4 |        |        |        | TOTAL    |
|------------|-------------|-----------|--------|--------|----------|--------|--------|--------|--------|--------|--------|--------|--------|----------|--------|--------|--------|--------|----------|
|            |             |           | NE 1/4 | NW 1/4 | SW 1/4   | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4   | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |          |
| <u>7 N</u> | <u>39 E</u> | <u>11</u> |        |        | <u>X</u> |        |        |        |        |        |        |        |        | <u>2</u> |        |        |        |        | <u>2</u> |
|            |             |           |        |        |          |        |        |        |        |        |        |        |        |          |        |        |        |        |          |
|            |             |           |        |        |          |        |        |        |        |        |        |        |        |          |        |        |        |        |          |
|            |             |           |        |        |          |        |        |        |        |        |        |        |        |          |        |        |        |        |          |
|            |             |           |        |        |          |        |        |        |        |        |        |        |        |          |        |        |        |        |          |
|            |             |           |        |        |          |        |        |        |        |        |        |        |        |          |        |        |        |        |          |
|            |             |           |        |        |          |        |        |        |        |        |        |        |        |          |        |        |        |        |          |
|            |             |           |        |        |          |        |        |        |        |        |        |        |        |          |        |        |        |        |          |
|            |             |           |        |        |          |        |        |        |        |        |        |        |        |          |        |        |        |        |          |

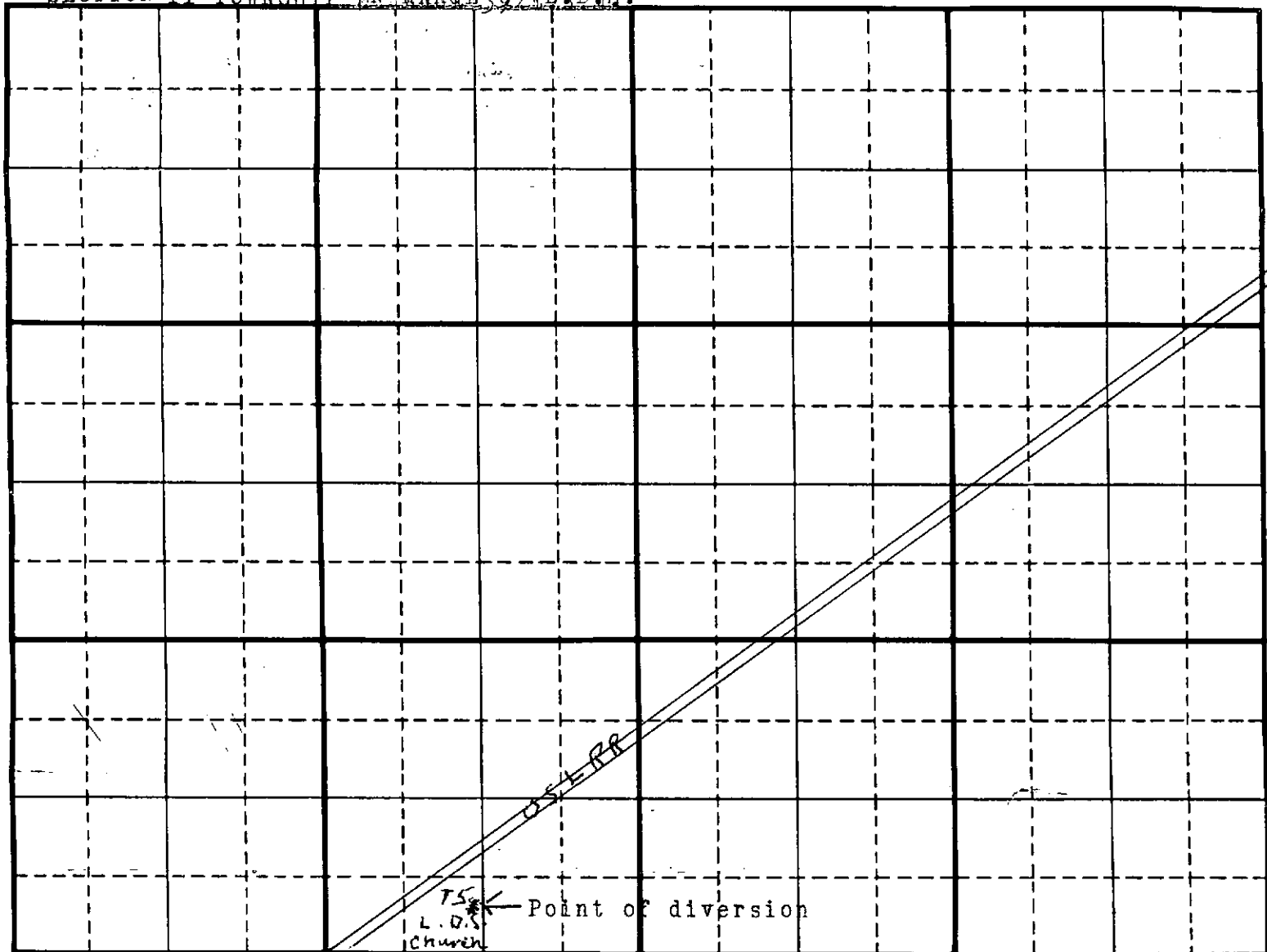
No. of acres 2

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:  
This water is used in this Church building for drinking, rest rooms, kitchen, cleaning and sprinkling lawn.

NOTE: Include here the type and number of stock watered: \_\_\_\_\_  
If you are claiming water as a member of an organization, list name of organization: Church of Jesus Christ of Latter Day Saints

(8) Remarks See attached documents for complete description of property.

SECTION 11 TOWNSHIP 2N RANGE 39E B.M.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho )  
County of Fremont ) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Wayne Swensen  
(Claimant)

Sworn to before me this 30 day of November, 1982.

Paula Jayson  
Notary Public  
Residing at St. Anthony, Idaho

My commission expires June 15, 1985

Received by CW Date 1-13-83 FOR DEPARTMENT USE ONLY  
Prelim check by KW Date 12-01-82  
\$20.00 fee received by CW Date 1-18-83  
Published in Fremont County Chronicle #23316  
Dates 1/27 - 2/3/83

Exception filed by: \_\_\_\_\_ Date \_\_\_\_\_  
Forwarded to claimant by: \_\_\_\_\_ Date \_\_\_\_\_

INSTRUCTIONS TO ASSESSOR: The original list of tax numbers must be filed for record with the County Recorder on or before the Monday of June in the year in which the assessment is made, and a duplicate of each list must be filed with the Tax Collector. On return of the original list, duly recorded, the Assessor shall file the same in his office.

# ASSESSOR'S LIST OF TAX NUMBERS

FREMONT COUNTY, IDAHO

DEC 1 1982

Department of Water Resources  
Eastern District Office

Description of Each Tract of Land Designated by Tax Number

## SECTION 11, TOWNSHIP 7, RANGE 39 E.B.M.

1 Beginning at the NE corner of the NE $\frac{1}{4}$  of said section;  
thence south about 100 rods,  
thence southwesterly along the St. Anthony Union Canal,  
about 87 rods to the west line of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$   
thence north 135 rods,  
thence east 80 rods to the point of beginning.

2 Beginning at the SW corner of the NE $\frac{1}{4}$ ,  
thence north 25 rods to the canal,  
thence northeasterly along the canal 87 rods to the  
East line of the Section,  
thence South 35 rods to the Railroad.  
thence southwesterly along the Railroad right of way  
about 45 rods,  
thence west 44 rods to the point of beginning.

3 Beginning at the SE corner of the SE $\frac{1}{4}$ ,  
thence north 16 rods to the railroad,  
thence southwesterly along the railroad 32 rods,  
thence east 26 rods to the point of beginning.

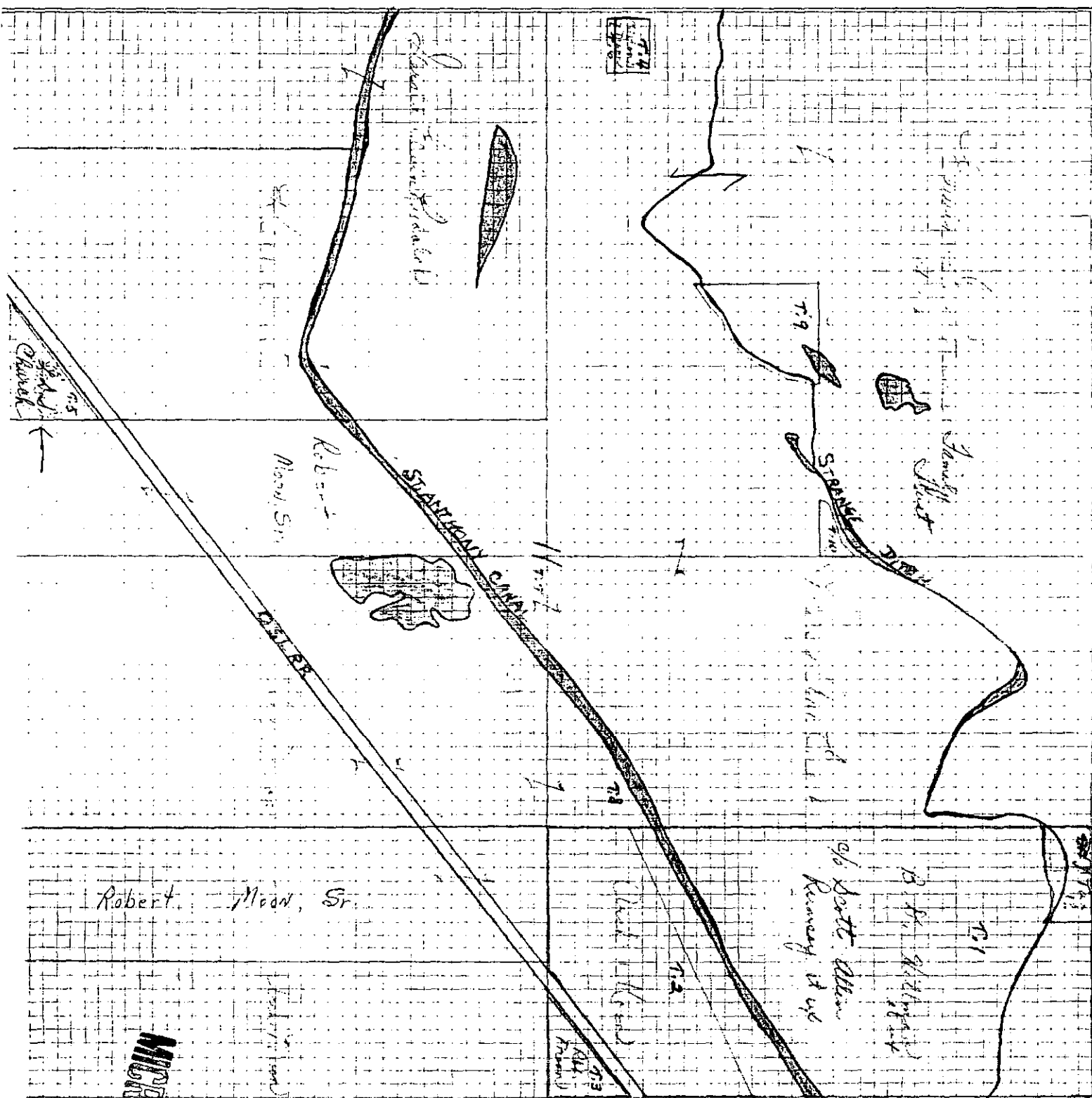
4 Beginning at a point 327 feet North and 2 rods East  
of the Southwest corner of the Northwest quarter of  
Sec. 11, Tp. 7 North, Range 39 East, Boise Meridian,  
and running thence North 165 feet (or 10 rods) thence  
East 16 rods, thence South 10 rods, thence West 16  
rods to place of beginning, containing one acre of land.

5 Commencing at a point 33 feet North and 39-1/2 rods West  
of the Southeast corner of the Southwest quarter of  
Section 11, Tp. 7 North, Range 39 East, Boise Meridian,  
Fremont County, Idaho, and running thence North 405  
feet, more or less, to the South side of the Railroad  
Right-of-Way, thence Southwesterly along the South side  
of said Railroad Right-of-Way, 675 feet, more or less, to the  
North side of Highway Right-of-Way, thence East 537 feet,  
more or less, to the point of beginning.

*This is the  
description of  
the church  
property*

6 Beginning at a point 327 feet North and 2 rods East of the Southwest  
corner of the Northwest quarter of Section 11, T. 7N. Rn. 39, and  
running thence East 16 rods, thence South 2 rods, thence West 16 rods  
thence North 2 rods to the place of beginning.

Floyd Law--Assessor  
July 27, 1950



**RECEIVED**

# THE CHRONICLE-NEWS

ST. ANTHONY, IDAHO

## AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }  
County of Fremont } ss

I, Carol R. Nash  
being first duly sworn, depose and say, that I am  
the printer of THE CHRONICLE-NEWS, a weekly  
newspaper printed and published weekly at St.  
Anthony, Fremont County, Idaho; and I do  
solemnly swear that the

### Notice of Claims to Water Rights

a copy of which notice appears attached here-  
to, 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 hav-

ing been made on Jan. 27, 1983  
and the last publication having been made

on Feb. 3, 1983

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 con-  
secutive weeks prior to the first publication of the  
said notice.

*Carol R. Nash*

Subscribed to and sworn to before me  
this Feb. 4, 1983

*[Signature]*  
Notary Public.

(SEAL)  
My commission expires lifetime

RECEIVED

FEB 9 1983

Department of Water Resources  
Eastern District Office

### NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on  
water right(s) created by diversion and  
beneficial use:

21-4088

L.D.S. CHURCH  
EGIN BENCH WARD CHAPEL, RT. 2, ST.  
ANTHONY, ID 83445

Source: GROUNDWATER

Priority Date: 04/01/1950

Diversion Pt: SESW Sec 11 T 07N R 39E

Use: IRRIGATION (0.04 CFS) DOMESTIC  
(0.04 CFS)

In: SESW Sec 11 T 07N R 39E FOR 2  
ACRES

Exceptions to a claim may be filed with the  
Director, Department of Water Resources,  
150 Shoup Ave., Suite 15, Idaho Falls, Idaho  
83402.

KEN DUNN  
Director

Publ. Jan. 27 and Feb. 3, 1983CN.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES  
Eastern Region

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

FEBRUARY 14, 1983

L.D.S. CHURCH  
EGIN BENCH WARD CHAPEL  
RT. 2  
ST. ANTHONY ID 83445

RE: Claim No. 21-4088

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON  
Eastern Region Supervisor

Enclosure

RECEIVED  
MAR 08 1983

Department of Water Resources

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *Keith C. Wilson*  
21 4088

Right Number \_\_\_\_\_ Applicant *Egmont Bench Ward Chapel LDS*

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS  
INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO  
THE CLAIMANT ALONG WITH THE APPROPRIATE COVER  
LETTER.

CHECK:

- ☒ Name and address.
  - ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
  - ☒ Source.
  - ☒ Quantity, use, period.
  - ☒ Point(s) of diversion.
  - ☒ Location of use.
  - ☒ Signature/notarization/fee.
- Feb. 14, 1983*

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By *Ernest Carlson* Date *Feb 17, 1983*

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By *kw* Date *3/8/83*

MICROFILMED

December 17, 1982

Elgin Bench Ward Chapel  
LDS Church  
Rt. 2  
St. Anthony,,ID 83445

Attn: Wayne Swensen

Dear Mr. Swensen:

As explained in my letter of December 6, 1982, if any item is missing the claim is considered incomplete and must be returned immediately to the claimant. Therefore, enclosed is a claim to a water right and check No. 92-90 for \$30.00 that was submitted to this department.

In reviewing the claim no entry in item 4 was noted. Item 4, the total quantity of used should be included either as total of item no. 3 or equal to at least the maximum amount of water in item 3.

Upon receipt of the completed claim and \$30.00 filing fee, processing will begin.

Please feel free to contact this office for any additional assistance that may be needed.

Sincerely,

KEITH C. WILSON  
Sr. Resource Agent

KCW:bp

Enclosures

December 6, 1982

Egin Bench Ward Chapel  
Church of Jesus Christ of Latter Day Saints  
Rt. 2  
St. Anthony, ID 83445

ATTN: Wayne SWENSEN:

Dear Mr. Swensen:

Due to the nature of a claim, the claim must be returned for any corrections. Therefore, enclosed is the claim to a water right and check #92-90 for \$30.00 that was submitted to this department and a copy of the claim with problem areas noted in red.

The date of priority (item # 1) must include the month and day as well as the year. The water used inside the building should be filed on under domestic. The amount on which to file for both domestic and irrigation should be based on what has historically been used. (A single domestic home uses approximately 0.04 cfs or 18 gpm. For irrigation the number of acres irrigated times 0.02 cfs/af = 0.04 cfs). Item #4 should also be included either as a total of item #3 or equal to at least the maximum amount of item #3.

From the attached legal description the location of the church is SE $\frac{1}{4}$  of SW $\frac{1}{4}$ , Sec. 11, T. 7N, R. 39E (item #5a). For item #6a the block in the grid outlined in red (SE $\frac{1}{4}$ SW $\frac{1}{4}$ ) should have the number of acres irrigated. Since irrigation is on the same place of use as the domestic, there is no need to put an "X" in the box. The map also needs the township as T. 7N and the section number in the center of the section.

Upon receipt of the completed claim and \$30.00 filing fee, processing will begin.

Please feel free to contact this office for any additional assistance that may be needed.

Sincerely,

KEITH C. WILSON  
Sr. Resource Agent

KCW:hp      Enclosures

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

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

JANUARY 19, 1983

Fremont County Chronicle News  
P. O. Box 568  
St. Anthony, Idaho 83445

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 14, 1983.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

MICROFILMED

# NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 1/27 & 2/3/83.

MICROFILMED

21-4088

L.D.S. CHURCH

EGIN BENCH WARD CHAPEL, RT. 2, ST. ANTHONY, ID 83445

Source: GROUNDWATER

Priority Date: 04/01/1950

Diversion Pt: SESW Sec 11 T 07N R 39E

|                 |            |
|-----------------|------------|
| Use: IRRIGATION | (0.04 CFS) |
| DOMESTIC        | (0.04 CFS) |

In: SESW Sec 11 T 07N R 39E FOR 2 ACRES

MICROFILMED