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JUN 21 2004

Claim No. 13-7651

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST
OF LATTER-DAY-SAINTS, A UTAH CORPORATION SOLE
(Name of Claimant)

NATURAL RESOURCE SERVICES #506-9394 50E. NORTH TEMPLE Telephone No: (801) 240-9016
(Mailing Address) (Zip Code)
SALT LAKE CITY, UTAH 84150-6321

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

1. Date of Priority: (When the water was first applied to beneficial use) DECEMBER 26, 1912
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
SWAN LAKE CREEK tributary to BEAR RIVER

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 or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD) (MM/DD)
Quantity <u>0.06 CFS</u>	Use <u>IRRIGATION</u>	Period of Use From <u>APR. 1</u> to <u>OCT. 31</u>
Quantity <u>0.04 CFS</u>	Use <u>DOMESTIC</u>	Period of Use From <u>JAN. 1</u> to <u>DEC. 31</u>
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____

4. 0.06 CFS TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 10 Township 13 S. Range 38 E. B.M., BANNOCK County; additional points
of diversion, if any: NONE

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.
WATER HAS BEEN DIVERTED FROM THE CREEK ADJACENT TO THE CHURCH PROPERTY
AND FLOODED OVER THE FIELD.

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.

D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13 S.	38 E.	10		1.2															
		10		D															

TOTAL ACRES 1.2

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific. CHURCH USES APPROXIMATELY 1000 GAL/WEEK.

NOTE: Include here the type and number of stock watered: _____

7. Remarks: 1912 DEED IS ATTACHED SHOWING TRANSFER OF OWNERSHIP OF 3/50 SECOND OF WATER FROM SWAN LAKE CREEK.

8. **Map** -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place of use if available.

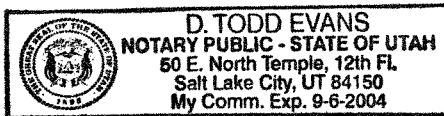
State of UTAH)
) ss.
County of Salt Lake)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing 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.

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

Tony F. Rudd
Claimant's Signature (and title if claim is for an organization) Authorized Agent

Sworn to before me this 1st day of JUNE, 2004.



[Signature]
Notary Public

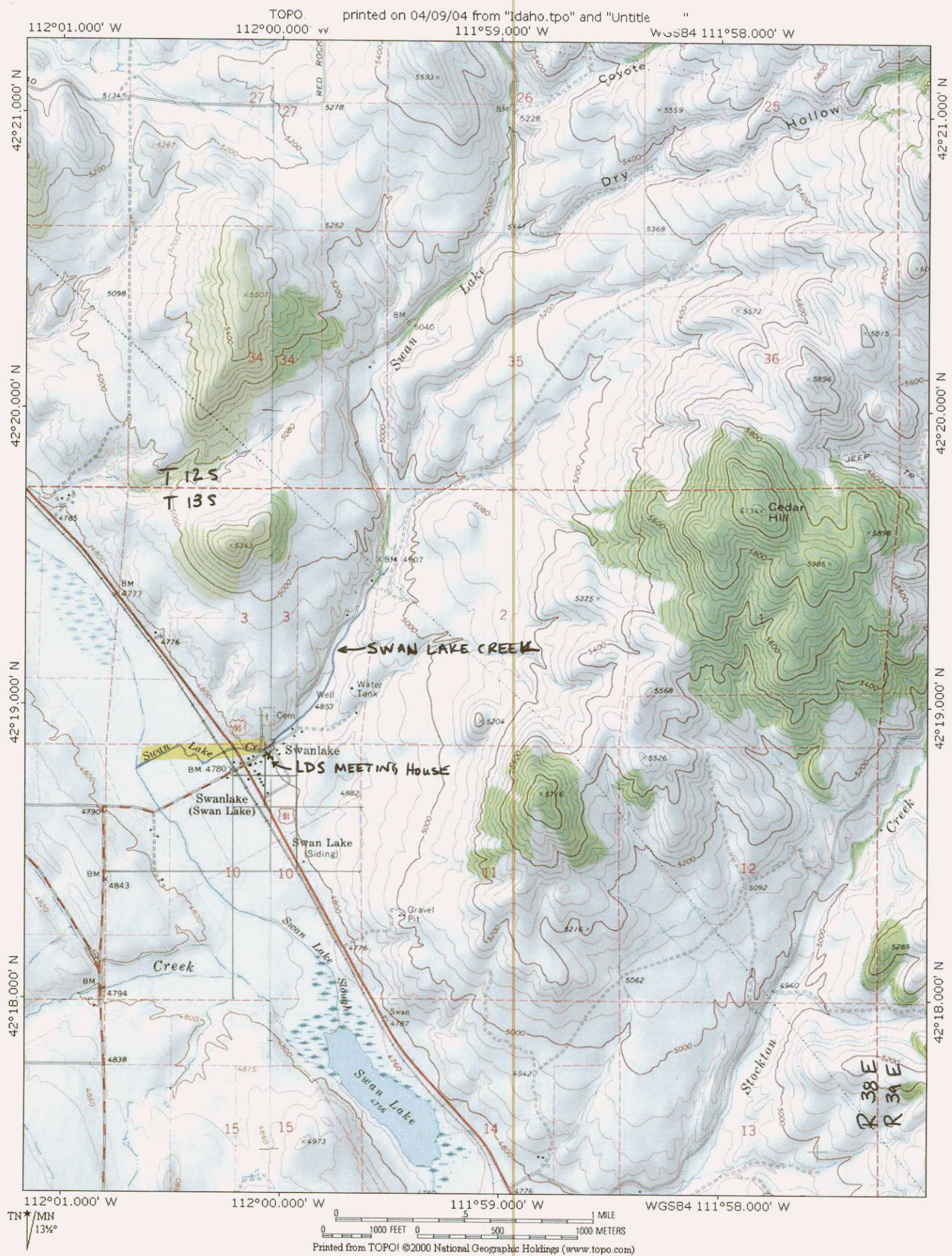
Residing at: SALT LAKE CITY

My commission expires: 09-06-04

FOR DEPARTMENT USE ONLY

Received by _____ Date _____
Prelim. check by DMW Date 23 June 2004
Fee 150 Receipt # E029988
Receipt prepared by _____ Date _____

Published in News Examiner
Publication dates 6/30 & 7/7/04
Publication checked by SC Date 7/27/04
Exceptions filed by _____



Send To Printer

Back to TerraServer

Change to 11x17 Print Size

Show Grid Lines

Change to Portrait

USGS 4 km NE of Oxford, Idaho, United States 23 Aug 1998



0 100M

0 100yd

Image courtesy of the U.S. Geological Survey
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Sheet #

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DEED

Elizabeth Quigley, widow

Dated: Dec. 26, 1912.

to

Filed: Dec. 27, 1912 at 2:36 PM.

Lewis J. Petty, Jr, as Bishop of the
Swan Lake Ward of the Church of
Jesus Christ of Latter-day Saints.

Recorded: Book 23 Deeds 65.

Filing #26397. Cons. \$300.00.

Grant, bargain, sell and convey land in Bannock County, State of
Idaho, to wit:

Beginning at a point from which the North Quarter Section corner
of Sec. 10 in Twp. 13 South of Range 38 East of Boise Meridian bears N. 67 $\frac{1}{2}$ °
W. 566.6 feet distant, thence running S. 31 $\frac{1}{2}$ ° E. 469.5 feet; thence N. 61 $\frac{1}{2}$ °
E. 279 ft; thence North. 31 $\frac{1}{2}$ ° W. 468.00 ft; thence S. 62° W 279, ft, containing
Three acres, with a water right from the waters of Swans Lake Creek aggrega-
→ ting to 3/50 second of the continuous flow of said creek. Such described land
lying entirely in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 10 in T. 13 S. of R. 38 E. of BM.

together with all and singular the tenements etc.

Witnesses 2.

Elizabeth Quigley

Acknowledged in Bannock County, State of Idaho, Dec. 26, 1912, by
Elizabeth Quigley, widow, before C. LeRoy Lewis, a Notary Public in and for
said County and State. (Seal). Comm. exp. Feb. 18, 1913.