

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-08014

Priority: June 28, 1990

Maximum Diversion Rate: 0.14 CFS
Maximum Diversion Volume: 20.6 AF

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

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 28, 1990; and has submitted Proof of Beneficial Use on September 30, 1993. An examination indicates that the works have a diversion capacity of 0.390 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	04/01 to 10/31	0.10 CFS	20.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
Totals		0.14 CFS	20.6 AF

LOCATION OF POINT(S) OF DIVERSION: SESE, Sec. 27, Township 05S, Range 34E
BENNOCK County

<u>PLACE OF USE:</u>	<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
IRRIGATION	05S	34E	27	SESE	5		5
Total number of acres irrigated:							5

PLACE OF USE:
DOMESTIC, same as IRRIGATION

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 acc 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.

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JUL 19 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 29-08014

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 4.0 afa per acre for the lands above.
8. Two points of diversion are located within SESE, S27, T05S, R34E.
9. Domestic use is for the Tyhee Stake located in Pocatello.
10. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

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 7th
day of July, 1995.

Acting for

KARL J. DREHER, Director



RECEIVED
JUL 19 1995

RECEIVED

SEP 30 1993

OFFICE USE ONLY
Amt. of Fee \$ 100⁰⁰
Date 9-30-93
Receipt No. 0028693
Receipt by Quamant

STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form 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, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 29-08014 Telephone No. (208) 237-1233
2. Name(s) of Permit Holder(s): THE CHURCH OF JESUS CHRIST
OF LATTER-DAY SAINTS
3. Mailing Address: 12312 N. Hawthorne Rd. Pocatello, ID. 83202
4. Source of Water: GROUND WELL

If GROUNDWATER, Well Driller's Name: JACK CASHMAN Drilling Date Drilled: 4-19-91

OPTIONAL:

Pump horsepower: 15 Pressure (psl): 60* Dynamic pumping level (ft.): 60

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 6 1/2 (No. of acres) Other _____
5

6. Total rate and/or volume for which proof is submitted 0.14 cfs OR _____ acre/feet

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

Measuring device: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

Flow Measurement Port: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 100⁰⁰ (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Danny G. Stoddard 208-237-1233
Name Telephone No.
12312 N. Hawthorne Rd. Pocatello, ID 83202
Address

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.

OCT 18 1993

9-19-93 Danny G. Stoddard State President
Date Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 29-08014

Proposed Priority: June 28, 1990 Maximum Diversion Rate: 0.14 CFS
This is to certify, that CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS

TYHEE STAKE
P.O. BOX 15309
BOISE, ID 83715

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	03/15 to 11/15	0.10 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.14 CFS

LOCATION OF POINT(S) OF DIVERSION: SESE Sec. 27, Township 05S, Range 34E
BANNOCK 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>
05S	34E	27	SESE	5		5

Total number of acres irrigated: 5

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 November 1, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
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 0.02 cubic feet per second for each acre of land.

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NOV 26 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

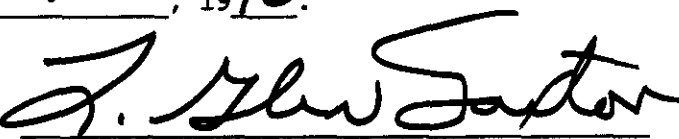
NO. 29-08014

CONDITIONS/REMARKS:

7. Domestic use is for the Tyhee Stake located in Pocatello.
8. Two points of diversion within SESE, Section 27, T5S, R34E.

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

15th day of November, 1990.

for 
R. Keith Higginson, Director

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NOV 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

29-8014

To appropriate the public waters of the State of Idaho

1. Name of applicant Church of Jesus Christ of Latter Day Saints Phone (208) 342-2735
Post office address P.O. Box 15309 Boise, ID 83715

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

3. Location of point of diversion is _____ 1/4 of _____ SE 1/4 of _____ SE 1/4, Govt. Lot _____
Sec. 27 Township 5S Range 34E B.M. Bannock County; additional
points of diversion if any: For 2 wells.

4. Water will be used for the following purposes:

0.04 11-09-90 Per telecon with Don Barnett ab
Amount 0.08 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.10 for Irrigation purposes from 3-15 to 11-15 (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)

11-09-90 Per telecon with Don Barnett ab

5. Total quantity to be appropriated is (a) 0.14 0.18 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Wells and pump to church and irrigation
of lawns and gardens.

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 6-12 inches; proposed depth of well is 300-700 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 for proposed beneficial use is
3 years (minimum 1 year).

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NOV 26 1990

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. Churchhouse Use

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	34E	27																5/D	5

Total number of acres to be irrigated 5

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

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: NAME OF WARD - Pocatello 7, 48, 49 and Stake
Pocatello ID Tyhee Stake
522-9103

RECORDED

NOV 26 1990

S&N ESTATES

in Section 27, T.5S., R.34E., B.M.

LEGEND

- Section Control Points
- 1/2" Iron Rod
- Curve No.
- Point of Beginning
- Easement Line
- 5/8" Iron Rod
- Railroad line
- Block No.

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NOV 26 1990

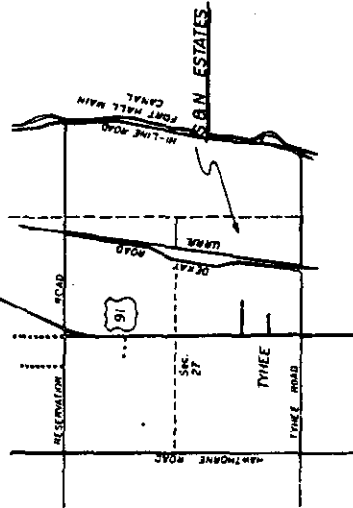
SCALE: 1" = 200'

Note: Lot 3, Block 1 is a community well lot. No livestock within 50.0' and no sewer systems within 150.0' of the well will be allowed.

NOTE: SANITARY RESTRICTIONS IN FORCE UNDER TITLE 50, CHAPTER 13, IDAHO CODE.

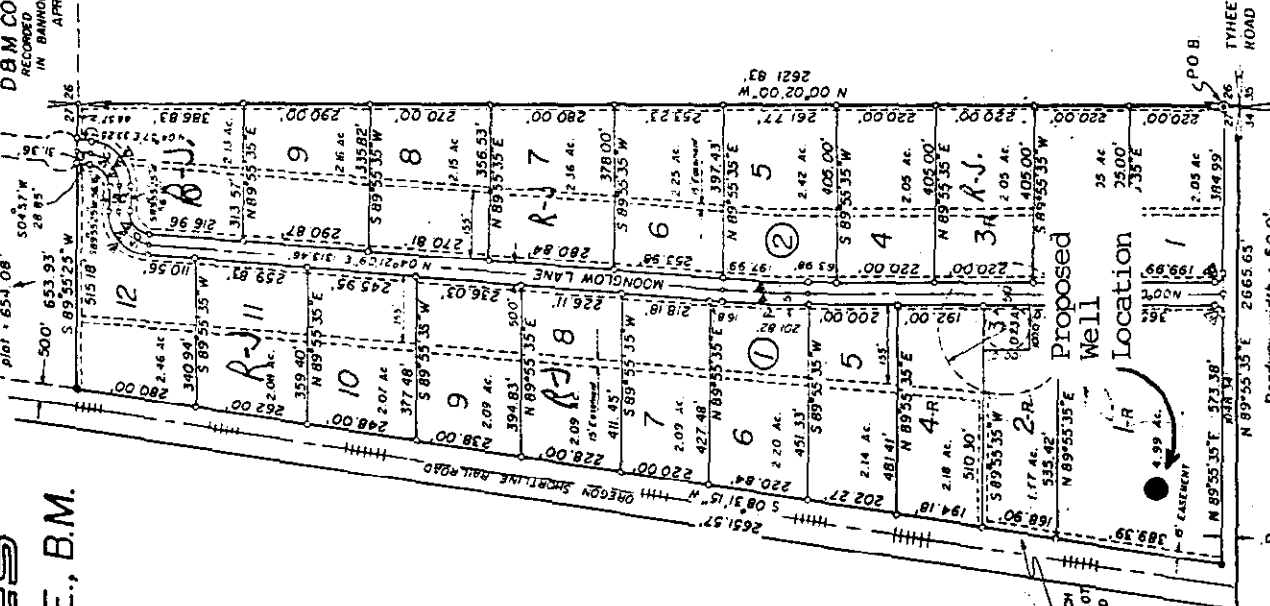
CURVE DATA				
CURVE NO.	DELTA	RADIUS	LENGTH	CHORD
1	84°58'25"	50.00'	74.15'	67.54'
2	84°58'25"	75.00'	111.23'	101.31'
3	84°58'25"	100.00'	148.31'	135.08'
4	85°34'16"	100.00'	149.35'	135.85'
5	85°34'16"	75.00'	112.01'	101.89'
6	85°34'16"	50.00'	74.67'	67.93'
7	4°23'09"	2636.49'	201.82'	207.77'
8	4°23'09"	2611.49'	199.90'	199.85'
9	4°23'09"	2586.49'	197.99'	197.94'
10	90°02'25"	20.00'	31.43'	28.29'
11	89°57'35"	20.00'	31.40'	28.27'

VICINITY MAP



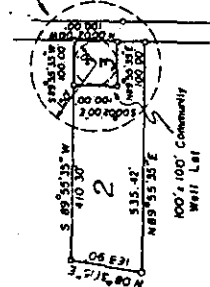
D & M COUNTRY ESTATES 1st Add.
RECORDED IN BOOK 9, PAGE 37
IN BANNOCK COUNTY, IDAHO
APRIL 5, 1976

Record distance as per
D & M Estates 1st Addition
plat 654.08' 504.37' W
500' 653.93' 28.95' E
S 89°55'35" W



Proposed Well Location

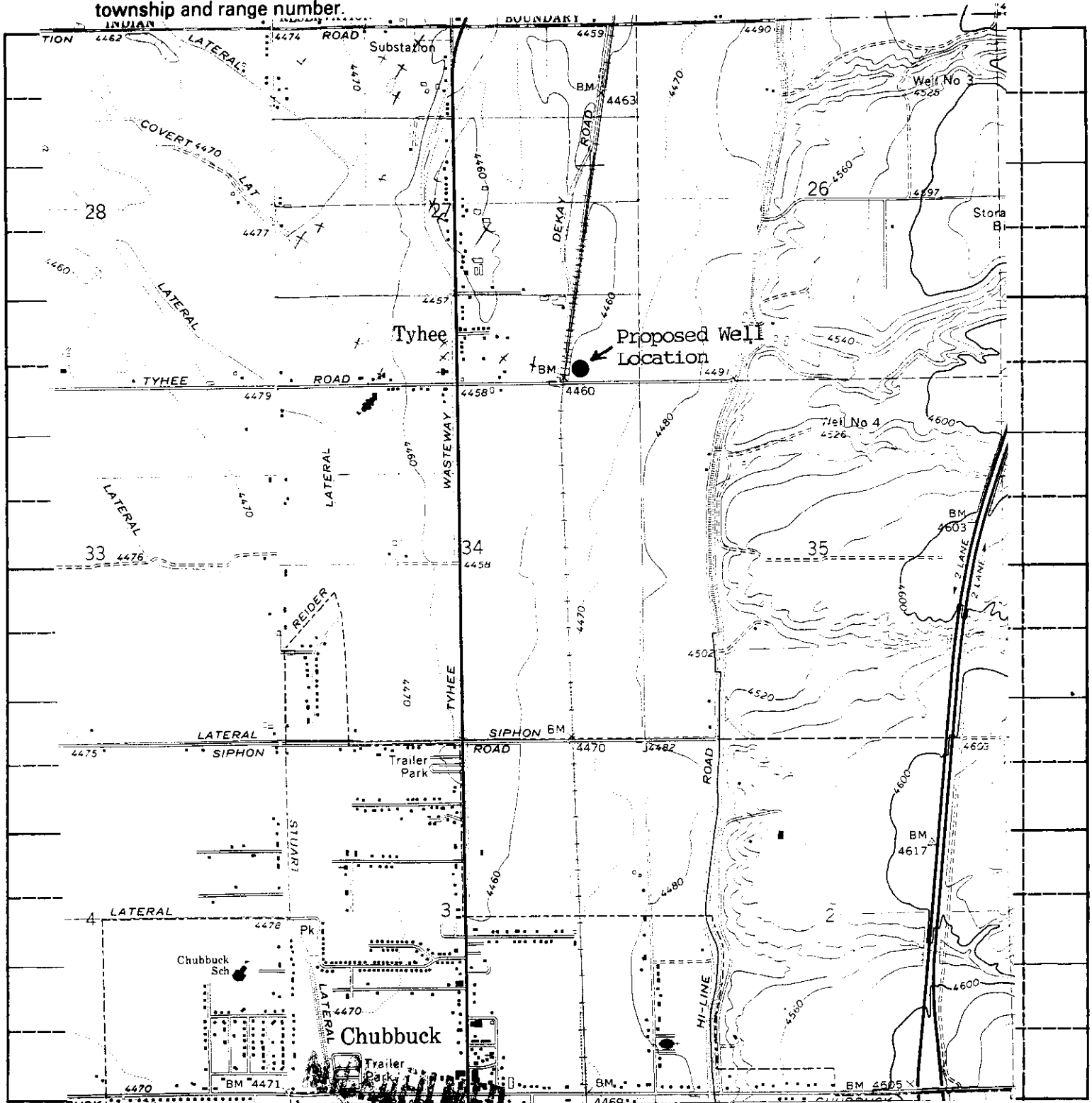
SEE SKETCH FOR WELL LOT BEARINGS AND DISTANCES



Roadway width = 50.0'

All easements are 10' unless otherwise noted. Lot dimensions are to P.C.'s of curves unless otherwise detailed.

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.

NOV 26 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.

Richard L. Maurer

(Applicant)
Senior Real Estate Representative

Received by OW Date 6-28-90 Time 11:55 Preliminary check by _____
Fee \$ 30.00 Received by HUJ # EQ14932 Date 6-28-90
Publication prepared by XB Date 9-6-90 Published in ID State Journal
Publication approved OW Date 9/19/90

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:

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NOV 26 1990

PROOF OF PUBLICATION

RECEIVED

STATE OF IDAHO
County of Bannock

ss.

SEP 14 1990

Department of Water Resources
Eastern District Office

Sandra K. Wann

being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

6 September	19 ⁹⁰	19
15 September	19 ⁹⁰	19
	19	19
	19	19
	19	19
	19	19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Sandra K. Wann

STATE OF IDAHO

COUNTY OF Bannock

On this 15th day of September in the year of 1990, before me, a Notary Public, personally appeared Sandra K. Wann, 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.

John L. Larsen
Notary Public for Idaho

Residing at Pocatello

My commission expires July, 1991

MICROFILMED

NOV 26 1990

OFFICE OF APPLICATION
FOR WATER RIGHT
The following application(s) have
been filed to appropriate the public

P.O. BOX 15309
BOISE, ID 83715
Source: GROUNDWATER
Diversión Pt:
SESE Sec 27 T 05S R 34E
Use: IRRIGATION (.100 CFS)
DOMESTIC (.000 CFS)
Total Diversión: (.100 CFS)
Date Filed: 6-28-1990
In: T05S R34E S27 SESE
5.0 ACRES TOTAL
29-08016

MUNN, DAVID C.
MUNN, SUZANNE
7953 W. PORTNEUF RD.
POCATELLO, ID 83204
Source: GROUNDWATER
Diversión Pt:
NWSW Sec 21 T 07S R 35E
Use: IRRIGATION (.100 CFS)
Total Diversión: (.100 CFS)
Date Filed: 6-19-1990
In: T07S R35E S21 NWSW
5.0 ACRES TOTAL
29-08017

MEADOWBROOK RANCH
10053 S. MARSH CREEK RD.
MC CAMMON, ID 83250
Source: SPRING
Tributary: MARSH CREEK
Diversión Pt:
NWNENW Sec 14 T 09S R 36E
Use: IRRIGATION (1.000 CFS)
Total Diversión: (1.000 CFS)
Date Filed: 5-10-1990
In: T09S R36E S14 NENW SENW
50.0 ACRES TOTAL
29-08018

MEADOWBROOK RANCH
10053 S. MARSH CREEK RD.
MC CAMMON, ID 83250
Source: GROUNDWATER
Diversión Pt:
SESW Sec 5 T 10S R 36E
Use: IRRIGATION (2.400 CFS)
Total Diversión: (2.400 CFS)
Date Filed: 5-10-1990
In: T10S R36E S05 NESW SESW
NWSE
120.0 ACRES TOTAL
29-08019

Source: GROUNDWATER
Diversión Pt:
SESE Sec 8 T 10S R 36E
Use: IRRIGATION (1.600 CFS)
Total Diversión: (1.600 CFS)
Date Filed: 6-13-1990
In: T10S R36E S08 SWSE SESE
50.0 ACRES TOTAL
29-08020

MEADOWBROOK RANCH
10053 S. MARSH CREEK RD.
MC CAMMON, ID 83250
Source: GROUNDWATER
Diversión Pt:
SESW Sec 25 T 10S R 36E
Use: IRRIGATION (3.600 CFS)
Total Diversión: (3.600 CFS)
Date Filed: 6-13-1990
In: T10S R36E S25 NWSW SWSW
SESW
50.0 ACRES TOTAL
29-08021

The applicant(s) will be subject to all
water laws and rights. Protests may be
submitted based on the criteria of
Sec. 12-202A, Idaho Code and/or the
new public interest criteria of Sec.
12-202C, Idaho Code. Protests must
be filed with the Director, Dept. of
Water Resources, 300 Shoup Ave.,
Suite 15, Idaho Falls, Idaho 83402 on
or before SEPTEMBER 24, 1990.
R. Keith Hunsaker, Director
September 6, 13, 1990
29-700

PROOF OF PUBLICATION

RECEIVED

SEP 1 - 1990

STATE OF IDAHO }
County of Bannock } ss.

Department of Water Resources
Eastern District Office

Sandra K. Wann

NOTICE OF APPLICATION FOR WATER RIGHT

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

CHURCH OF JESUS CHRIST

LATTER DAY SAINTS

TYHEE STAKE

P.O. BOX 15309

BOISE, ID 83715

Source: GROUNDWATER

Diversion Pt:

SESE Sec 27 T 05S R 34E

Use: IRRIGATION (.100 CFS)

DOMESTIC (.080 CFS)

Total Diversion: (.180 CFS)

Date Filed: 6-28-1990

In: T05S R34E S27 SESE

5.0 ACRES TOTAL

29-08016

MUNN, DAVID C.

MUNN, SUZANNE

7953 W. PORTNEUF RD.

POCATELLO, ID 83204

Source: GROUNDWATER

Diversion Pt:

NWSW Sec 21 T 07S R 35E

Use: IRRIGATION (.100 CFS)

Total Diversion: (.100 CFS)

Date Filed: 6-19-1990

In: T07S R35E S21 NWSW

5.0 ACRES TOTAL

29-08017

MEADOWBROOK RANCH

10053 S. MARSH CREEK RD.

MC CAMMON, ID 83250

Source: SPRING

Tributary: MARSH CREEK

Diversion Pt:

NWNE Sec 14 T 09S R 36E

Use: IRRIGATION (1.000 CFS)

Total Diversion: (1.000 CFS)

Date Filed: 5-10-1990

In: T09S R36E S14 NENW SENW

50.0 ACRES TOTAL

29-08018

MEADOWBROOK RANCH

10053 S. MARSH CREEK RD.

MC CAMMON, ID 83250

Source: GROUNDWATER

Diversion Pt:

SESW Sec 5 T 10S R 36E

Use: IRRIGATION (2.400 CFS)

Total Diversion: (2.400 CFS)

Date Filed: 5-10-1990

In: T10S R36E S05 NESW SESW

NWSE

120.0 ACRES TOTAL

29-08019

MEADOWBROOK RANCH

10053 S. MARSH CREEK RD.

MC CAMMON, ID 83250

Source: GROUNDWATER

Diversion Pt:

SESE Sec 8 T 10S R 36E

Use: IRRIGATION (1.600 CFS)

Total Diversion: (1.600 CFS)

Date Filed: 6-13-1990

In: T10S R36E S08 SWSE SESE

80.0 ACRES TOTAL

29-08020

MEADOWBROOK RANCH

10053 S. MARSH CREEK RD.

MC CAMMON, ID 83250

Source: GROUNDWATER

Diversion Pt:

SESW Sec 25 T 10S R 36E

Use: IRRIGATION (3.660 CFS)

Total Diversion: (3.660 CFS)

Date Filed: 6-13-1990

In: T10S R36E S25 NWSW SWSW

SESW

S36 SWNE NENW NWNW SWNW

SESW NESW

183.0 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 SEPTEMBER 24, 1990.

R. Keith Higginson, Director

September 6, 13, 1990

No. 705

being first duly sworn on oath deposes and says: That she was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

6 September, 1990

15 September, 1990

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Sandra K. Wann

STATE OF IDAHO

COUNTY OF Bannock

On this 15th day of September in the year of 1990, before me,

a Notary Public, personally appeared Sandra K. Wann,

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.

Notary Public for Idaho

Residing at

My commission expires:

MICROFILMED

NOV 26 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 12, 1995

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

RE: WATER RIGHT NO. 29-08014

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

JUL 19 1995

MEMORANDUM

DATE: July 6, 1995
TO: File No. 29-08014
FROM: Cindy Zimmerman *CZ.*
SUBJECT: Adjustments to Beneficial Use Exam

=====

The following adjustments were made on the field exam to the annual volume.

1. Annual Volume
 - a. Irrigation = 5.0 acres x 4.0 AF/acre = 20.0 AFA
 - b. Domestic (internal use only) = 0.6 AFA
 - c. Total volume = a + b = 20.0 + 0.6 = 20.6 AFA

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JUL 19 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 01 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 29-08014

1. Church of Jesus Christ Latter Day Saints Phone: (801) 240-2929
Real Estate Division, Twelfth Floor
50 East North Temple Street, Salt Lake City UT 84150

2. Accompanied by: _____ EXAM DATE: 7-13-94

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: GROUND WATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: DONE —

2. Other water rights with the same point of diversion: DONE —

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SE	SE	27	SS	34E	Bannock	USGS, On-site

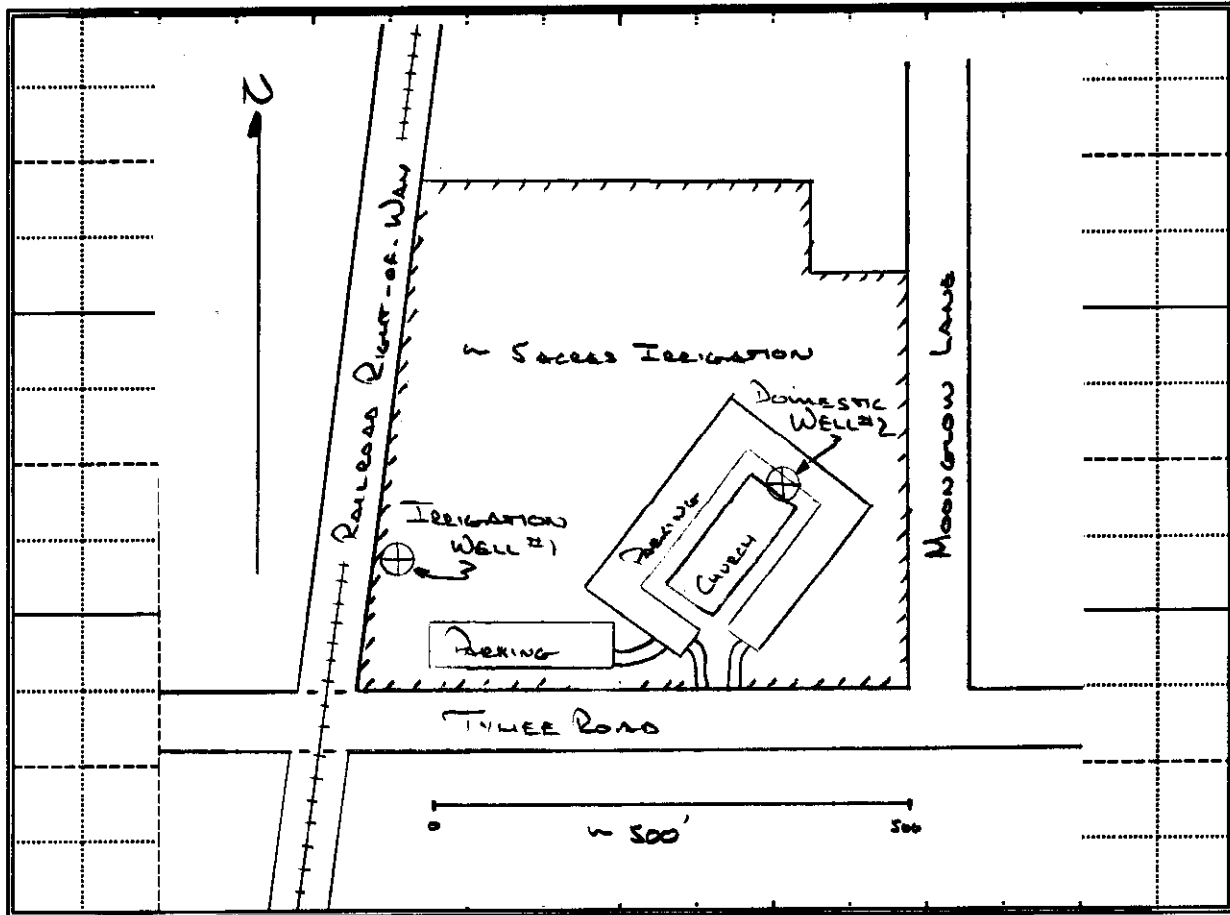
2. Place(s) of Use:

Indicate Method of Determination SAME

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
SS	34E	27																1/5	5

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JUL 10 1995

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
1	UNKNOWN	15			
2	UNKNOWN				

*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: SEE ATTACHED WELL LOGS.

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JUL 19 1998

E. NARRATIVE/REMARKS/COMMENTS

2 WELLS AND SUB. PUMPS TO PIPELINES TO CHURCH BUILDING WITH 1/2 AC
LAWN AND IRRIGATION OF APPROX 5 ACRES OF ACTIVITY AREA. WELL
#1 USED PRIMARY FOR IRRIGATION OF ACTIVITY AREA. WELL #2
HANDLES DOMESTIC USE IN CHURCH PLUS SURROUNDING GARDENS
AND LAWN.

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

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F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

*SEE ATTACHMENT***G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

*SEE ATTACHMENT***H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>DOMESTIC</u>	<u>1-1</u>	<u>12-31</u>	<u>0.04</u>	<u>1.2 *</u>
<u>IRRIGATION</u>	<u>4-1</u>	<u>10-31</u>	<u>0.10</u>	<u>20.0</u>
Totals:			<u>0.14</u>	<u>21.2 *</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 1-20-95Reviewer KEITH C WILSON Date 1/30/95

SEAL

* Adjustments made during review of this right for license approval.
See memo for additional information. 7/6/95 c.w.

RECEIVED**JUL 19 1995**

IRRIGATION WELL:

$$Q_{THEOR} = \frac{15 HP \times (8.814) \times 0.7 EFF}{100' LIFT (60 PSI \times 2.308)} = 0.39 CFS$$

HP = 15 FROM PROOF OF BENEFICIAL USE

LIFT = 100' FROM WELL LOG

PSI = 60 FROM ESTIMATE

LIMITED BY IDWR STD OF 0.02 CFS/AC

$$5 AC \times 0.02 CFS = \underline{0.10 CFS}$$

$$AFA = 1.5 AC \times 4.0 AFA/AC = 20 AFA$$

$$2. 0.10 CFS \times 214 DAYS / 1/2 \times 1.9235 = 42.45 AFA$$

$$LESSER OF 1 & 2 = \underline{20 AFA}$$

DOMESTIC WELL:

$$SIMILAR TO SMALL DOMESTIC WITH 1/2 AC LOWN = \underline{0.04 CFS}$$

$$AFA \text{ SIMILAR TO SMALL DOMESTIC W/ } 1/2 AC = \underline{1.20 AFA}$$

TOTAL FOR SYSTEM:

$$Q_T = Q_{IRR} + Q_{DOM} = 0.10 CFS + 0.04 CFS = \underline{0.14 CFS}$$

$$AFA_T = AFA_{IRR} + AFA_{DOM} = 20.0 AFA + 1.2 AFA = \underline{21.2 AFA}$$

RECORDED
JUL 19 1995

29-08014

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

29-08014

IRRIGATION WELL

JUL 19 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.**1. WELL OWNER**Name L.D.S. Church (Tyhee Stake Center)
Address 12146 W. Tyhee Road Pocatello, Idaho
Owner's Permit No. 29-91-E-002**7. WATER LEVEL**Static water level 55 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 52 °F. Quality Good
*Describe artesian or temperature zones below.***2. NATURE OF WORK**WR #29-08014
☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)**8. WELL TEST DATA**☐ Pump ☐ Baller ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
60	100'	1 Hr.

3. PROPOSED USE☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)**4. METHOD DRILLED**☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____**5. WELL CONSTRUCTION**Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
.250 inches	8" inches	1 feet	115 feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ NoWas a packer or seal used? ☐ Yes ☒ NoPerforated? ☐ Yes ☒ NoHow perforated? ☐ Factory ☒ Knife ☐ TorchSize of perforation 1/4 inches by 2 inches

Number	From	To
100 perforations	107 feet	114 feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 40' Material used in seal: ☐ Cement grout☒ Bentonite ☐ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing☐ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☐ Solvent☐ Weld☐ Cemented between strataDescribe access port Well Seal**9. LITHOLOGIC LOG**

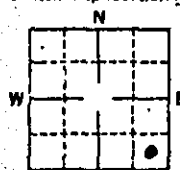
Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
8"	0	15	Brown Clay		X
	15	40	Boulders & Clay		X
	40	45	Clay (Brown)		X
	45	50	Large Gravel		X
	50	70	Brown Clay		X
	70	75	Large Gravel & Sand	X	
	75	105	Sandy clay		X
	105	115	Conglomerant Shale, Gravel & Sandstone	X	
	115	145	Gray Basalt	X	
	145	150	Red Chalky Sandstone	X	
	150	160	Brown Chalky Sandstone	X	
	160	200	Streaks of Brown clay & Brown Sandstone	X	

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MAY 15 1991

Department of Water Resources
Eastern District Office**6. LOCATION OF WELL**

Sketch map location must agree with written location.

Subdivision Name SEN ESTATESLot No. 1 Block No. 25County BannockSE 1/4 SE 1/4 Sec. 27, T. 5 S. R. 34 E.**10.**Work started 4/17/91 finished 4/23/91**11. DRILLERS CERTIFICATION**I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name Jack Cushman Drilling Firm No. #94
1405 South Broadway29-08014DOMESTIC WELLRECEIVED
MAY 15 1991
JUL 19 1995

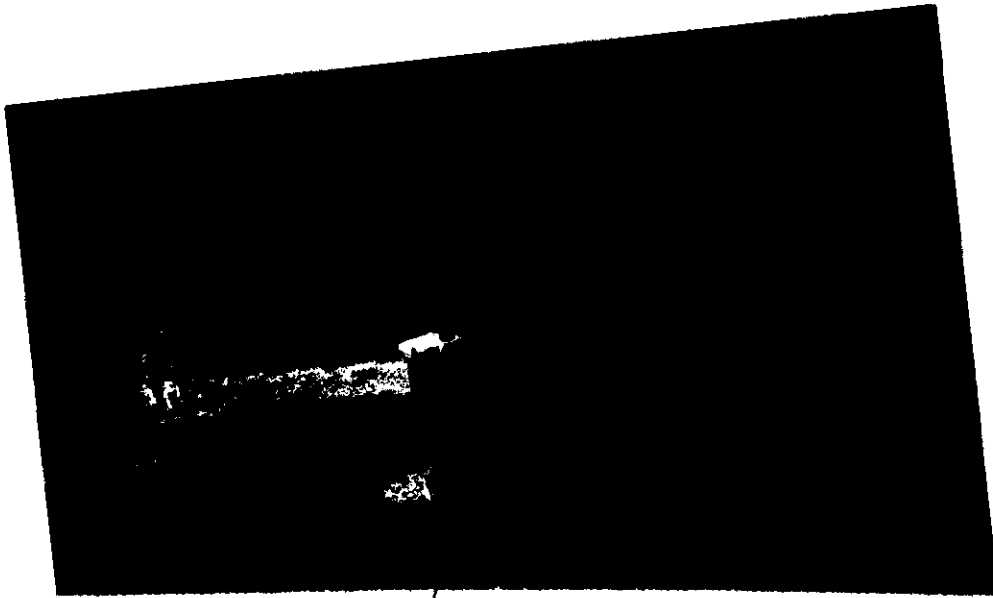


Fig. 1 - Point of diversion next to church building.

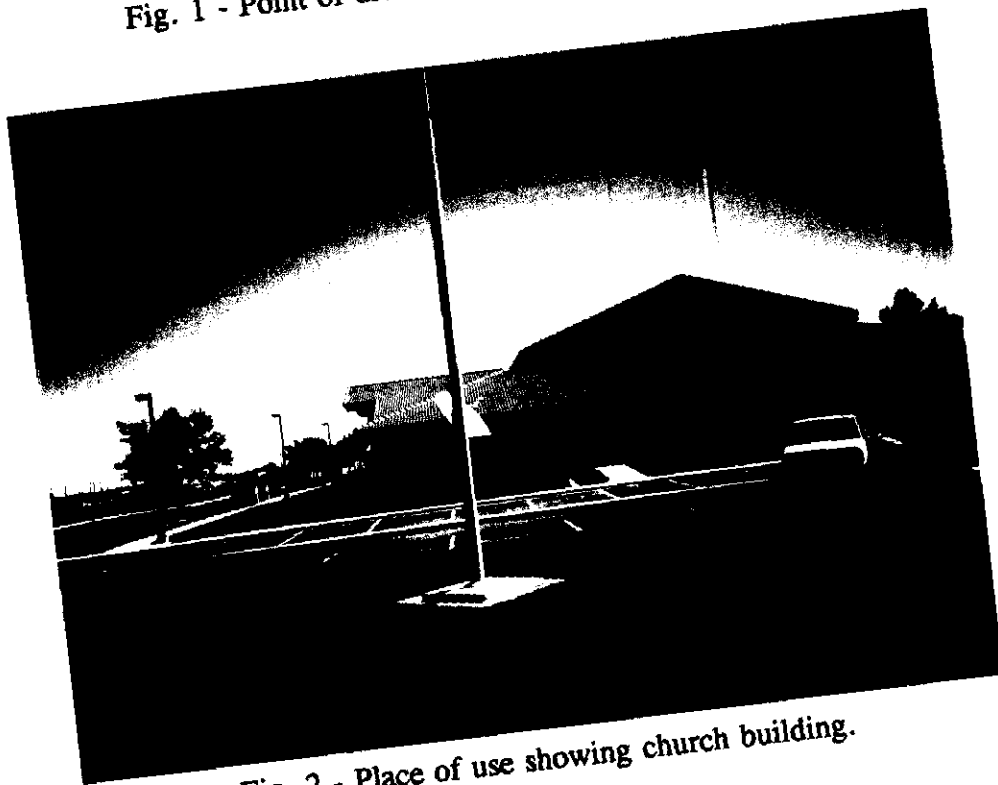


Fig. 2 - Place of use showing church building.

99-08014

JUL 19 1995

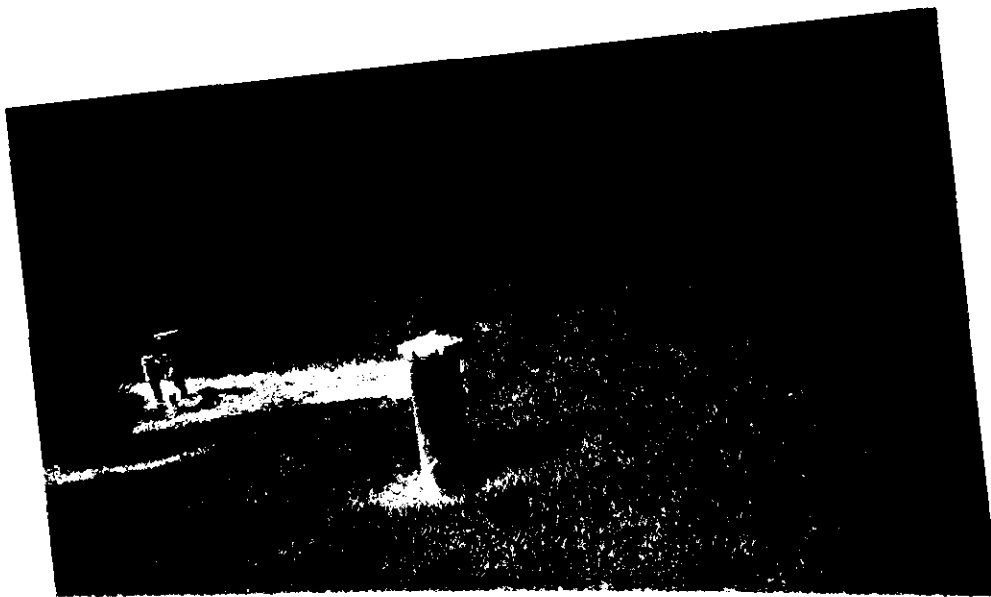


Fig. 1 - Point of diversion next to church building.

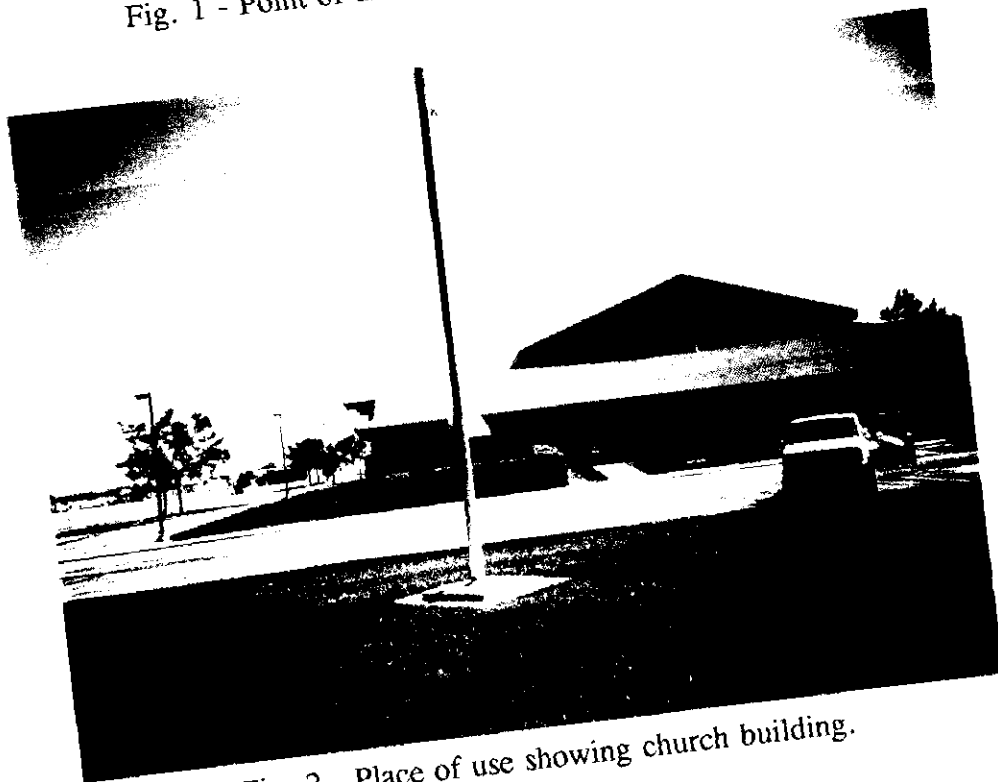
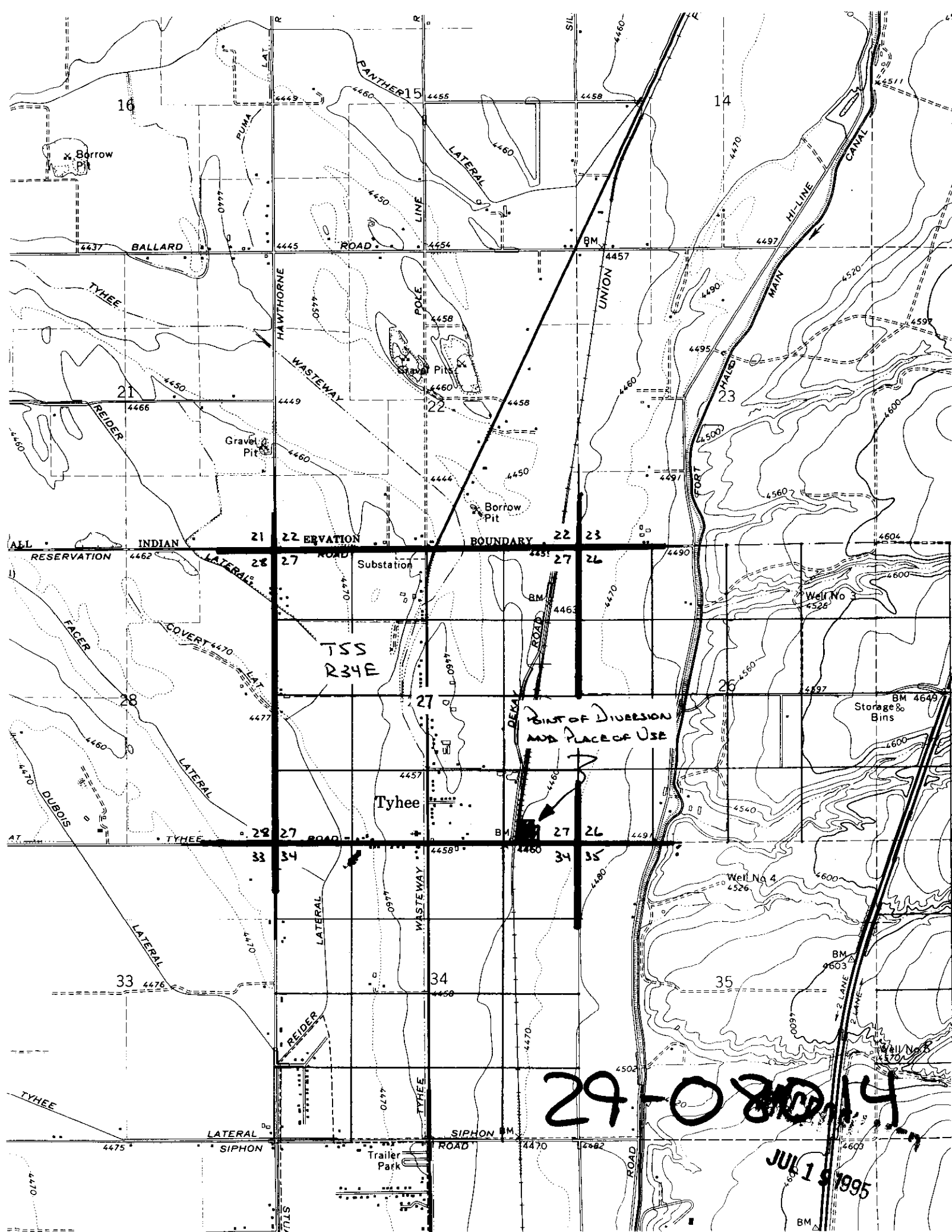


Fig. 2 - Place of use showing church building.

29-08014

JUL 19 1995



October 8, 1993

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
TYHEE STAKE
12312 N HAWTHORNE RD
POCATELLO ID 83202

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 29-08014

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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED

OCT 18 1993



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

October 1, 1993

Church of Jesus Christ of Latter Day Saints
Tyhee Stake
12312 N Hawthorne Rd
Pocatello, ID 83202

Re: Permit No. 29-08014

Dear Permit Holder:

The Department is in receipt of the proof of beneficial use submitted in connection with the above referenced permit. However, it is unacceptable as filed.

You indicate the rate of diversion to be 0.60 cfs. However, your permit was issued for the diversion of 0.14 cfs. The Department cannot accept proof for more than authorized on the permit. Therefore, I have amended the rate of diversion to 0.14 cfs.

The license examination fee associated with a rate of diversion of 0.14 cfs is \$50. Therefore, you are entitled to a \$50 refund. I have started the process to refund the additional \$50 license exam fee. The process takes between two and four weeks and will arrive under separate cover.

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

Sincerely,

Karen L. Gustafson
Senior Secretary

C: Fiscal

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OCT 18 1993

August 31, 1993

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
TYHEE STAKE
P.O. BOX 15309
BOISE ID 83715

PROOF DUE NOTICE

RE: PERMIT NO. 29-08014

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 November 1, 1993. (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.

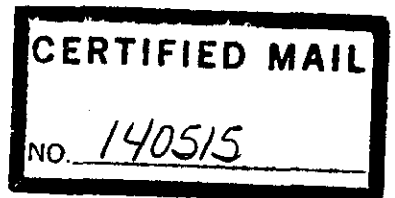
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



OCT 18 1993

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

This document prepared by:
BARNETT INTERMOUNTAIN WATER CON. NTS
 106 WEST 500 SOUTH, SUITE 101
 BOUNTIFUL, UT 84010
 (801) 292-4662
 Please contact us for technical inquiries.

Drilling Permit No. 29-90-E-0.51
 Water Right Permit 29-8014
 Injection Permit No. _____

\$100.00

State of Idaho
 Department of Water Resources

DRILLING PERMIT

1. Applicant (Please Print) Church of Jesus Christ of Latter Day Saints

2. Mailing Address P O Box 15309 Boise ID 83715

(Tyhee Stake) Telephone (208) 342-2735

(X) Well Owner () Well Operator () Other, specify _____

3. Proposed well location SE 1/4 SE 1/4, or Gov't lot No. _____

Sec. 27, Twp. 5S, Rge. 34 E, County Bannock

Street Address of Well Site 12146 W. Tyhee Road

Lot, block and subdivision Lot 1, S&N Estates

4. Proposed use of well:

() Single family or stockwater use (less than 13,000 gallons per day)

(X) Irrigation (more than 1/2 acre)

() Monitoring - A well bore schematic and map is required for each well.
 No. of proposed wells: _____

(X) Other (describe fully) Domestic use within an LDS churchhouse

5. Well construction information:

A. (X) New well () Deepen () Replace - See Condition 9.

B. Proposed surface diameter 6" - 14" Maximum depth 700'

C. Anticipated bottom hole temperature: **MICROFILMED**

- (X) 85°F or less (Cold water well)
 () 85°F to 212°F (Low temp. geothermal well)
 () 212°F or more (Geothermal well)

NOV 26 1990

Construction Start Date July 15, 1990

Anticipated Well Driller Not licensed Doug or Bob Cushman Jack Cushman or Howard Andrew
 NOTE: The actual well driller must be identified prior to drilling.

Applicant's signature Richard L. Maurer Date 6/5/90

Senior Real Estate Representative

(Owner, Firm Representative, Other)

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is

approved

Date

Jan 18, 1991

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

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NOV 26 1990

JAN 28 1991

Retake

J. Glen Saxton
Signature of Authorized Department Representative

Chief, Water Allocation Bureau
Title



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 15, 1990

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
TYHEE STAKE
P.O. BOX 15309
BOISE, ID 83715

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 29-08014

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Also enclosed is a copy of the approved drilling permit submitted in connection with this water right.

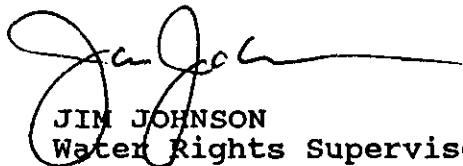
You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well

MICROFILMED

NOV 26 1990

so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Johnson", with a long horizontal flourish extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

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NOV 26 1990

FROM *Cam Skaggs*TO *File #29-8014*SUBJECT *Copy of Permit*DATE *11-6-90*

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NOV 26 1990

Please send a copy of approved permit
to: Don Barnett
Barnett Intermountain Water Consultants
106 W. 500 S. Suite #101
Bountiful, Utah
84010

ph#(801)292-4662

Cam Skaggs

SIGNATURE

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

Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 21, 1990

IDAHO STATE JOURNAL
P.O. BOX 431
POCATELLO, ID 83204

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 SEPTEMBER 24, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

NOV 26 1990

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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NOV 26 1990

29-08014

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
TYHEE STAKE
P.O. BOX 15309
BOISE, ID 83715

Source: GROUNDWATER

Diversion Pt: SESE Sec 27 T 05S R 34E

Use: IRRIGATION (.100 CFS)
DOMESTIC (.080 CFS)
Total Diversion: (.180 CFS)

Date Filed: 6/28/ 1990

In: T05S R34E S27 SESE

5.0 ACRES TOTAL

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NOV 26 1990

14-Aug-1990

CHURCH OF JESUS CHRIST
OF LATTER DAY SAINTS
P.O. BOX 15309
BOISE, ID 83715

RE: Application for Permit No. 29-8014

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 the application in the Idaho State Journal on SEPTEMBER 6 & 13, 1990. 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

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NOV 26 1990