

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)
License of Water Right No. 29-7108 Priority January 11, 1973 Amount 0.02 cfs

THIS IS TO CERTIFY, that Church of Jesus Christ of Latter Day Saints
of Pocatello, Idaho, has complied with the terms and conditions of Permit
No. 29-7108 issued pursuant to Application for Permit dated January 4, 1973,
and has submitted proof to the Department of Water Resources on February 8, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.02 cfs of water from spring,
tributary to Pebbie Creek, South Fork, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from <u>June 15</u> to <u>November 1</u>	at <u>0.02</u> cfs and	<u>5.5</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
5.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 26, Twp.
8S, Rge. 37E in the County of Caribou

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
8S	37E	23																X	X	
		26	X	X																

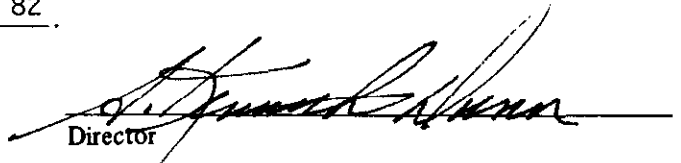
Total number of acres irrigated _____

Domestic use is for a campground.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use hereby described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of
August, 19 82.


Director

STATE OF IDAHO

LICENSING

APPLICATION FOR AMENDMENT OF A PERMIT

AUG 6 1982

To change the point of diversion and/or the place of use.

Comes now Church of Jesus Christ of Latter Day Saints Phone
of (address) Pocatello, Idaho , 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. 29-7108 , and requests that the permit and permit map be changed as follows:

NO CHANGE

1. Point of diversion: ¼ ¼, Section , Township , Range , B.M.,
County of . Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.02 for domestic purposes from 6/15 to 11/1 (both dates inclusive)
(cfs or acre feet per annum)

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

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

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

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	37E	23															X	X	
		26	X	X															

Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion?

b. Who owns the land to be irrigated or the place of use?

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing:

NOT NECESSARY

[illegible]

Stoke President

August 19 82 .
S. Donald Riser
Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 29-7108 IN
THE NAME OF THE CORPORATION OF THE
PRESIDING BISHOP OF THE CHURCH OF JESUS
CHRIST OF LATTER-DAY SAINTS, A UTAH CORP. SOLE

ORDER OF REINSTATEMENT

WHEREAS, on January 4, 1973, the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, a Utah corporation, filed with the Department of Water Resources an application for permit to appropriate 0.40 cubic feet per second of water from a spring, tributary to sinks, to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Twp. 8S, Rge. 37E, B.M., Caribou County, to be used for domestic purposes; and,

WHEREAS, on February 13, 1973, the Department approved said application and issued Permit No. 29-7108 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before February 1, 1978; and,

WHEREAS, on November 30, 1977, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

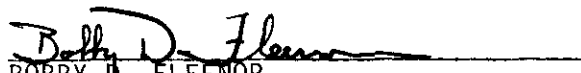
WHEREAS, on February 7, 1978, the Department notified the permit holder that Permit No. 29-7108 had lapsed for failure to submit the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 29-7108 be REINSTATED and the priority advanced to January 11, 1973.

Dated this 16 day of February, 1978.


BOBBY D. FLEENOR
Chief, Operations Bureau

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 29-7108
IN THE NAME OF THE CORPORATION OF THE PRESIDING
BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-
DAY SAINTS, A UTAH CORPORATION SOLE

ORDER

WHEREAS, on January 4, 1973, the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, a Utah Corporation, filed with the Department of Water Resources an application for permit to appropriate 0.40 cubic feet per second of water from a spring, to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Twp. 8S, Rge. 37E, B.M., Caribou County, to be used for domestic purposes; and,

WHEREAS, on February 13, 1973, the Department approved said application and issued Permit No. 29-7108 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before February 1, 1978, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on February 8, 1978, the Department received the required proof of beneficial use of water; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 29-7108.

Dated this 16 day of February, 1978.


BOBBY D. FLEENOR
Chief, Operations Bureau

MICROFILMED

Identification No. 29 7108
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

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

1. Name of applicant _____
post office address c/o Merrill & Merrill, Attorneys at Law, P. O. Box 991, Pocatello, Idaho 83201

2. Source of water supply Spring ~~(Near the SW corner)~~ which is a tributary of STARKE

3. a. Location of point of diversion is of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26 Township 8 South
Range 37 E. B.M. ~~Bannock~~ Caribou County; additional points of diversion if any: _____

Disappears into the ground without flowing into any other

b. If water is not consumed, it will be discharged into water ways at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes: Culinary water for proposed camp for girls

Amount 0.4 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 2.5 0.4 cubic feet per second and/or See letter dated

b. -- acre feet per annum. 1/10/73 neg

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Storage tanks will be required and either
steel or concrete cistern installed and covered, to be used for storage and to provide
water pressure.

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

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

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

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years. (Will be completed in September of 1973)

b. Estimated construction cost is \$ 1,000.00

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ NW $\frac{1}{4}$ & NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26 Township 8 South
Range 37 E. B.M. and the South $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 23, Township 8 South, Range 37 East,
B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

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

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 150 Campers

(5) If water is to be used for other purposes describe: Culinary water for proposed camp for girls

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated_____

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

9. a. Who owns the property at the point of diversion Applicant

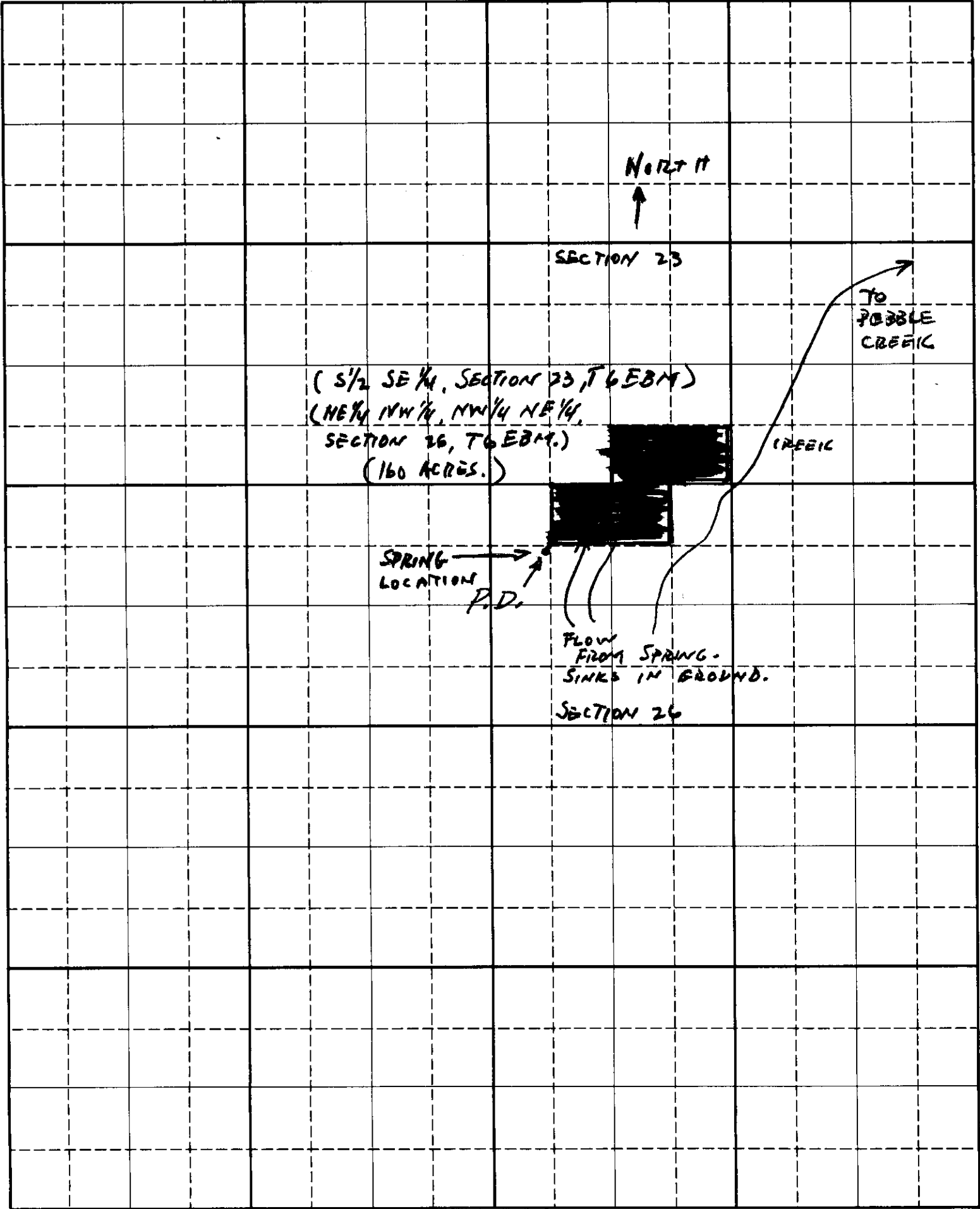
b. Who owns the land to be irrigated or place of use _____

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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

RANGE 37 EAST BOISE MERIDIAN.



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.

CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS A UTAH CORPORATION SOLE

By _____ (Applicant)

Walter L. Bean

Corporation Sole

Proposed Priority 1-4-1973Received by ef Date 1-4-73 Time 9:30 APreliminary check by D Fee \$ 45^{cc}Receipted by ef Date 1-4-73 Permit # 9183Publication prepared by ha Date 1-13-73Published in Carroll County Sun, Soda Springs, 1-13-73Publication dates 1-18 + 25 - 73Publication approved NCY Date 2-12-73Priority reduced to 1-4-73 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by NCY DF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7108, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 78.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 13th day of February, 1973.

R. Karl Higin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	NOY	1/5/73	Application No. <u>29 7108</u> Name <u>LDS GIRLS Camp</u>
(2)	"	"	Check: ☒ Signature <u>- ?</u> ☐ Point of Diversion <u>does not agree with map</u> ☐ Quantity of Water and Period of Use <u>need justification</u> ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/W ☒ Place of Use <u>ownership not listed</u> ☒ Map ☒ Fee
(3)	"	"	Send copies to: ☒ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	"	"	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	"	"	In form for advertising <u>Yes</u>
(6)			Affidavit of Publication received _____
(7)			Final date for protests _____ Protests received: yes _____ no _____
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)	NOY	1/5/73	Located within Water District No. <u>29</u>
(10)	"	"	Critical groundwater area: yes _____ <u>N.A.</u>
(11)	"	"	Groundwater levels: ☐ Decline (comment) <u>N.A.</u> ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)	NOY	1/5/73	Comments: <u>Ask for justification of Q, Control of watermaster unless spring actually is not tributary to pebble Cr.</u> <u>150 campers appears 0.4 cf is reasonable -</u> <u>Send certified letter to justify 2.5 cf -</u>
(13)	NOY	2/12/73	Action recommended: ☒ Approve Priority <u>1-4-73</u> ☐ Deny Reason for Reduction _____
	"	"	Use attached sheet for conditions of approval
			No conditions for approval
(14)			District <u>Eastern</u> By <u>Norman R. Ruppberg</u> Date <u>2/12/73</u> Title <u>Dist. Engineer</u>

Department of Water Administration
29 7108

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>D</u>	<u>1-4-73</u>	Application No. _____ Name _____
(2)	<u>D</u>	<u>1-24-73</u>	Check: ☐ Signature ☒ Point of Diversion ☐ Quantity of Water and Period of Use <u>Excessive?</u> ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	_____	_____	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	_____	_____	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	_____	_____	In form for advertising _____
(6)	_____	_____	Affidavit of Publication received _____
(7)	_____	_____	Final date for protests _____ Protests received: yes _____ no _____
(8)	_____	_____	Date and Place of hearing _____ Decision reached at hearing _____ _____
(9)	_____	_____	Located within Water District No. _____
(10)	_____	_____	Critical groundwater area: yes _____ no _____
(11)	_____	_____	Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)	_____	_____	Comments: _____ _____ _____
(13)	_____	_____	Action recommended: ☐ Approve _____ Priority _____ ☐ Deny _____ Reason for Reduction _____ _____ See attached sheet for conditions of approval _____ No conditions for approval
(14)	_____	_____	District _____ By _____ Date _____ Title _____

RECOMMENDED

CONDITIONS OF APPROVAL

- ☒ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☒ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed 0.4 c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

RECEIVED

FEB 2 1973

Department of Water Administration
Eastern District Office

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

V. E. Lansberry

being first duly sworn on his
oath, states:

aw
**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah corporation sole, c/o Merrill & Merrill, Attorneys at Law, P.O. Box 991, Pocatello, Idaho, has on Jan. 4, 1973, submitted Application No. 29-7108 for a permit to appropriate 2.5 cubic feet per second of water from an unnamed spring, tributary to sinks by means of storage tanks and cistern, within the SW $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 26, T. 8S, R. 37E, B.M., Caribou County; to be used from Jan. 1 to Dec. 31 for domestic purposes for 150 campers within the NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 26, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23, T. 8S, R. 37E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401, on or before February 5, 1973.

R. KEITH HIGGINSON,
Director.

Published in the Caribou County Sun, Soda Springs, Idaho, on January 18, and January 25, 1973.

That he is publisher.....
of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any

supplement thereof for two...
successive weekly issues thereof,
the date of the first publication

being the 18th..... day

of January....., 1973.

The date of the last publication

being the 25th... day of

.....January....., 1973

V. E. Lansberry

Subscribed and sworn to be

for me this 1st..... day

of February....., 1973.

Elaine S. Johnson

Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

1st day of November.....

19..74

29 7108

RECEIVED

FEB 2 1973

Department of Water Administration
Eastern District Office

**NOTICE OF APPLICATION
FOR WATER PERMIT**

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R. KEITH HIGGINSON,
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**Affidavit of
Publication**

County of Caribou } ss.
State of Idaho }

V. E. Lansberry.....

being first duly sworn on his oath, states:

That he is publisher..... of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any

supplement thereof for two... successive weekly issues thereof, the date of the first publication

being the 18th..... day

of January....., 1973.

The date of the last publication

being the 25th... day of

January....., 1973

V. E. Lansberry

Subscribed and sworn to be

fore me this 1st..... day

of February....., 1973.

Elaine S. Johnson

Notary Public, residing
at Soda Springs, Idaho

(SEAL)

My Commission expires the

1st day of November.....

1974

September 15, 1982

RE: Permit No. 29-7108

Church of Jesus Christ of Latter Day Saints
Attn: President H. Jack Satterfield
2489 South Fairway
Pocatello, ID 83201

Dear Mr. Satterfield:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 24593 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

PRESIDENT H. JACK SATTERFIELD
2489 South Fairway
Pocatello, Idaho 83201

Fire Pumper
1860s
USA 20c



Dept. of Water Resources
State Office
450 W. State Street
Boise, Idaho 83720



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 9, 1982

RE: Permit No. 29-7108

Church of Jesus Christ of Latter Day Saints
c/o Merrill & Merrill, Chartered
P.O. Box 991
Pocatello, ID 83201

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 29-7108 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.02 cfs Source: spring tributary to Pebble Creek,
South Fork
The maximum quantity diverted shall not exceed 1.2 acre feet
per year.

Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Twp. 8S, Rge. 37E, Caribou County

Beneficial use: Domestic use for a campground within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23;
W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 26; Twp. 8S, Rge. 37E

Priority date established: January 11, 1973 (late proof)

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

FIELD REPORT

Post office address Merrill & Derrell Hornum - Pocatello Phone

Person to contact N. JACK SATTERFIELD - Stake President Phone

2. Source of water supply: Groundwater ☐ Surface water ☒ Spring

Tributary to C 1970

3. Water will be used for the following purposes:

Amount 0.4 c.f.s. for Dom (150 campers)
AF/Annum _____, (nature of use)

Period of Use: from 1/01 to 13/31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.4 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 82 N/S, Range 37E E/W, B.M., Section 36, Subdivision Sa 1/4 Nw 1/4, Caribou
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Other Points of Diversions: _____

Description of diverting works: collected at spring in collection box, piped in 1" plastic pipe for approx. 2,500' to 8000 gal. conc. stor. reservoir, then to 1" plastic pipe to camp sites

Measuring device required: yes ☐ no ☐ (removed by Order)

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE** _____

Rge 37E

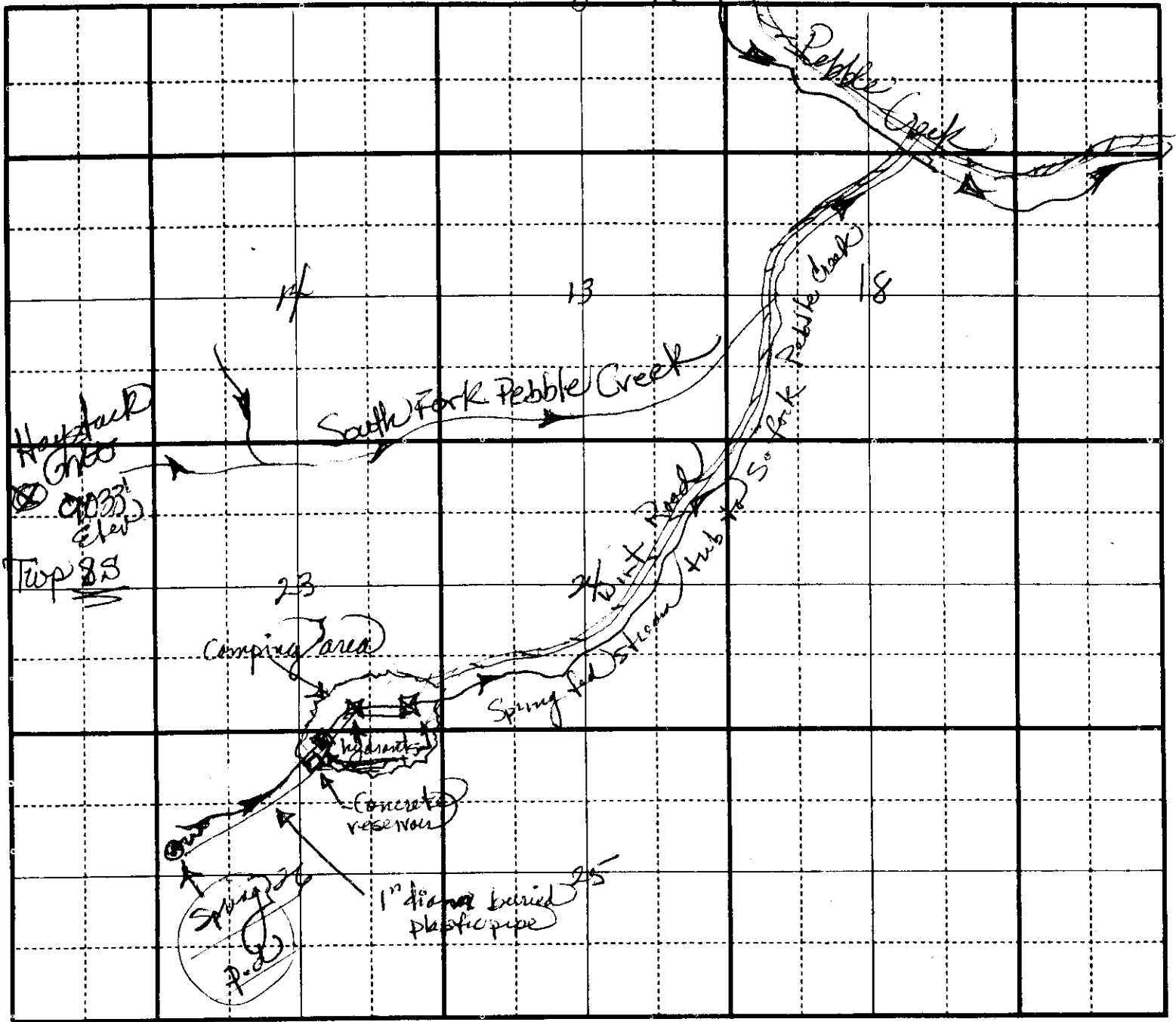


Diagram of System

System is not operable during the winter months / nor is it accessible
No conflicting rights
JWW
7-9-82

$$V = 13000 \text{ gpd} \times 138 \text{ days} = \frac{1,794,000 \text{ gpd} \times \overset{1464}{\cancel{1468}}}{325,900 \text{ gPAF}} = 5.52 \text{ AF ANNUM}$$

~~RA~~ 2/4/81

February 17, 1978

Re: Permit No. 29-7108

The Corporation of the Presiding Bishop,
Church of Jesus Christ of Latter Day Saints
c/o MERRILL & MERRILL, Attorneys
P. O. Box 991
Pocatello, Idaho 83201

Gentlemen:

Enclosed is an Order which removes the measuring device requirement from this permit. Also enclosed is an Order which reinstates this permit and advances the priority to January 11, 1973.

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK
Water Rights

MICROFILMED

29-7108

MERRILL & MERRILL
CHARTERED
COUNSELORS AND ATTORNEYS AT LAW
SPAULDING BUILDING
POCATELLO, IDAHO 83201

A. L. MERRILL (1886-1961)
R. D. MERRILL (1893-1972)
W. F. MERRILL
E. J. BERRETT
G. T. DANCE
D. R. GALLAFENT
S. S. DUNN

February 9, 1978

P. O. BOX 991
TELEPHONE
208-232-2286

RECEIVED

FEB 10 1978

Department of Water Resources

Mr. C. Stephen Allred
Director
State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr. Allred:

Jack Satterfield of the Alameda Stake Presidency advises that he returned to your office the Proof of Application of Water to Beneficial Use on February 3, 1978. Therefore, our correspondence has crossed in the mail and this matter should be resolved. If not, please advise us immediately. Thank you for your services.

Very truly yours,

MERRILL & MERRILL, CHARTERED



Edward J. Berrett

EJB/b

11

Identification No. 29-7108

Permit No. **RECEIVED**

FEB 8 1978

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter Day Saints, a Utah Corp. Sole.
b) Post Office Address _____

2. Permit Number 29-7108

3. Date of Priority that you are prepared to establish Aug. 1975

4. a) Source from which water was appropriated Spring

b) Location of the point of diversion: 1/4 NW 1/4, Section 26

Township 8 S, Range 37 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 0.4 for Culinary purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 0.4 cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: water measured by star meter & gallon bucket by Soil Conservation Service employees.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: None

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch)

Collected at spring in collection box, piped in 1" plastic pipe for approx 2500 ft. to approx 10 gal storage reservoir. Piped from there in 1" plastic pipe to individual camp sites.

b) Describe the type and size of measuring device which you have installed at your point of diversion: no other type of measuring device installed. Measurement vary from 5-10 gal per minute depending on wet season or dry.

c) Give well driller's name and address and the date the well was completed: None

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: used for culinary water for girls camp.

2/14/78

MICROFILMED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

[illegible]**Total number of acres irrigated**

10. Remarks:

The above information is a true statement of the extent to which the above numbered permit has been developed.

February 5, 1978
(Date)

Pastors: Rev. George L. D. Stike
by V. J. Stike
(Signature) Stike President

State of IDAHO)
) ss.
County of BANNOCK)

On this 5TH day of FEBRUARY, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at POCAHELLO, IDAHO

My commission expires LIFETIME



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

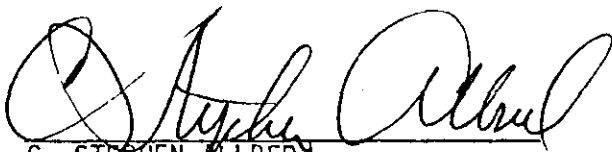
February ⁷/₆, 1978

Church of Jesus Christ of
Latter Day Saints
c/o MERRILL & MERRILL, Attorneys
P. O. Box 991
Pocatello, Idaho 83201

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 29-7108 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated November 30, 1977.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.



C. STEPHEN ALLRED
Director

CSA:jfr

Encl.



November 30, 1977

CERTIFIED MAIL

138176

Re: Permit No. 29-7108

Church of Jesus Christ of
Latter Day Saints
c/o MERRILL & MERRILL, Attorneys
P. O. Box 991
Pocatello, Idaho 83201

Gentlemen:

One of the conditions of approval of your water Permit No. 29-7108 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before February 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

RECEIVED
NOV 30 1977

February 13, 1973

Re. Permit No.: 29-7108

Church of Jesus Christ
of Latter-Day Saints
c/o Merrill & Merrill
Attorneys at Law
P. O. Box 991
Pocatello, Idaho 83201

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 29-7108 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

29 7108

MERRILL & MERRILL
COUNSELORS AND ATTORNEYS AT LAW
SPAULDING BUILDING
POCATELLO, IDAHO 83201

A. L. MERRILL (1886-1961)
R. D. MERRILL (1893-1972)
W. F. MERRILL
S. E. GARDNER
E. J. BERRETT

January 15, 1973

P. O. BOX 991

TELEPHONE
208-232-2286

RECEIVED

JAN 16 1973

Department of Water Administration
Eastern District Office

State of Idaho
Department of Water Administration
Eastern District Office
240 South Holmes Avenue
Idaho Falls, Idaho 83401

Attn: Mr. Norman C. Young
District Engineer

Re: Application No. 29-7108 - Church of Jesus Christ of
Latter-Day Saints

Dear Mr. Young:

We would appreciate it if the Application could be accepted on the basis that we are asking for 0.4 c.f.s. and if our use exceeds that we will apply for additional water. At this time we feel that this would be adequate.

Very truly yours,

MERRILL & MERRILL

By 
Edward J. Berrett

EJB:tb

29 7108

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah corporation sole, c/o Merrill & Merrill, Attorneys at Law, P.O. Box 991, Pocatello, Idaho, has on Jan. 4, 1973, submitted Application No. 29-7108 for a permit to appropriate 2.5 cubic feet per second of water from an unnamed spring, tributary to sinks by means of storage tanks and cistern, within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, T. 8S, R. 37E, B.M., Caribou County; to be used from Jan. 1 to Dec. 31 for domestic purposes for 150 campers within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23, T. 8S, R. 37E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401, on or before February 15, 1973.

R. KEITH HIGGINSON,
Director.

Published in the Caribou County Sun, Soda Springs, Idaho, on January 18, and January 25, 1973. *aw*

January 12, 1973

Re: Application No. 29-7108 - Church of Jesus Christ of Latter-day Saints

Caribou County Sun
P.O. Box 815
Soda Springs, ID 83276

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have in mind publication dates allowing ample time for you to submit us a galley proof before publication.

After sending us a galley proof, proceed with the publication or have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:BA
Enc: Legal notice

Bill submitted 2/02/73 by *aw*

29 7108

January 12, 1973

Re: Application No. 29-7108 - Church of Jesus Christ of Latter-Day Saints

Caribou County Sun
P.O. Box 815
Soda Springs, ID 83276

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

NORMAN C. YOUNG
District Engineer

Bill submitted 2/02/73 by dw.

NCY:BA
Enc: Legal notice

29 7108

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Corporation of the Presiding Bishop of the
Church of Jesus Christ of Latter-Day Saints, a Utah corporation sole, c/o Merrill
& Merrill, Attorneys at Law, P.O. Box 991, Pocatello, Idaho
has on 1-04-73 submitted Application No. 29-7108
for a permit to appropriate 2.5 cubic feet per second ~~XXXXXX~~ acre feet per annum
of water from an unnamed spring, tributary to sinks
by means of storage tanks and cistern
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, T. 8S, R. 37E, B.M., Caribou County;

to be used from Jan. 1 to Dec. 31
for domestic purposes for 150 campers

within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 23, T. 8S, R. 37E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401 on or before
February 5, 1973.

R. KEITH HIGGINSON

Director

Published in the Caribou County Sun, Soda Springs, Idaho

on January 18 and January 25, 1973

29 7108

NCY

CERTIFIED MAIL

January 12, 1973

Re: Application No. 29-7108 - Church of Jesus Christ of Latter-Day Saints

Mr. Edward J. Berrett
Merrill & Merrill
Attorneys at Law
P.O. Box 991
Pocatello, ID 83201

Dear Mr. Berrett:

Thank you very much for your letter of January 10, 1973.

We find it necessary to request further justification for the quantity of water requested. Your letter indicated that a maximum of 150 campers and camp personnel would use the facilities. Normally we would consider a rate of 0.4 c.f.s. to be sufficient for this number of campers. We will accept as justification for the higher rate requested, engineering designs or statements indicating that the amount requested will actually be beneficially used. Our estimate of 0.4 c.f.s. was based upon an average rate of use of 150 gallons per day per camper. It is quite possible that this rate could be exceeded by the use you propose.

Please provide this office with the necessary justification for the amount of water requested within thirty (30) days of the date of this letter, or we will reduce the quantity to 0.4 c.f.s.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:ba

29 7108

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show to whom, date and address where delivered ☐ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below

REGISTERED NO. _____ SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in) _____

CERTIFIED NO. 113 1 Edward J. Berrett

INSURED NO. _____ 2 SIGNATURE OF ADDRESSEE'S AGENT, IF ANY _____

DATE DELIVERED JAN 15 1973 SHOW WHERE DELIVERED (Only if requested, and include ZIP Code) 7108

IDAHO
JAN 12 1973
Pocatello, ID

MERRILL & MERRILL
COUNSELORS AND ATTORNEYS AT LAW
SPAULDING BUILDING
POCATELLO, IDAHO 83201

A. L. MERRILL (1886-1961)
R. D. MERRILL (1893-1972)
W. F. MERRILL
S. E. GARDNER
E. J. BERRETT

January 10, 1973

P. O. BOX 991
—
TELEPHONE
208-232-2266

RECEIVED

JAN 11 1973

Department of Water Administration
Eastern District Office

State of Idaho
Department of Water Administration
Eastern District Office
240 South Holmes Avenue
Idaho Falls, Idaho 83401

Attn: Mr. Norman C. Young
District Engineer

Re: Application for Permit No. 29-7108

Dear Mr. Young:

Thank you very much for your letter of January 5th. Please excuse our oversight on those matters. Accordingly, however, we are attempting to clarify the Application as follows:

The location of the point of diversion is the spring location and is as you list in Item 1 of your letter the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, Twp. 8 S, Range 37 E, B.M. The spring is on the Southwest corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 26, Twp. 8 S., Range 37 E, B.M.

The property is in Caribou County and not in Bannock County.

The water from the spring does not reach Pebble Creek at any time of the year. It sinks in the ground after flowing for about 100 to 200 yards, depending on the time of year. We attempted to show this on the map by showing where it does sink in the ground on the property.

The maximum number of campers, as can presently be anticipated, would be one hundred fifty. This would include the camp personnel as well as the girls who would use the facilities. Inasmuch as this involves four different Stakes

29 7108

State of Idaho
Department of Water Administration
January 10, 1973
Page No. 2

of the Church who would be using the premises and facilities at various times during the summer season, it is not anticipated that the number would ever exceed one hundred fifty.

The ownership of the place of use would be the applicant or the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, a Utah Corporation Sole.

Again, let me thank you for your letter requesting this clarification and we hope and anticipate that this letter will complete the Application. However, if there is further information required we would appreciate your advice to us. Thank you very kindly for your service.

Very truly yours,

MERRILL & MERRILL

By



Edward J. Berrett

EJB:tb

29 7108

January 5, 1973

Re: Application for Permit No. 29-7108

Mr. Edward J. Berrett
Merrill & Merrill
Attorneys-at-Law
P.O. Box 991
Pocatello, ID 83201

Dear Mr. Berrett:

Attached is departmental receipt No. 9180 for the application for permit which was submitted for the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, a Utah Corporation Sole.

There are several items that need clarification before the application can be considered complete.

1. The location of the point of diversion is listed as the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Twp. 8S, Rge. 37E, B.M., Bannock County. The point of diversion is not shown on the map of Item 11, but the spring location which might be inferred as the point of diversion is shown as the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Twp. 8S, Rge. 37E, B.M. Please clarify which 40-acre subdivision the point of diversion is actually in.

Also, it appears from the maps available at this office (USGS Haystack Mountain Preliminary Quad and Caribou National Forest Map) that the point of diversion and place of use are located in Caribou County rather than Bannock County. Please clarify this.

In addition, it is also important to know whether the water from this spring reaches Pebble Creek at any time of the year. If it does, we must consider the spring tributary to the Portneuf River.

2. Item 8a-4 has not been completed. This requests the number of families or persons to be supplied with water. Please supply this office justification for the 2.5 c.f.s. requested. This can be done most easily by merely indicating the maximum number of campers that can be expected to use the facility at any one time.

Page 2

Mr. Berrett

Re: 29-7108

January 5, 1973

3. Item 9b has not been answered indicating the ownership of the place of use. Please supply this information.

We will withhold further processing of this application until we hear from you, as several of the items are necessary to clarify the advertisement.

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:Ba

Attachment

Enclosure

29 7108

MERRILL & MERRILL
COUNSELORS AND ATTORNEYS AT LAW
SPAULDING BUILDING
POCATELLO, IDAHO 83201

A. L. MERRILL (1886-1961)
R. D. MERRILL (1893-1972)
W. F. MERRILL
S. E. GARDNER
E. J. BERRETT

January 3, 1973

P. O. BOX 991
TELEPHONE
208-232-2286

RECEIVED
Department of Water Administration

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Attn: Mr. James Booker
Appropriation Examiner

Dear Mr. Booker:

Enclosed is an Application for Permit for the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, a Utah Corporation Sole, together with our check in the amount of \$45.00.

Please advise us of any question or comment or suggestion you may have in this matter. Thank you for your assistance.

Very truly yours,

MERRILL & MERRILL

By 
Edward J. Berrett

EJB:tb
Encls.

29 7108