

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Bennington Ecclesiastical Ward of
The Church of Jesus Christ of Latter-day

1. Name of applicant Saints Phone _____
Post office address 160 N 3rd St. Montpelier, Id 83254
2. Source of water supply underground well which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 9 Township 12 South Range 44 East B.M. Bear Lake County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.12 cfs for irrigation purposes from April 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.12 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works: Well
- a. Description of ditches, flumes, pumps, headgates, etc. well and pump to a sprinkler system
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
- c. Proposed well diameter is 8 inches inches; proposed depth of well is 200 feet.
- d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

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. _____

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	
T12S	44E	9									X								6 acres

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. None

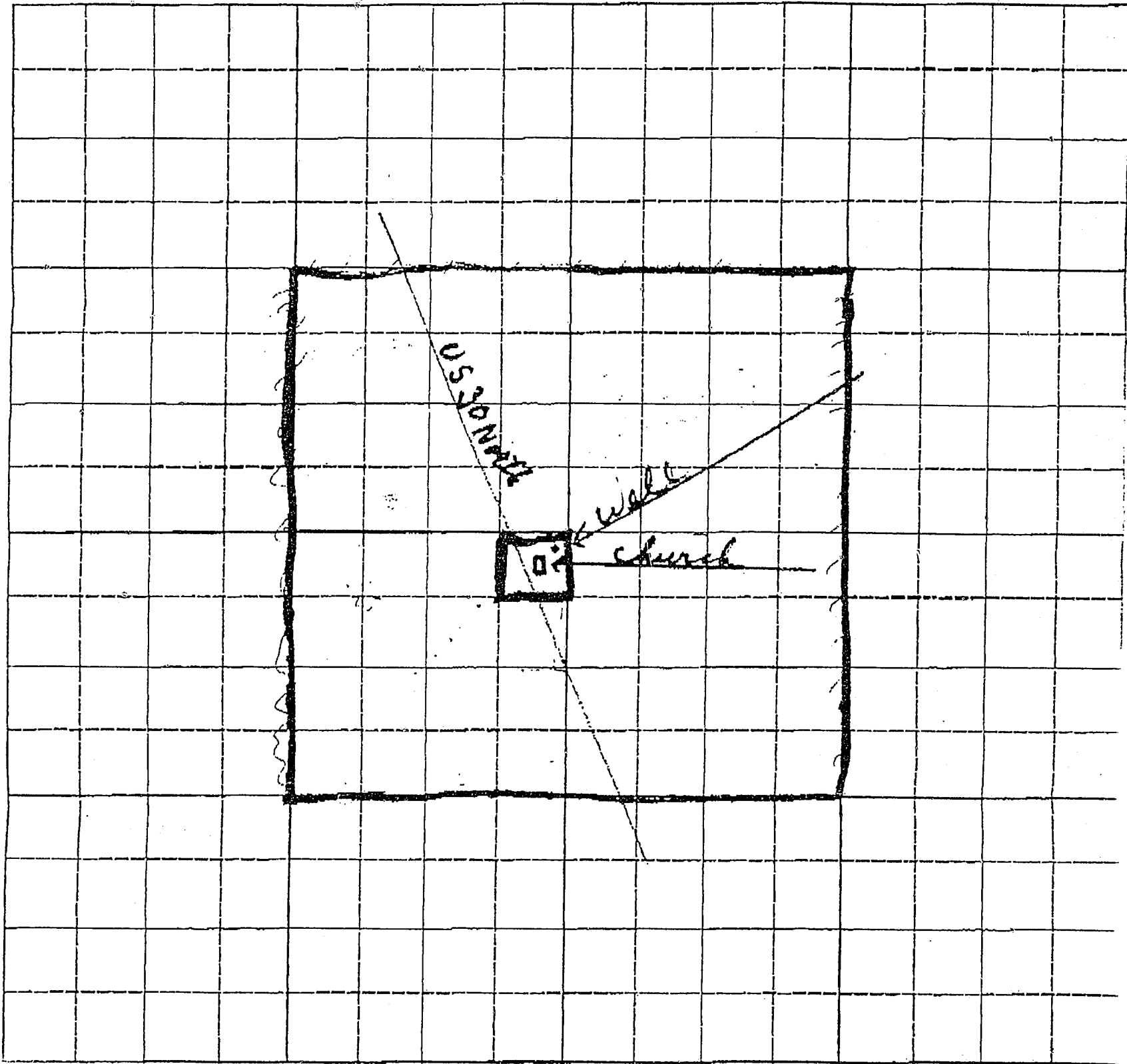
- Who owns the property at the point of diversion? _____
- Who owns the land to be irrigated or place of use? Church
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: All of above water is to irrigate church property. 6 acres

RECEIVED

SEP 27 1990

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.

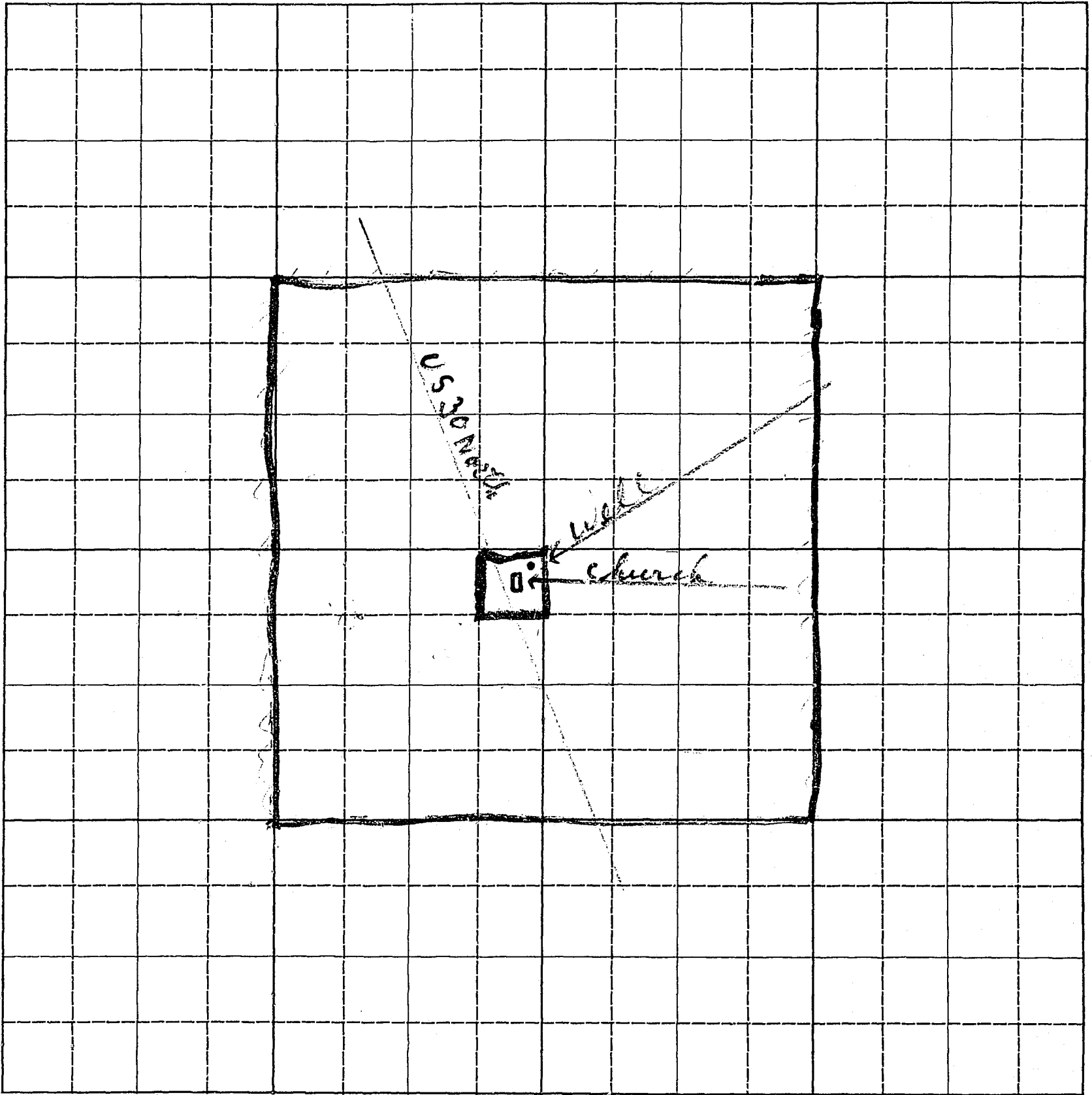
5

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of BENNINGTON ECCLESIASTICAL WARD OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS the State of Idaho as herein set forth.

BY:

Joseph M. Fay Crane
Corporation Sole (applicant)

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.

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.

BENNINGTON ECCLESIASTICAL WARD OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

BY:

Corporation Sole (applicant)

Received by QW Date 5-14-90 Time 11:17A. Preliminary check by _____
Fee \$ 30⁰⁰ Receipted by DMU # ED14512 Date 14 May 1990
Publication prepared by LB Date 10-18-25-90 Published in News Examiner
Publication approved QW Date 11-13-90

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:

№ 4055

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Rosa S. Moosman
being duly sworn,

deposes and says:

That he is the Editor of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with October 18, 1990, and ending with the issue of October 25, 1990.
Rosa S. Moosman
Fees, \$38.93

Subscribed and sworn to before me this 25 day of October, 1990.
Daniel C. Smith

Notary Public, Residing at Montpelier, Idaho

My Commission Expires May 21, 1991

RECEIVED

NOV - 2 1990

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

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

11-07385

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
BENNINGTON ECCLESIASTICAL WARD
160 N. 3RD ST.
MONTPELIER, ID 83254

Source: GROUNDWATER
Diversion Pt: NESW Sec 9 T 12S R 44E

Use: IRRIGATION (120 CFS)
Total Diversion: (120 CFS)

Date Filed: 5/14/1990

In: T12S R44E S09 NESW

6.0 ACRES TOTAL

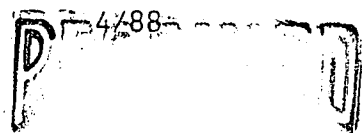
The permit(s) will be subject to all prior water rights. Protests must be filed

with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before NOVEMBER 5, 1990.

R. Keith Higginson, Director

Legal No. 4055 Published October 18 and 25, 1990.

Form 235-1



Drilling Permit No. 11-90-F-018
Water Permit No. 11-7385
Injection Permit No. _____

State of Idaho
Department of Water Resources

Department of Water Resources
Eastern District Office

DRILLING PERMIT

(Authorizing Construction of a Well)*

1. Applicant Bennington Ward (Church of Jesus Christ of Latter-day Saints)
2. Address Bennington, Idaho
Telephone _____
() Well Owner () Well Operator () Other, specify _____
3. Proposed well location NE 1/4 SW 1/4, or Gov't lot No. _____,
Sec. 9, Twp. 12S, Rge. 44E, County Bear Lake,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply)
() Domestic () Stockwater () Monitoring
(X) Irrigation () Industrial () Municipal
() Injection () Other, Specify _____
5. Well construction information:
(X) New well () Deepen () Replace
Proposed surface diameter 8" Maximum depth 200'
Anticipated bottom hole temperature: _____
(X) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Anticipated construction start date as soon as possible after Permit is granted
7. Well Driller (if known) Elroy Westlake
Address Montpelier Idaho Phone # 847-1518
8. Applicant's signature Paul Merrill
Title 1st Councilor Montpelier Stake Presidency
Date 5-11-90

* After other pre-requisite approvals have been obtained.

* Fee is \$10 for single family domestic. Other uses may be \$100, \$50 or \$10.

ACTION OF IDWR

☒ Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

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 its date of issuance for the start of construction and is valid for one (1) year from the date of issuance 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. Issuance 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.

SPECIFIC CONDITIONS:

Dated this 11 day of January, 1991.

Signed

M. S. Shaffer

Title

Ground Water Protection Section

Received by DMS

Fee

100⁰⁰

Date

14 May 1990

Receipt No. E014512

Construction start extension to

Extension approved by

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 11-07385

Proposed Priority: May 14, 1990 Maximum Diversion Rate: 0.12 CFS
This is to certify, that CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
BENNINGTON ECCLESIASTICAL WARD
160 N. 3RD ST.
MONTPELIER, ID 83254

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 10/31	0.12 CFS

LOCATION OF POINT(S) OF DIVERSION: NESW Sec. 9, Township 12S, Range 44E
BEAR LAKE County

<u>PLACE OF USE: IRRIGATION</u>					
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>
12S	44E	9	NESW 6		6

Total number of acres irrigated: 6

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 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 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.

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

11th day of January, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

RECEIVED

SEP 27 1990

Department of Water Resources
Eastern District Office
OFFICE OF GENERAL COUNSEL
330 South Third East
Salt Lake City, Utah 84111
Phone (801) 521-3680
Telecopier (801) 321-4893
Telex 388-385

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

September 25, 1990

State of Idaho
Department of Water Resources
Eastern Region
150 Shoupe, Suite 15
Idaho Falls, Idaho 83402

RE: Bennington, Montpelier 2
Montpelier Idaho Stake
Property #501-4166-50

Application for Permit

Gentlemen:

The City of Bennington has been supplying water to the above referenced property owned by the Bennington Ecclesiastical Ward of The Church of Jesus Christ of Latter-day Saints (the "Church"). However, the Church has been advised that the City would no longer be able to continue to supply water to the premises. The Church has decided to seek approval to obtain a well right.

Enclosed please find an Application for Permit which has been appropriately executed on behalf of the Church. Also, enclosed please find a check in the amount of \$30.00 payable to the State of Idaho, Department of Water Resources representing the filing fee. We would appreciate your reviewing this application. If you find this application in satisfactory form, we request that you process this application for approval. As soon as a file number has been assigned to this application, we would appreciate your sending us a photocopy of the Application for Permit with the identifying file number thereon for our files and record keeping purposes.

State of Idaho
Department of Water Resources
September 25, 1990
Page 2

RECEIVED

SEP 27 1990

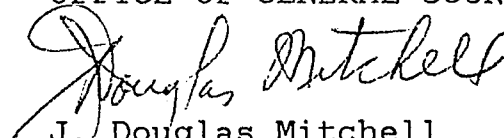
Department of Water Resources.
Eastern District Office

If this application is not in satisfactory form, please advise us in this matter and/or the requirements therein.

Thanks for your assistance and cooperation. If you have any questions, please feel free to contact the undersigned or Paula Osguthorpe of this office.

Very truly yours,

OFFICE OF GENERAL COUNSEL


J. Douglas Mitchell
Counsel

JDM:po

Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES
150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

October 2, 1990

RE: Bennington, Montpelier 2
Montpelier Idaho Stake
Property #501-4166-50

Kirton, McConkie & Poelman
60 East South Temple
Salt Lake City, UT 84111-1004

Gentlemen:

Enclosed please find check No. 0287 in the amount of \$30.00 which was submitted to this office in payment of the above referenced application for permit. It is necessary to return this filing fee as the Church of Jesus Christ of Latter Day Saints previously paid the fee which was receipted on May 14, 1990.

Very truly yours,

DENNIS DUNN
Sr. Resource Agent

DD:CW

KIRTON, McCONKIE & POELMAN-GENERAL ACCOUNT

1800 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111-1004
TELEPHONE (801) 328-3600

97-154/1240

AMOUNT

DATE
9/25/90

CHECK #

287

\$ *****30.00

PAY
THE
AMOUNT
OF

***** THIRTY AND 00/100 DOLLARS

PAY TO

IDAHO DEPARTMENT OF WATER RESOURCES
150 SHOUP, SUITE 15
IDAHO FALLS ID 83402

HEAD OFFICE
VALLEY BANK
& TRUST COMPANY
185 SOUTH STATE STREET, SALT LAKE CITY, UTAH 84111

Richard D. Nelson

⑈000287⑈ ⑆124001545⑆34 026665⑈

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before NOVEMBER 5, 1990.

R. KEITH HIGGINSON, Director

Published 10/18/1990 & 10/25/1990

11-07385

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
BENNINGTON ECCLESIASTICAL WARD
160 N. 3RD ST.
MONTPELIER, ID 83254

Source: GROUNDWATER

Diversion Pt: NESW Sec 9 T 12S R 44E

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Use:  IRRIGATION      ( .120 CFS)
      Total Diversion: ( .120 CFS)

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Date Filed: 5/14/ 1990

In: T12S R44E S09 NESW

6.0 ACRES TOTAL

NOTICE OF APPLICATION FOR WATER RIGHT

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

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

Idaho Falls, Idaho 83402
(208) 525-7161

OCTOBER 10, 1990

THE NEWS-EXAMINER
P.O. BOX 278
MONTPELIER, ID 83254

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 NOVEMBER 5, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

15-Oct-1990

BENNINGTON ECCLESIASTICAL WARD OF
THE CHURCH OF JESUS CHRIST LATTER DAY SAINTS
160 N. 3RD ST.
MONTPELIER, ID 83254

RE: Application for Permit No. 11-7385

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 NEWS-EXAMINER on OCTOBER 18 & 25, 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

HWJ/rb



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

January 15, 1991

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
BENNINGTON ECCLESIASTICAL WARD
160 N. 3RD ST.
MONTPELIER, ID 83254

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 11-07385

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

THE CHURCH OF
JESUS CHRIST
OF LATTER-DAY
SAINTS

OFFICE OF GENERAL COUNSEL
1800 Eagle Gate Tower
60 East South Temple Street
Salt Lake City, Utah 84111-1004
Phone (801) 328-3600
Telecopier: (801) 321-4893

March 6, 1991

RECEIVED
MAR 09 1991

Department of Water Resources

State of Idaho
Department of Water Resources
1301 North Orchard
Boise, Idaho 83706

RE: Bennington, Montpelier 2
Montpelier Idaho Stake
Property #501-4166-50

Application for Permit No. 11-7385

Gentlemen:

The Bennington Ecclesiastical Ward of The Church of Jesus Christ of Latter-day Saints filed Application for Permit No. 11-7385. This application was published in the News-Examiner on October 18 & 25, 1990. If the application was not protested, we understand that it would have been forwarded to your office for review and final processing. This correspondence is to inquire as to whether application no. 11-7385 has been approved and/or the status of this application. We would appreciate your advising us in this matter. If application no. 11-7385 has been approved, we would appreciate receiving a photocopy of the application bearing the Department of Water Resources' approval thereon.

Thanks for your assistance and cooperation. If you have any questions, please feel free to write or telephone the undersigned or Paula Osguthorpe of this office.

Very truly yours,

OFFICE OF GENERAL COUNSEL

J. Douglas Mitchell
J. Douglas Mitchell
Counsel

JDM:po

*a copy of this permit was
sent on 3/11/91, no further
correspondence necessary.*
SC

October 31, 1992

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
BENNINGTON ECCLESIASTICAL WARD
160 N. 3RD ST.
MONTPELIER ID 83254

RE: PERMIT NO. 11-07385 PROOF DUE NOTICE

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 January 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.

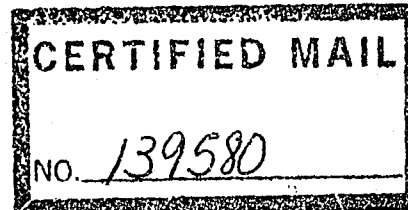
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

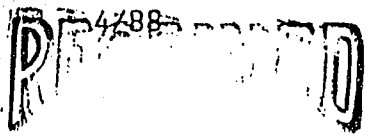


State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

Form 235-1



MAY 1 1990

Department of Water Resources
Eastern District Office

State Office

Drilling Permit No. 11-90-E-018
Water Permit No. 11-7385
Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

1. Applicant Bennington Ward (Church of Jesus Christ of Latter Day Saints)
2. Address Bennington, Idaho Telephone _____
() Well Owner () Well Operator () Other, specify _____
3. Proposed well location NE 1/4 SW 1/4, or Gov't lot No. _____,
Sec. 9, Twp. 12S, Rge. 44E, County Bear Lake,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply)
() Domestic () Stockwater () Monitoring
☒ Irrigation () Industrial () Municipal
() Injection () Other, Specify _____
5. Well construction information:
☒ New well () Deepen () Replace
Proposed surface diameter 8" Maximum depth 200'
Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Anticipated construction start date as soon as possible after Permit is granted
7. Well Driller (if known) Eloy Westlake
Address Montpelier Idaho Phone # 847-1518
8. Applicant's signature Paul L Merrill
Title 1st Counselor Montpelier, Idaho Presidency
Date 5-11-90

* After other pre-requisite approvals have been obtained.

* Fee is \$10 for single family domestic. Other uses may be \$100, \$50 or \$10.

ACTION OF IDWR

☒ Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

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 its date of issuance for the start of construction and is valid for one (1) year from the date of issuance 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. Issuance 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.

SPECIFIC CONDITIONS:

Dated this 11 day of January, 19 91.

Signed

Michael S. Shaffer

Title

Ground Water Protection Section

Received by

DMD

Fee

100⁰⁰

Date

14 May 1990

Receipt No.

E014512

Construction start extension to

Extension approved by

Form 217
11/91

RECEIVED

NOV 23 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY

Amt. of Fee \$ 50.00

Date 11-23-92

Receipt No. 0026083

Receipt by [Signature]

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. 11-07385 Telephone No. 208-847-1736

2. Name(s) of Permit Holder(s): Church of Jesus Christ of Latter-day Saints, Bennington Ward

3. Mailing Address: 335 N 9th Montpelier, Idaho 83254

4. Source of Water: Ground Water

If GROUNDWATER, Well Driller's Name: Westlake Drilling Date Drilled: 6-15-91

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

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

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

Irrigation 6 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 1.2 cfs OR _____ acre/feet

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

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

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

8. Fee Enclosed: \$ 50.00 (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.

Carl Bartschi 208-847-2865
Name Telephone No.

Bennington, Idaho
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.

11-18-92
Date

Mark Whitaker
Signature (and title, if on behalf of a company or organization)

November 25, 1992

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
BENNINGTON ECCLESIASTICAL WARD
160 N. 3RD ST.
MONTPELIER ID 83254

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 11-07385

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

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 11-07385

Priority: May 14, 1990

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

3.5 AF

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

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 14, 1990; and
has submitted Proof of Beneficial Use on November 23, 1992. An examination indicates
that the works have a diversion capacity of 0.040 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.03 CFS	3.5 AF

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 9, Township 12S, Range 44E
BEAR LAKE 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>
12S	44E	9	NESW	1		1

Total number of acres irrigated: 1

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 which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for the lands above.
6. Place of use is known as the Bennington Ward.

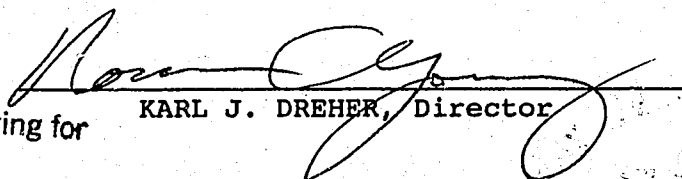
State of Idaho
Department of Water Resources

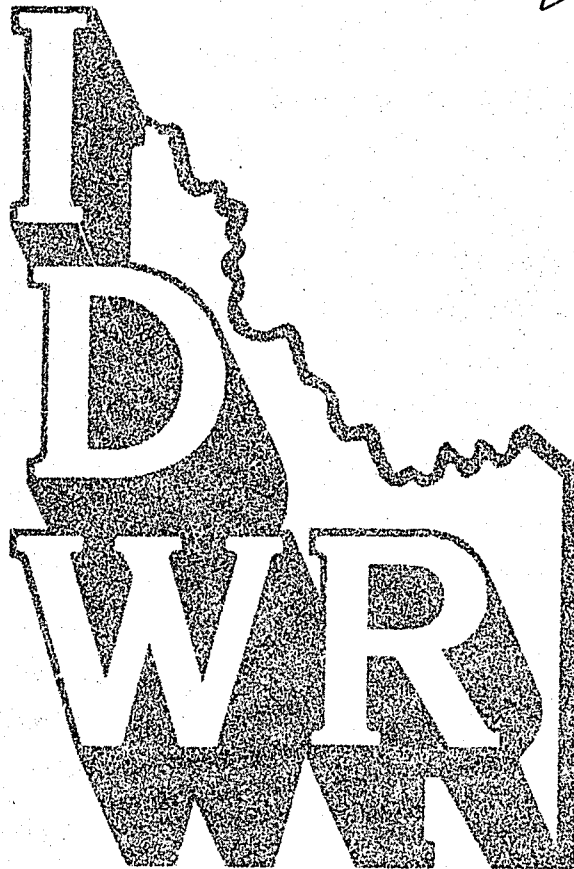
WATER RIGHT LICENSE

WATER RIGHT NO. 11-07385

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 26th
day of MAY, 1995.

Acting for


KARL J. DREHER, Director



Permit No. 11-07385

2. Accompanied by: See Remarks EXAM DATE: 5-13-93

Address: _____ Phone No. _____

Relationship to Permit Holder:

3. Source: GROUNDWATER tributary to _____

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

2. Other water rights with the same point of diversion: None

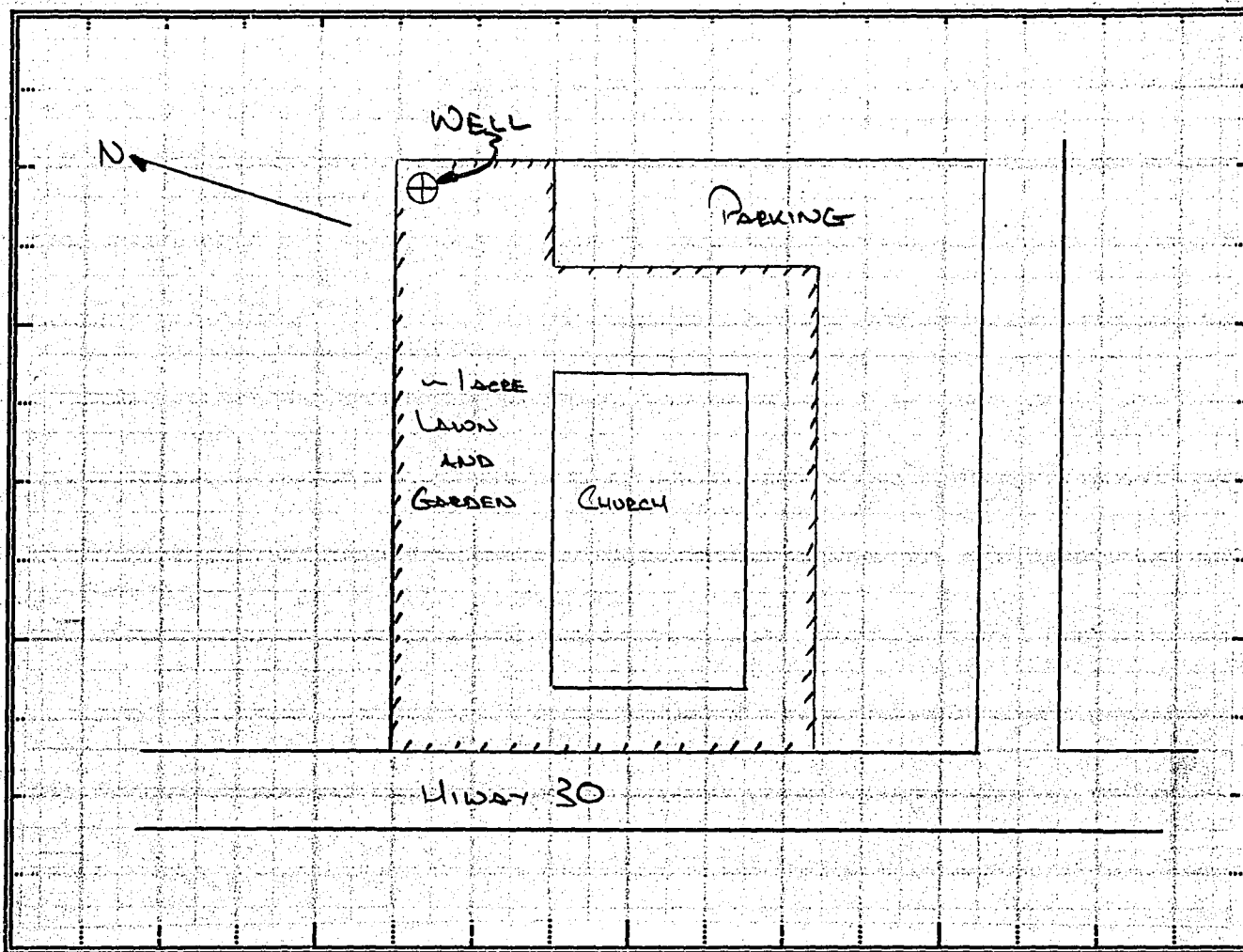
1. Point(s) of Diversion:

[illegible]

2. Place(s) of Use: _____ Indicate Method of Determination SAME

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
UNKNOWN		1*			

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

* ASSUMING 1 HP DUMP FOR THEORETICAL USE

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A						

2. Measurements: FROM WELL LOG, STATIC WATER AT 62'

E. NARRATIVE/REMARKS/COMMENTS

WELL, PUMP AND PIPELINE TO IRRIGATE LAWN AND GARDEN
AREA SURROUNDING BENNINGTON ECCLESIASTICAL WARD OF LDS
CHURCH BUILDING.

AS PER DISCUSSIONS WITH MAINTENANCE CREW ON SITE (NO NAMES
AVAILABLE (!)), WELL IS USED ONLY FOR IRRIGATION OF LAWN & GARDEN
AREA AROUND CHURCH. NO OTHER IRRIGATION FROM WELL.

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

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q_{THEOR} = \frac{144(8814) \cdot 7 \text{ EFF}}{62' \text{ LIFT} + (40 \text{ PSI} \times 2.308)} = 0.04 \text{ CFS}$$

LIMITED BY IDWR STD OF 0.03 CFS/AC
TO $0.03 \text{ CFS} \times 1 \text{ AC} = 0.03 \text{ CFS}$

Estimate: 144 PUMP, 40 PSI, .7 EFF

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1.0 \text{ AC} \times 3.5 \text{ AFA} = 3.5 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.03 \text{ CFS} (183 \text{ DAYS}) / 1.9835 = 10.9 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 3.5 \text{ AFA}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-15	10-15	0.03	3.5
Totals:			0.03	3.5

2. Recommended Amendments

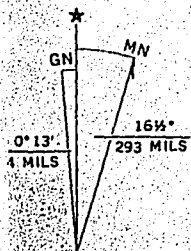
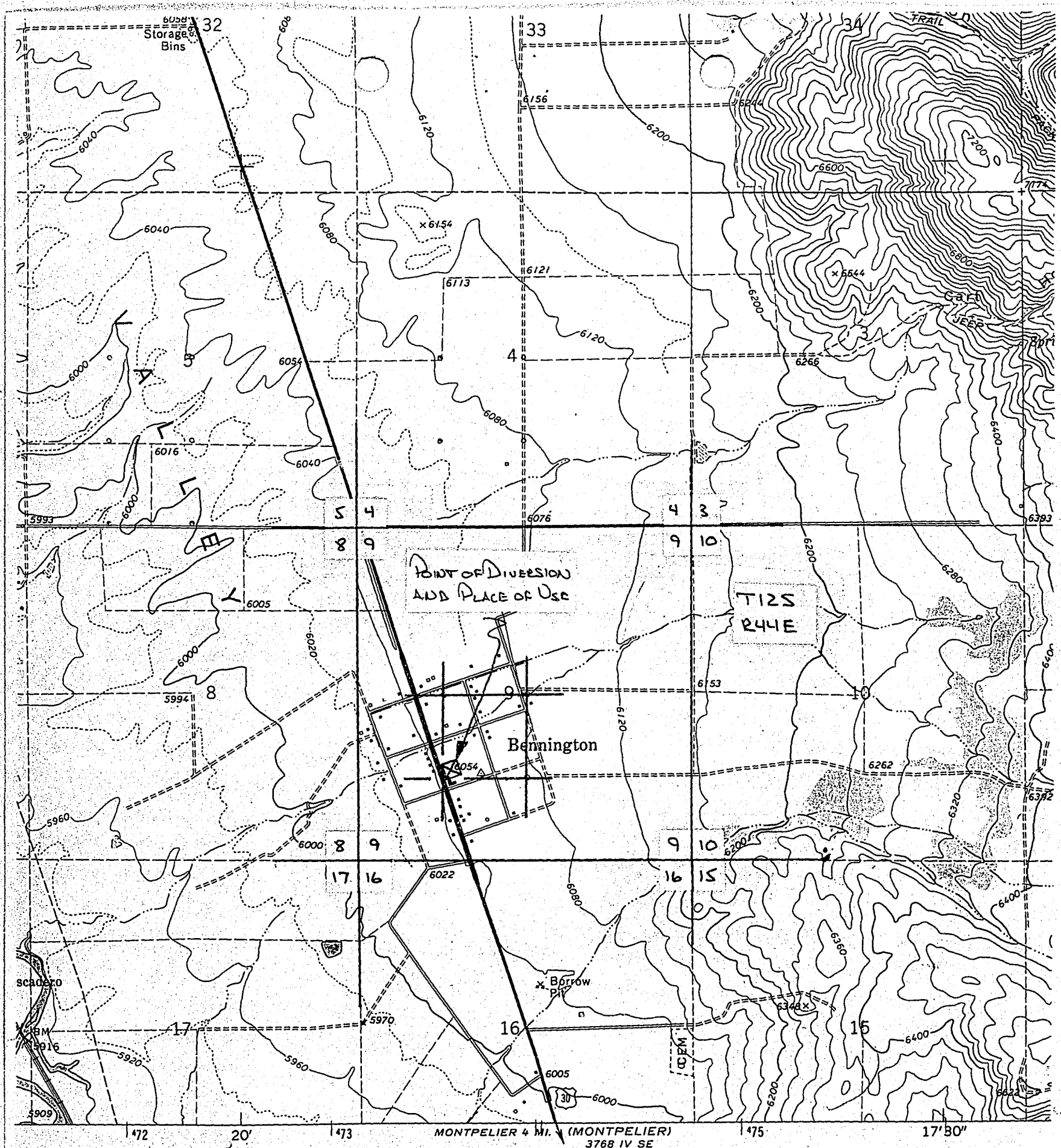
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

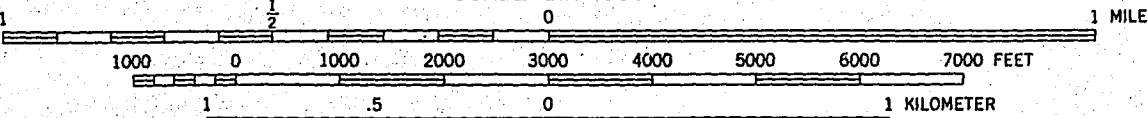
Field Examiner's Name [Signature] Date 1-24-95

Reviewer KEITH C. WILSON Date 1-31-95

SEAL



IND. 1970 MAGNETIC NORTH
ION. AT CENTER OF SHEET

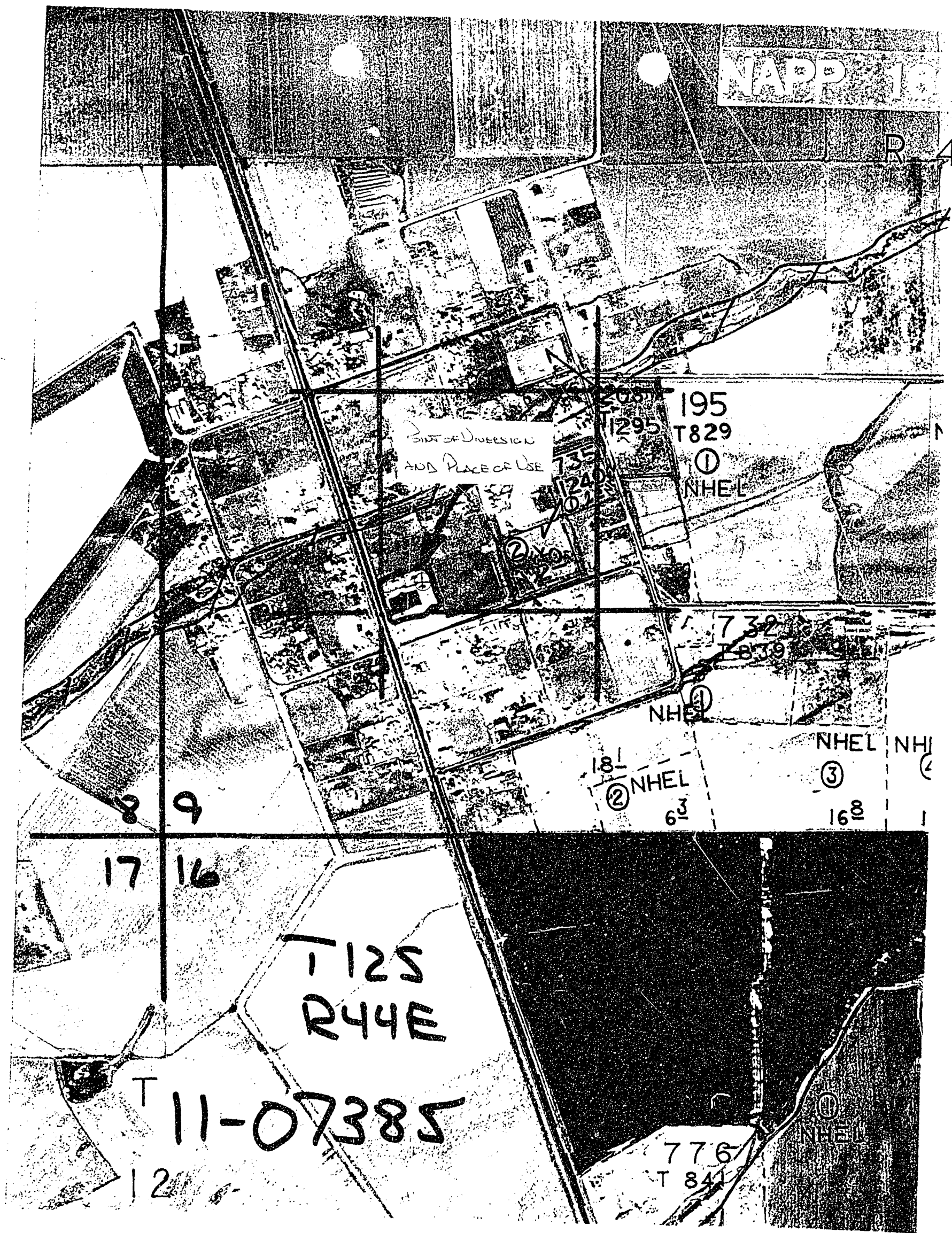


CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT 20-FOOT CONTOURS
NATIONAL GEODETIC VERTICAL DATUM OF 1985

11-07385

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY DENVER COLORADO 80225 OR RESTON VIRGINIA 22002

QUA



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]

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT



Fig. 3 - Place of use showing church building and lawn area.

11-07385

***FOR CLARITY
OF ANY
PHOTOGRAPHS
MICROFILMED,
SEE FILE.***



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 30, 1995

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

RE: WATER RIGHT NO. 11-07385

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