

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



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

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

Notice is hereby given that LDS Church, Cherry Creek Ward, Real Estate Dept.

50 East Temple Street, Salt Lake City, UT 84150 (Name of Claimant) Telephone No. 531-2929
(Mailing Address) (Zip Code)

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

(1) Date of priority: (When was the water first applied to a beneficial use) April 1, 1958

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

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

groundwater tributary to

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

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.04 cfs</u>		Use <u>domestic</u>		Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u>0.05 cfs</u>		Use <u>irrigation</u>		Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity <u>0.09 cfs</u>		Use		Period of Use From	To

(4) 0.09 cfs TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 26 Twp. 15S Rge. 36E B.M., County of Oneida
Additional points of diversion:

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

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15S	36E	26						1.5											1.5

No. of acres 1.5

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Water is used for domestic purposes in a church building with a maximum of 200 people

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

(7) If you are claiming water as a member of an organization, list name of organization:

Topographic map of Township 15 South, Range 36 East, Section 26. The map shows a grid of section lines, with Township 15 South and Range 36 East labeled. Section 26 is highlighted. Key features include Cherry Creek, Maiden Lane, and a Borrow Pit. A dashed line indicates the 'PLACE OF USE AND POINT OF DIVERSION'. Elevation contours are shown, with peaks around 4600 and 4700 feet. A 'JEEP' track is visible on the right side.

Received by CW Date 5-18-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by HWS Date 5-19-83 claimant by: _____
\$30.00 fee received by CW Date 6-3-83 #26388
Published in Idaho Enterprise _____
Dates 6/16 - 6/23/83 _____

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO, ss.
County of Oneida

JUN 24 1983

Department of Water Resources
Eastern District Office

Jeri S. Daniels

being duly sworn,
deposes and says: That she is the Secretary of THE IDAHO ENTERPRISE, a weekly newspaper published at Malad, in the County of Oneida and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Malad; 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 of 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 June 15, 1983, and ending with the issue of June 22, 1983

Jeri S. Daniels
Fee \$ \$52.00

Subscribed and sworn to before me this 22nd day of June, 1983.

Mr. [Signature]
Notary Public, Residing at Malad, Idaho
My Commission Expires Lifetime, 19

NOTICE OF CLAIMS TO WATER RIGHTS

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

15-4161
LDS CHURCH, ST. JOHN WARD
REAL ESTATE DEPT., 50 E. TEM-
PLE ST., SALT LAKE CITY, UT 84150
Source: GROUNDWATER
Priority Date: 06-10-1943
Diversion Pt: SENE Sec 18 T 14S R 36E
Use: IRRIGATION (0.04 CFS)
DOMESTIC (0.04 CFS)
In: SENE Sec 18 T 14S R 36E FOR 2
ACRES

15-4160
LDS CHURCH, PLEASANT VIEW
WARD
REAL ESTATE DEPT., 50 E. TEM-
PLE ST., SALT LAKE CITY, UT 84150
Source: GROUNDWATER
Priority Date: 04-01-1914
Diversion Pt: NENW Sec 02 T 15S R 35E
Use: IRRIGATION (0.06 CFS)
DOMESTIC (0.04 CFS)
In: NENW Sec 02 T 15S R 35E FOR 3
ACRES

15-4159
MOON, DALE &-or ALTA
RT. 1, BOX 76, MALAD, ID 83252
Source: HENDERSON CREEK trib. to
SINKS
Priority Date: 05-17-1892
Diversion Pt: NWSE Sec 02 T 16S R 36E
Use: IRRIGATION (12.96 CFS)
STOCKWATER (0.03 CFS)
In: SWNE SENE NESE NWSE Sec 10 T
16S R 36E SWNW SENW NESW NWSW
Sec 11 T 16S R 36E FOR 231 ACRES

15-4158
HENDERSON CREEK SPRING
WATER USERS
RT. 1, BOX 74, MALAD CITY, ID 83252
Source: SPRING trib. to SINKS
Priority Date: 10-22-1885
Diversion Pt: LOT 02 (SWNE) Sec 02 T
16S R 36E
Use: IRRIGATION (4.00 CFS)
STOCKWATER (0.14 CFS)
DOMESTIC (0.15 CFS)

In: NESE NWSE SWSE SESE Sec 34 T
15S R 36E NWNW SWNW NWSW SWSW
Sec 35 T 15S R 36E LOT 04 (SWNW)
LOT 02 (SENE) NWSW Sec 02 T 16S R
36E LOT 01 (SENE)

15-4157
LDS CHURCH, ST. JOHN WARD
REAL ESTATE DEPT., 50 E. TEM-
PLE ST., SALT LAKE CITY, UT 84150
Source: GROUNDWATER
Priority Date: 06-10-1943
Diversion Pt: SENE Sec 18 T 14S R 36E
Use: IRRIGATION (0.04 CFS)
DOMESTIC (0.04 CFS)
In: SENE Sec 18 T 14S R 36E FOR 2
ACRES

15-4162-

LDS CHURCH, CHERRY CREEK WARD

REAL ESTATE DEPT., 50 E. TEMPLE ST., SALT LAKE CITY, UT 84150

Source: GROUNDWATER

Priority Date: 04/01/1958

Diversion Pt: NWNW Sec 26 T 15S R 36E

Use: IRRIGATION	(0.05 CFS)
DOMESTIC	(0.04 CFS)

In: NWNW Sec 26 T 15S R 36E FOR 2 ACRES

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWS

Right Number 15 4162 Applicant LDS Church - Cherry Creek

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

CHECK:

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

FINAL REGIONAL PROCESSING REVIEW:

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

By RDC Date 7/14/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 7/20/83

RECEIVED
JUL 20 1983
Department of Water Resources

CW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JULY 5, 1983

CHERRY CREEK WARD LDS CHURCH
REAL ESTATE DEPT.
50 E. TEMPLE ST.
SALT LAKE CITY UT 84150

RE: Claim No. 15-4162

Dear Claimant:

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

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

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

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

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure