

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A27-02066
Date Received: 2/16/1990
Receipt No: E012076
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J.C. WALLENTINE FAMILY TRUST 801-750-2949
Address: C/O P.T. BLOTTER &/OR E.STUCKI
3250 N. 12TH E.
LOGAN, UT 84321

OR
Name: LENA D. WALLENTINE 801-750-2949
Address: TRUSTEE
3250 N. 12TH E.
LOGAN, UT 84321

2. Date of Priority: SEP 04, 1919

3. Source: SLUG CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	44E	16	SW	NE			CARIBOU

5. Description of diverting works:
DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	5.600		

7. Total Quantity Appropriated is:
5.600 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 560.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ INC STOCKWATER 1000 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	44E	8	NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	240.0
		9	SW	SW		IRR	40.0
						Section Acres	40.0
						Total Acres	280.0

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
27-02157

14. Remarks:

NAME AND ADDRESS OF CLAIMANT(S) LISTED ON NOTICE AS FOLLOWS:
J.C. WALLENTINE FAMILY TRUST
LENA D. WALLENTINE TRUSTEE
C/O P.T. BLOTTER &/OR EZRA STUCKI
3250 N. 12TH E.
LOGAN, UT 84321

15. Basis of Claim: LICENSE

Water Right Number: 13401

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
Organization document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
Organization foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____ Print Name
acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

NOV 12 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Renumbered to: A27-02066

Ident. Number: ~~A27-02157~~

Date Received: 1/29/1990

Receipt No: _____

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ~~ETHEL PETERSON~~ *Wallentine Family Trust*
Address: SODA SPRINGS, ID 83276

Name: ~~HANS F. PETERSON~~
Address: SODA SPRINGS, ID 83276

Name: ~~ARCHIBALD PETERSON~~
Address: _____

A2702066



2. Date of Priority: JAN 09, 1918

3. Source: SLUG CREEK Trib. to: BLACKFOOT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	44E	16	NE	SE	SE		CARIBOU
			NW	SE			CARIBOU

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE					960.00
IRRIGATION FROM STORAGE					960.00
DOMESTIC STORAGE					
DOMESTIC FROM STORAGE					

7. Total Quantity Appropriated is:
C.F.S. (and/or) 960.00 A.F.A.

A27-02157

Page 1

Date: 01/29/90

NOV 12 1992

Wallentine 1 of 2

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

*some acres / location as - 02066
LICENSE*

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	44E	8	NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	240.0
		9	SW	SW		IRR	40.0
						Section Acres	40.0
						Total Acres	280.0

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

P/U LOCATION DESCRIBED BY RT. 27-2066.

THIS RT. SHOULD BE CONSIDERED LIC. BY 27-2066.

LICENSE INCORRECTLY DESCRIBES P/D AS SWNE, S16, T9S, R44E,
BANNOCK CO.

15. Basis of Claim: LICENSE

Water Right Number: R97

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

) SS.

County of _____)

Subscribed and sworn (or affirmed) before me this _____ day of _____ 19 _____

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, JOHN A. ROSHOLT will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature John A. Rosholt

Address P.O. 1906, Twin Falls, ID 83301

Date 2/19/90

NOV 12 1992

Last Name WALLENTINE/BLOTTER Ident. Number _____

Copies White-State, Yellow-Claimant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A27-02066Date Received 2-14-1990Receipt Number 8012076

RECEIVED

FEB 14 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

FEB 14 1990

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant(s) J.C. Walkertine Family Trust, Lena D. Walkertine, Trustee, c/o P.T. Blodder and/or Ferna Shuler Phone (801) 753-3008
750-2949

Mailing Address 3250 N. 12th East Logan, UT. Zip 84321

2. Date of Priority (Only one (1) per claim) 09-04-1919

3. Source of water supply (a) SLUG CREEK
which is tributary to (b) BLACK FOOT RIVER

4. a. Location of existing point of diversion is: Township 9S Range 44E Section 16,
1/4 of SW 1/4 of NF 1/4, Govt. Lot, _____ B.M., County of CARIBOU

Additional points of diversion if any: _____

b. If Instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

fork in ditch

NOV 12 1992

NOV 12 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 04-15 to 10-15 amount 5.60 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.60 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 560 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Incidental stockwater use: 1000 range cattle

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
9S	44E	8										40	40	40	40		40	40	240
		9										40							40

Total number of acres Irrigated 280

11. In which county (ies) are lands listed above as place of use located? CARIBOU

12. Do you own the property listed above as place of use? Yes XX No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
24-02157 (see attachment and #14) or None (X)

14. Remarks: a copy of the printout for 24-02157 is attached per the information in field #14 identifying it as licensed by this licensed usage. Claimant has been advised by the Department that separate claim isn't needed.

NOV 12 1992

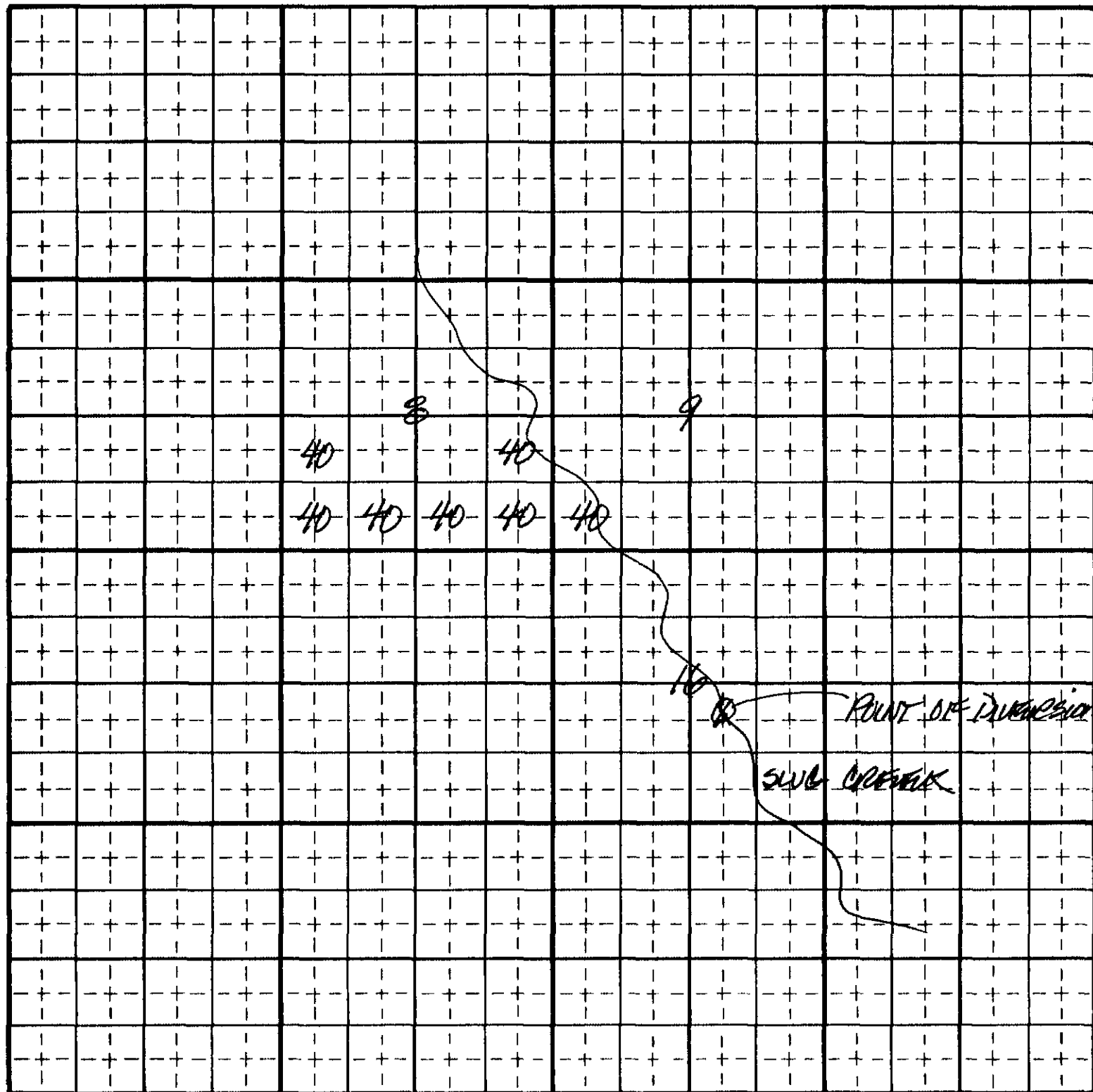
Last Name Wallentine Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

44E



UNRECORDED

NOV 12 1992

Last Name Wallentine

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License XX Permit _____

Decree _____
If applicable provide IDWR Water Right Number 27-02066

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ✓ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 2

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Business Agent Title _____

of J.C. Wallentine Family Trust Organization _____, that I have signed the foregoing

document in the space below as Business Agent Title _____ of J.C. Wallentine Family Trust Organization _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent ✓ Paul Thomas Blotto

Title and Organization Business Agent J.C. Wallentine Family Trust Date 02-01-90

State of Idaho/or _____)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 1st day of February 19 90

SEAL

Notary Public Amy L. Meulens

Residing at Twin Falls

My Commission Expires 2-7-95

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature ✓ Paul Thomas Blotto

Address _____

Date _____

Last Name Wallentine Ident. Number _____

NOV 12 1992

Copies White-State, Yellow-Claimant

AJ0749NP
No. A27-02066

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 02/03/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STUCKI REVOCABLE TRUST JOHN R STUCKI TRUSTEE SHIRLEY O STUCKI TRUSTEE 325 ALGONQUIN DR BALLWIN MO 63011 (314) 394-6567	09/04/1919	IRRIGATION	04-15 10-15	5.600 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	5.600 CFS 560.00 AFA

Water Source: SLUG CREEK

Tributary to: BLACKFOOT RIVER

Stage: LICENSE

Point(s) of Diversion: T09S R44E S16 SWNE

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:			
09S	44E	8	:					:					:		40	40	40	:	40		40	40	:	240.0		
09S	44E	9	:					:					:		40			:					:	40.0		
																					TOTAL ACRES					280.0

POU County: CARIBOU

Non-Irrigation Uses: S/ INC STOCKWATER 1000 CATTLE

Other Rights: 27-02157

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 27.

Remarks: GEN NAME AND ADDRESS OF CLAIMANT(S) LISTED ON NOTICE AS FOLLOWS:

J.C. WALLENTINE FAMILY TRUST
LENA D. WALLENTINE TRUSTEE
C/O P.T. BLOTTER &/OR EZRA STUCKI
3250 N. 12TH E.
LOGAN, UT 84321

CHANGE OF OWNERSHIP 02/03/00, BY DEEDS.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 27

Field Inspection Flag:
Presumption Flag:

Log for claim 27-02066

Spatial Dynamics BTD

12/1/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s44e	8	NWSW	40	36	
09s44e	8	SWSW	40	35	
09s44e	8	SESW	40	40	
09s44e	8	NESE	40	30	
09s44e	8	SWSE	40	40	
09s44e	8	SESE	40	38	
09s44e	9	SWSW	40	22	
Totals:			280	241	

 SPATIAL
DYNAMICS

AJ5809NP
No. A27-02066

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00
PAGE: 60

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=====
OWNER                                PRIORITY    USE PERIOD    DIVERSION    DIVERSION
CODE      NAME & ADDRESS            DATE        WATER USE    FROM   TO    RATE    VOLUME
-----
C  STUCKI REVOCABLE TRUST           09/04/1919  IRRIGATION    04-15  10-15    5.600 CFS
   JOHN R STUCKI TRUSTEE
   SHIRLEY O STUCKI TRUSTEE
   325 ALGONQUIN DR
   BALLWIN MO 63011
   (314) 394-6567

                                TOTAL DIVERSION:  5.600 CFS
                                CONSUMPTIVE USE:    560.00 AFA
=====
```

Water Source: SLUG CREEK

Tributary to: BLACKFOOT RIVER

Stage: LICENSE

Point(s) of Diversion: T09S R44E S16

SWNE

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
09S	44E	8	:					:						:		40	40	40	:		40	40		:	240.0	
09S	44E	9	:					:						:		40		:						:	40.0	
																							TOTAL ACRES		280.0	

POU County: CARIBOU

Non-Irrigation Uses: S/ INC STOCKWATER 1000 CATTLE

Other Rights: 27-02157

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 27.

Remarks: GEN NAME AND ADDRESS OF CLAIMANT(S) LISTED ON NOTICE AS FOLLOWS:

J.C. WALLENTINE FAMILY TRUST
LENA D. WALLENTINE TRUSTEE
C/O P.T. BLOTTER &/OR EZRA STUCKI
3250 N. 12TH E.
LOGAN, UT 84321

CHANGE OF OWNERSHIP 02/03/00, BY DEEDS.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 27

Field Inspection Flag:

Presumption Flag:

State of Idaho

License and Certificate of Water Right

Water License No. 12401

Amount 5.6 cfs.

Water District No. 34

Priority 2-4-19

THIS IS TO CERTIFY that Ethel Letterson and Hans F. Letterson of Soda Springs, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 31, 1917; that Permit No. 11401 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5.6 second feet, was issued thereunder on April 17, 1920, showing that said works were completed on the 15th day of March, 1920; and that on the 21st day of October, 1922,

Ethel Letterson and Hans F. Letterson (deceased)

of Soda Springs, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Slug Creek, a tributary of Blackfoot Water, for the purpose of irrigation & domestic use, under Use Permit No. 12401 of the State Engineer and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 254, on the 5th day of July, 1923;

The right hereby confirmed dates from September 4, 1919;

The Point of Diversion is located in the SW 1/4 NE 1/4, Sec. 16, Tp. 9 S., R. 44 E., B. M.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 S.	44 E.	8	NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			SW 1/4 SE 1/4	40	40
			NE 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
		9	NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
					Total 280

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 5th day of July, 1923.

J. G. SMENDSEN.
Commissioner of Reclamation.

(SEAL)

APPLICATION FOR PERMIT 27-2066 TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 19076

Permit No. 13401

District No. 34

1. Name of Applicant: Ethel Petterson, Hans F. Petterson and Archibald Petterson.

Postoffice address: Soda Springs

County: Bannock

State: Idaho.

- I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

- II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: 5.8 cubic feet per second.

3. Source of water supply: Slug Creek which is a tributary of Blackfoot Water Shed.

4. Location of point of diversion: feet distant from the
-
- corner of Section , T. , R. , B. M., and is in the SW
- $\frac{1}{4}$
- NE
- $\frac{1}{4}$
-
- of Section 16 , T. 9 South R. 44 E., B. M., County of Bannock.

5. Water is to be used for: Irrigation and domestic.

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
-
- T. , R. , B. M., in the of Section , T. , R. , B. M.

- (b) Amount of power generated: H. P., under feet head.

- (c) Water is to be returned to at a point feet
-
- distant from the corner of Section , T. , R. , B. M., in the
-
- of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 500.00

8. Kind of works: dam, headgate and ditches.

9. Height of dam 4
- $\frac{1}{2}$
- feet; length of dam at top 100 feet; length of dam at bottom 80
-
- feet; material used in dam earth and stone.

10. Size of headgate: Width 3 feet; height 2
- $\frac{1}{2}$
- feet.

11. Ditch: Width at bottom 2 feet; width at water line 4 feet; depth of water 2
-
- feet; dimensions of flume

Diameter of pipe inches; length of conduit 2 $\frac{1}{2}$ miles.Average grade per mile 2 $\frac{1}{2}$ feet.

12. The time required for the completion of such work is 2 years.

13. The time required for the complete application of the water to the proposed use is 1 additional years.

14. The land to be irrigated is described in the following tabulation: See Remarks.

15. (a) Is reservoir to be used? **Yes** If so, fill in (b) and (c) below.
 (b) Name of reservoir and number of Storage Permit **Petterson Reservoir, No. R-97**
 (c) Date of filing of Application for Storage Permit and Name of Applicant: **Ethel Petterson, Hans F. Petterson, and Archibald Petterson.**

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.

Ethel Petterson, Hans F. Petterson and Archibald Petterson,
Applicant.

By **J.H. Andersen.**

Agent.

Date of first receipt at office of State Engineer **9:00 A.M. December 31, 1917.**

Returned to applicant for correction **January 3, 1918.**

Corrected application received **January 9-, 1918.**

APPROVAL OF STATE ENGINEER

The number of this permit is **13401**

Recorded in Book **47** Page **13401** Approved **January 16, 1918.**

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before **March 17, 1918,** and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **January 16, 1919.**

The whole of said work to be completed on or before **January 16, 1920.**

Beneficial use of water appropriated in accordance herewith, to be made on or before **January 16, 1921.**

Witness my hand this **16th** day of **January, 1918.**

J.H. Smith.

State Engineer.

Remarks:

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S.	44 E.	6	40			40									40	40			160
9S.	44 E.	8						40			40	40	40	40				40	240
9S.	44 E.	9										40	40						80
Total Number of acres to be irrigated - - - - -																			480

The point of diversion is located on land belonging to the State of Idaho at which the point the reservoir is also located.

Proof of Completion of Works made: **March 15, 1920.**

Certificate issued: **April 17, 1920.**

Permit No. **13401**

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that **Ethel Petterson and Hans F. Petterson**, of Soda Springs, County of Bannock, and State of Idaho, the holders of Permit No. **13401**, issued upon Application No. **19076** bearing date of priority of **December 31, 1917**, authorizing the diversion of **5.8 second feet** of the waters of **Slug Creek**, County of Bannock, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use **5.8 second feet** of the waters of **Slug Creek**; that the point of diversion of said waters is in the **SW¼ NE¼** of Section **18**, T. **9 S.**, R. **44 E.**, B. **M.**, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: **SW¼ of NW¼, West ½ of SW¼ and SE¼ of SW¼ of Sec. 8-9 S.-44 E. B. M. (Ethel Petterson), East ½ of SE¼, Sec. 8 and SW¼ of SW¼, Sec. 9, T. 9 S., R. 44 E. B. M. (Hans F. Petterson.)**

Witness my hand this **17th** day of **April, A. D. 1920.**

W. G. Swendsen,
Commissioner of Reclamation
By: **S. T. Boer**
Deputy.

Application for Amendment
To Permit to Appropriate the Public Waters
of the State of Idaho, No. 13401

Comes now Ethel Petterson, and represents to the Commissioner of Reclamation of the State of Idaho,

That she is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 13401, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

W¹ of SW¹, SE¹ of SW¹, SW¹ of SE¹ Sec. 8, T. 9 S., R. 44 E., B. 11.,
E¹ SE¹ Sec. 8 and SW¹ SW¹ Sec. 9, T. 9 S., R. 44 E., B. 11., making a total of
280 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Soda Springs, this 26th day of September, 1922.

Ethel Petterson

Date of receipt at Office of Department of Reclamation Sept. 28, 1922.

Approval of Commissioner of Reclamation

I, W. G. SWENDSEN, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 13401. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

W. G. SWENDSEN,
Commissioner of Reclamation

License issued for 280 second feet

326.6 - Page 3034

Affidavit

STATE OF UTAH)
) ss.
County of Weber,)

Virginia Petterson Sander and Frances M. Petterson, being first duly sworn, depose and say; that they are the daughters of Hans F. Petterson and Magdalen Aldous Petterson; that their mother, Magdalen Aldous Petterson, died on the 24th day of January, 1909, in Ogden City, Weber County, Utah; that their father, Hans F. Petterson, died on the 1st day of July, 1920, at Ogden City, Weber County, Utah; that after the death of their said father, Hans F. Petterson, letters of administration were issued on the joint estates of their said father and mother; that thereafter, on the 2d day of January, 1922, by order of the District Court of the Second Judicial District, within and for Weber County, Utah, the court wherein the said estates were probated, all the residue of the said estates, after the payment of all debts and expenses of administration, was

distributed to affiants; that affiants are now, and at the time of the death of said father were, the only heirs at law of the said Hans F. Petterson; that Virginia Petterson Sander, one of the affiants hereto, by quit claim deed dated the 23d day of July, 1923, has conveyed unto Frances M. Petter on, the other of the affiants hereto, all her right, title and interest in and to the following described real property situated in the State of Idaho and particularly described as follows, to-wit:

Southeast quarter of the northeast quarter of section eight and the south half of the northwest quarter and the northwest quarter of the southwest quarter of section nine in Township nine south of Range forty-four east of the Boise Meridian, Idaho, containing one hundred sixty acres.

that affiant Frances M. Petterson is now the sole and only owner of the said real property, together with all rights and appurtenances, including water rights, belonging or incident to the said real property.

Dated this 23d day of July, 1923.

Virginia Petterson Sander

Frances M. Petterson

Subscribed and sworn to before me this 23d day of July, 1923.

W. H. Reeder, Jr.,
Notary Public, residing at
Ogden, Utah.

(SEAL)

Received and filed for record in the Department of Reclamation at Boise, Idaho, at 9:00 A. M. July 27, 1923.

W. C. SWENDBSEN,
Commissioner of Reclamation.

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 44
Permit #13401.

1. State name of applicant and number of permit: Athel Petterson & Hans F. Petterson-
2. State source of water supply: Slug Creek
3. Location of point of diversion: SW $\frac{1}{4}$ Sec. 16, Twp. 9 S., R. 44 E., S.M.

4. Describe works as they exist, giving dimensions and capacities of same: Several ditches take out from Slug Cr. Headgates washed out, dams of earth, rock direct the water into ditch, also several small spring creeks which would reach Slug Cr. are diverted directly into ditches.

No water used to date this season.

5. State whether or not water has been turned into works of diversion: Yes

6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NE $\frac{1}{4}$ Sec. 8; SW $\frac{1}{4}$ Sec. 9, T. 9 S., R. 44 E., S.M. and

W $\frac{1}{2}$ Sec. 8, NE $\frac{1}{4}$ Sec. 9 and SW $\frac{1}{4}$ Sec. 9, T. 9 S., R. 44 E., S.M.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? Permit holders only

9. Give names and amount of each right: No one on ranch who knew amount.

10. What large stream would the water here appropriated finally reach? Blackfoot + Snake R.

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks: Hans F. Petterson is dead. His right goes to Francis M. Petterson. This land is mostly natural meadow interspersed with some small rolling hills, too high altitude to grow crops successfully, but grass must be watered at times.

This examination was made on the 13 day of June 1923

(Signed)

[Signature]

Examiner.

13401

OVER

(This report must be sworn to when not made by an attache of the office.)

STATE OF IDAHO,

County of

} ss.

....., being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this day of 19.....

My commission expires

Notary Public.

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. Always see the holder. If possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.

Permit No. 13401

Ben J. & Ethel Peterson
Soda Springs

RECEIVED
JUN 16 1922
DEPARTMENT OF RECLAMATION

[illegible]

SCALE: 2 INCHES EQUALS 1 MIL. DRAW PLAN IN INK.

13401



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

February 8, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

STUCKI REVOCABLE TRUST
JOHN R STUCKI TRUSTEE
SHIRLEY O STUCKI TRUSTEE
325 ALGONQUIN DR
BALLWIN MO 63011

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A27-02003, A27-02041,
A27-02066, A27-04125

Dear Mr. & Mrs. Stucki:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

A27-02003 and A27-02041 were split in the following manner:

A27-02003A, 4.44 cfs, 222 acres, Blotter
A27-02003B, 0.56 cfs, 28 acres, Stucki

A27-02041A, 0.12 cfs, 6 acres, Blotter
A27-02041B, 0.48 cfs, 24 acres, Stucki

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,


Jennifer Crabtree
Technical Records Specialist

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned

1. Water Right Number(s) _____
Adjudication Claim Number(s) A27-02003, A27-02041, A27-04125, A27-02066

2. The following REQUIRED information must be submitted with this form.

- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) P. T. BLOTTER
3250 N 12E, LOGAN, UT 84321

4. New Owner/Claimant(s) JOHN R. & SHIRLEY STUCKI TEES - STUCKI TRVTR UAD 1-26-96
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 325 Algonquin Dr
City, State and ZIP Code Ballwin, MO 63011
New Telephone Number (314) 394-6567

5. Date you acquired the property March 24, 1997

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) John R. Stucki Date 9-15-98
Shirley Stucki Date 9/15/98

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER

Chartered

ATTORNEYS AT LAW

142 3rd AVENUE NORTH

P.O. BOX 1906

TWIN FALLS, IDAHO 83303-1906

TELEPHONE (208) 734-0700

FAX (208) 736-0041

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER
TERRY R. MCDANIEL
GARY D. SLETTE
F. BRUCE COVINGTON
JERRY JENSEN
CAROLYN M. MINDER
BRUCE M. SMITH
G. RICHARD BEVAN
GARY L. QUIGLEY
TIM J. WILLIAMS
SHARON F. DUNKIN
JUSTIN R. SEAMONS

Boise Office
1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

May 7, 1990

RECEIVED

MAY - 8 1990

Department of Water Resources
Eastern District Office

Mr. Ernest Carlsen, Adjudication Supervisor
Idaho Department of Water Resources
Eastern Region
150 Shoup Avenue, Suite 15
Idaho Falls ID 83402

Dear Mr. Carlsen:

In our telephone conversation of May 4, 1990, you stated that the license 27-02008 for 1.100 cfs to irrigate and water stock as filed timely in the Snake River Basin Adjudication in your offices on February 14, 1990, in the name of the J.C. Wallentine Family Trust, Lena D. Wallentine Trustee, c/o P.T. Blotter and/or Ezra Stucki was not entered into the database record on the AJ side of the computer. Would you please do so and send me a copy of the claim in the Fifth District Court filing format for our client and our records.

In reviewing the similar forms printed out for me at southern region in order to check the accuracy of the data entry as well as provide our client with copies of his claims, I note that the claimant name(s) in Field No. 1 are incomplete compared to the carbon copies of our claims. I have checked Field 14 under Remarks to see if there would be a continuation of the additional information and find no continuation that fully describes the original as filed claim. Please tell me the status of the Blotter claims with regard to this method of data entry.

Our client has had a change in trustee status for a number of his claims as filed originally. While this will not be a change in ownership to the extent that it will remove the entire claimant name as filed, there will be a change in one of the trustee names for a portion of the claims as originally filed.

NOV 12 1992

Mr. Ernest Carlsen, Adjudication Supervisor
Idaho Department of Water Resources
Eastern Region
May 7, 1990
Page - 2

Thanks for your past help and attention to this rather large filing and I look forward to hearing from you regarding the status and completeness of the claims.

Best wishes.

Very truly yours,



FRANCIS G. HITCHCOCK
LEGAL ASSISTANT

FGH/dcb
54781

cc: Thomas P. Blotter

NOV 12 1992

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Walter J. SmithCLAIM NO. 127-02066DATE RECEIVED 2-15-90CK # 333AMOUNT \$ 330.002/582.00

YES

NO

Required Info?

1. Is the name and address complete with zip code? ☐
2. Is a priority date entered? ☐
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered? ☐
(b) Is a tributary to entered? (if required) ☐ N/A
4. Is the legal description of the p.d. sufficient? ☐
5. Is there a description of the diverting works? ☐
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☐
Is the period of use included? ☐
Is a quantity claimed for each use? ☐
7. Is a total quantity claimed entered? ☐
8. If required is a consumptive use entered? ☐ N/A
Is the consumptive use correct? ☐ N/A
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☐ N/A
10. Is (are) the place(s) of use and purpose(s) indicated? ☐
11. Is (are) the county(ies) entered? ☐
12. Is the ownership of p.u. checked? ☐
13. Are other water rights listed or "none" indicated? ☐
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ N/A
15. Is the basis of the claim indicated? ☐
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☐
18. Has the claim been signed, sealed, and dated by a notary? ☐
19. Was this claim filed on time, or was an extension granted? ☐
20. Is the fee enclosed correct? ☐ Exempt
21. If this claim is based on an existing water right, has the identification number been entered? ☐ N/A
22. Should this claim be data entered? ☐

Claim checked by: ENCDate: 2-16-90.Claim must be returned to claimant: ☐ (Yes) ☒ (No)Claimant must be notified of modifications: ☐ (Yes) ☒ (No)

Receipt Prepared by: _____

Claim data entered by: _____

Sent to claimant by: _____

Date: _____

Date: _____

Date: _____

Checked by: _____

Date: _____

Comments: _____

NOV 12 1992