

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 29-11853
Date Received: 4/30/90
Receipt No: E013888
Received By:

Amended

Amended

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GERALD N PEARSON Phone: (208)233-0899

8048 W PORTNEUF RD
POCATELLO ID USA 83204

2. Date of Priority: 08/31/1963

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	35E	20	SE SE NE	BANNOCK	

5. Description of diverting works:

WELL/PUMP 6" DIAMETER; 117' DEEP, SUB. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	1/01	12/31	0.16	
STOCKWATER	1/01	12/31	0.16	
DOMESTIC	1/01	12/31	0.16	

7. Total Quantity Appropriated is:

0.48 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	35E	20	SE	NE	IRRIGATION	2
			SE	NE	STOCKWATER	
			SE	NE	DOMESTIC	
					Section Acres	2
					Total Acres	2

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

* NEED TO CK THE LEGAL DESCRIPTION FOR THIS RIGHT. MAP ENCLOSED W/ CLAIM SHOWS P.D. AND P.O.U. AS SESE SEC. 20.

Amended claim to change priority date and add irrigation of two acres received 6/8/1990. Original claim lists POU in SENE SEC.20. Map provided with amended claim by claimant shows SENE SEC.20. However, amended claim shows POU in NESE SEC.20. I believe this was an error in filing and am not requesting an amended claim (csaxton 5/24/01)

15. Basis of Claim: Beneficial Use

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

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 A29-11853
Date Received 6-8-1990
Receipt Number E013888 & E014806

Amended

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

RECEIVED

JUN 8 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) GERALD N. PEARSON Phone (208) 233-0899
Mailing Address 8048 W. PORTNEUF RD. - POCA TELLO, IDA. Zip 83204

2. Date of Priority (Only one (1) per claim) FEB. 15, 1963

3. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 07S Range 35E Section 20,
SE 1/4 of SE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of BANNOCK

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.

WELL / PUMP 6" DIAMETER 117' DEEP, SUB. PUMP

NOT 14 1990

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For STOCKWATER purposes from 01/01 to 12/31 amount .16 CFS or _____

For DOMESTIC purposes from 01/01 to 12/31 amount .16 CFS or _____

For IRRIGATION purposes from 01/01 to 12/31 amount .16 CFS or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .48 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses: describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) D/ONE, S/1 TO 5 LIVESTOCK

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	
<u>07S</u>	<u>35E</u>	<u>20</u>													<u>2</u>				<u>2</u>

Total number of acres irrigated 2

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

12. Do you own the property listed above as place of use? Yes X 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. _____ or None ()

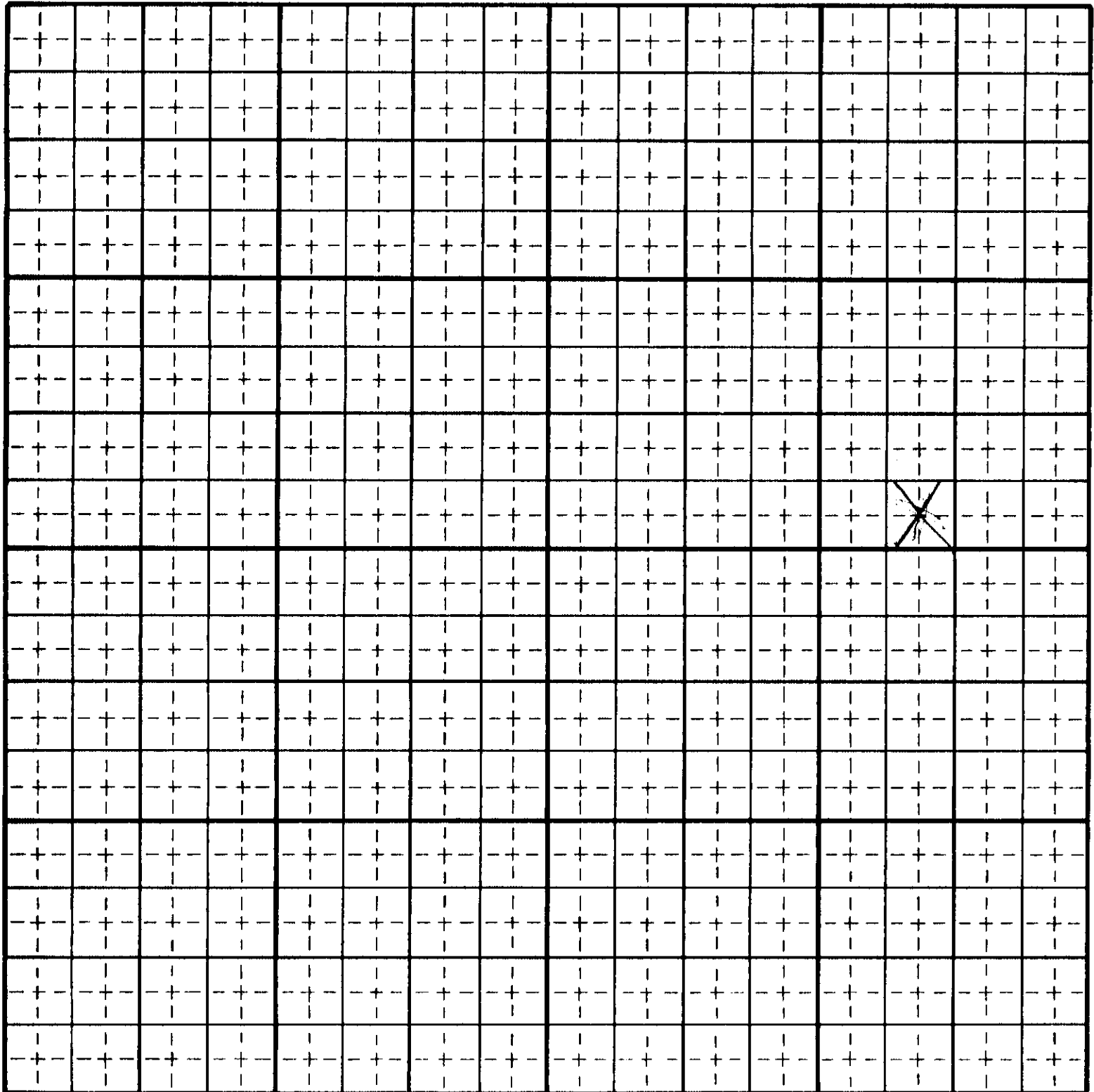
14. Remarks:

Last Name _____ 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.

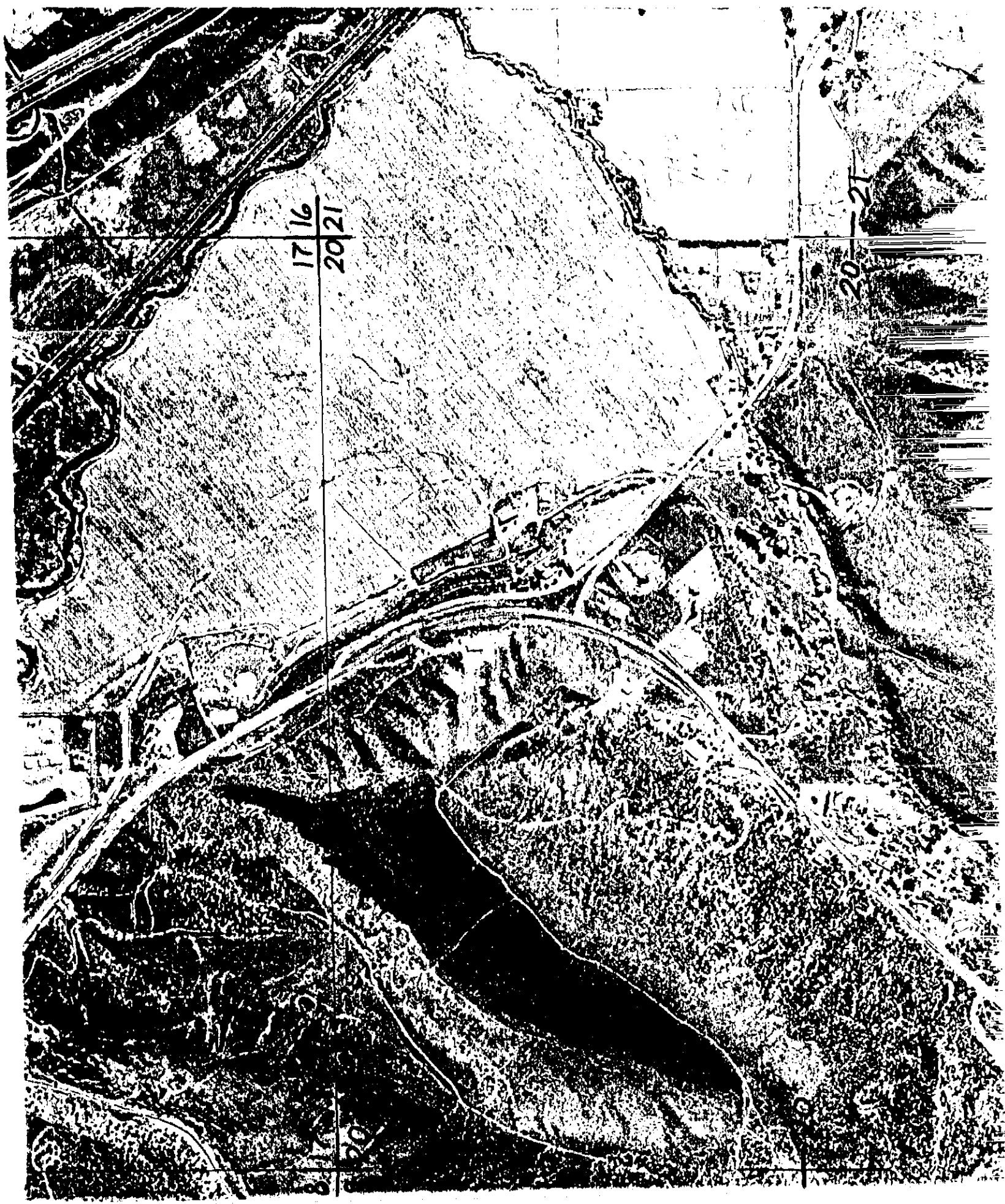
Scale: 2 inches equals 1 mile



Last Name PEARSON

Ident No. _____

Copies: White-State, Yellow-Claimant



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) Gerald H. Pearson Date 6-7-90

_____ 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 Idaho)

County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 7th day of June 19 90

SEAL

Notary Public Anita Thomas

Residing at ocatello Idaho

My Commission Expires Dec 12, 1994

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 _____

Address _____

Date _____

NOTED
JUN 14 1990

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: E014806

Date: 06/11/90
Time: 08:43:36

Received
From: PEARSON, GERALD N./RUTH

Type of Payment	Program Acct Class	Amount
ADJ. FEES (DOM/IRR.TOTAL \$52.00)	0410162 9337 6490	\$27.00

Total
\$27.00

CHECK 103

Idaho Department of Water Resources

Region: EASTERN

Signature: Thompson

Gerald N. Pearson
8048 W. Partner Rd.
Pocatello, ID 83204

6-11-90

Claimant mailed two separate
checks - one for \$25 claiming
Dom. Plant irrigation of 2 acres.
2nd CK \$27 ~~for~~ to claim
Dom and gr. CF's amount
excessive. Claimant did
not change amounts.

Receipts E014806 &
E013888

attached!

Pumps / River
Burgess

Pearson Rd #25 for Dom. claim
#29-11853.

Dept. recommended he file
inv. Can we use Dom
No. above for his inv.
claim & change receipt
to reflect \$52?

J

RECEIVED

NOV 14 1990

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: A29-11853
Date Received: 4/30/1990
Receipt No: E013888
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: GERALD N. PEARSON
Address: 8048 W PORTNEUF RD
POCATELLO ID

208-233-0899

83204

2. Date of Priority: AUG 31, 1963

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	20	SE	SE	NE		BANNOCK

5. Description of diverting works:
WELL/PUMP 6" DIAMETER; 117' DEEP, SUB. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.160	.02	
DOMESTIC	01/01	12/31	0.160	.04	
IRRIGATION	01/01	12/31	0.160	.04	

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ONE; S/1 TO 5 LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	20	SE	NE		STOCK	
			SE	NE		DOMEST	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

* NEED TO CK THE LEGAL DESCRIPTION FOR THIS RIGHT. MAP ENCLOSED
W/ CLAIM SHOWS P.D. AND P.O.U. AS SESE SEC. 20.

15. Basis of Claim: BENEFICIAL USE

RECEIVED

NOV 14 1996

Gerald N. Pearson
8048 W. Portneuf Rd.
Pocatello, Idaho 83204

May 29, 1990

RECEIVED
MAY 30 1990
Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources
150 Shoup Ave. Suite 15
Idaho Falls, Idaho 83402

Ref: Notice of Claim A29-11853

Gentlemen:

Your letter of May 21, 1990 requests that I change the amount of CF's on line #6 of my Application from .16 to .04.

I listed .16 as your information indicated .04 was the typical amount used for 1/2 acre of gardening and lawn, and I own and irrigate 2-acres of land. And if .04 CF's is the correct amount for 1/2 acre, then .16 would be the correct amount for 2-acres.

Therefore, I request this letter be used in place of your "EXCESSIVE IRRIGATION FORM", to substantiate my request for .16 CF's.

Yours truly,

Gerald Pearson
Gerald Pearson

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

Signature of Claimant *Gerald N. Pearson* Date May 29, 1990

State of Idaho
County of Bannock

Subscribed and sworn (or affirmed) before me this 29th day
of May 19 90

Seal

Spida Thomas
NOTARY PUBLIC

Residing at Pocatello

My Commission Expires Dec 12, 1990

NOV 14 1990



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

May 21, 1990

Gerald N. Pearson
8048 W Portneuf Rd.
Pocatello, ID 83204

RE: Notice of Claim A29-11853

Dear Mr. Pearson:

Please find enclosed a Notice of Claim which has been computer generated based on the information from your original notice.

In Item #6, you have claimed .16 cfs for domestic use. The Department considers this amount to be excessive. An acceptable amount for a domestic well would be .04cfs. Please justify the amount you are claiming or line through and enter .04.

Please review the entire notice for accuracy. There may be instances, in addition to the above item, where clarifications were made by the Department at the time of data entry. Should you determine some of the items need to be changed, make the necessary changes on this Notice of Claim, then sign the form, having your signature notarized, and return it to this office by June 21, 1990. Although you may find no other changes, it is necessary to have this form notarized and returned to this office.

If you have any questions or objections regarding the computer record of your notice(s), please contact this office.

Respectfully submitted,

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

Pls. return all correspondence. Thanks Jo.

NOV 14 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

A29-11853

EASTERN REGION

Must be released by June 3 1990

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 31, 1990

Gerald N. Pearson
8048 W Portneuf Rd.
Pocatello, ID 83204

RE: Notice of Claim to a Water Right

Dear Mr. Pearson:

I spoke to one of our agents concerning your water right claim. It was the agent's suggestion that if at all possible, claim a priority date before March 1963 and file your claim on the enclosed form (Notice of Claim to a Water Right). The filing fee is \$50, plus \$1.00 per acre irrigated (total fee \$52.00). If the previous owners used the water before you purchased the property, the priority date would be when they first used the water.

If you file an Application for Permit to acquire a license, which you will have to do if you don't claim an earlier priority date than March 1963, your priority date will be the date you make the application (1990).

In summary, it is our recommendation you file the long form enclosed (Notice of Claim to a Water Right); claim a priority date prior to March 1963, and submit the claim within 30 days of the date of this letter with your check for \$27.00, (\$25 having already been paid under Receipt No. E013888).

Do not hesitate to call if you have any questions (525-7161).

Respectfully submitted,

Ernest Carlsen
Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

Computer Print out of previous claim enclosed for your information to file out the NEW claim form.

Enclosure
E013888

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: A29-11853
Date Received: 5/25/1990
Receipt No: E013888
Received By:

*also Receipt NO.
E014806 for \$27.00/yr*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GERALD N. PEARSON 208-233-0899
Address: 8048 W PORTNEUF RD
POCATELLO, ID 83204

2. Date of Priority: AUG 31, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	20	SE	SE	NE		BANNOCK

5. Description of diverting works:
WELL/PUMP 6" DIAMETER; 117' DEEP, SUB. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ONE; S/1 TO 5 LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	20	SE	NE		STOCK	
			SE	NE		DOMEST	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ 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 _____

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: 8013888

Date: 04/30/90
Time: 15:06:57

Received
From: PEARSON, GERALD N.

Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE	0410162 9337 5490	\$25.00
Total		\$25.00

CHECK 194

WR/NO: A29-11853

Idaho Department of Water Resources

Region: EASTERN

Signature: Thompson

RECORDED
NOV 14 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

April 24, 1990

APR 30 1990
Department of Water Resources
Eastern District Office

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Gerald N. Pearson
8048 W Portneuf Rd.
Pocatello, ID 83204

RE: Notice of Claim

Dear Mr. Pearson:

The Idaho Department of Water Resources (IDWR) is returning your Notice of Claim to a Water Right, along with your check (#194 in the amount of \$25.00), because of insufficient information and/or fees. All items on the forms must be completed and fees resubmitted before the IDWR can process the notice.

Please correct the items identified below and return the notice and filing fee to the IDWR within 30 days of the date of this letter. If the corrected notice is not returned within the 30 days, the notice will be subject to an additional late fee.

A description of the diversion works must be entered in Item #5, for example, well/pump, springbox, or headgate/ditch. Include the dimensions such as depth, casing size, pump horsepower, etc., if known.

The cfs amount claimed for the domestic and/or stock purposes must be entered in Item #6. The typical amount for one house with up to 1/2-acre of lawn and garden irrigation is 0.04 cfs. Refer to the enclosed Table 1 for the stockwater diversion rates if you are claiming water for stock.

The total amount claimed (cfs) must be entered in Item #7. This total amount is usually the sum of the amounts listed in Item #6. If only one purpose is claimed in Item #6, the amount would be the same in Item #7.

The number of households and/or the number and type of stock that use the water from the claimed source must be entered in Item #9.

The location of the place of use (house, stockwatering, or irrigated acreage) must be defined to at least the Township, Range, Section, and 1/4 of 1/4 Section (40-acre tract). You may use the legal description

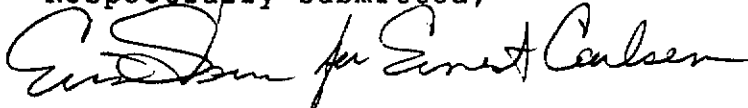
RE-SUBMITTED PER YOUR
INSTRUCTIONS —
Gerald Pearson
4-27-90

NOV 14 1996

Item #4 if the well is in the vicinity of its use. If you do not know the legal description, you may submit a detailed map showing the location.

If you wish to make an appointment to discuss the corrections, please call the IDWR at (208) 525-7161.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Ernest Carlsen".

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

RECEIVED

NOV 14 1990



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

May 21, 1990

✓ Gerald N. Pearson
8048 W Portneuf Rd.
Pocatello, ID 83204

RE: Notice of Claim A29-11853

Dear Mr. Pearson:

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Please review the entire notice for accuracy. There may be instances, in addition to the above item, where clarifications were made by the Department at the time of data entry. Should you determine some of the items need to be changed, make the necessary changes on this Notice of Claim, then sign the form, having your signature notarized, and return it to this office by June 21, 1990. Although you may find no other changes, it is necessary to have this form notarized and returned to this office.

If you have any questions or objections regarding the computer record of your notice(s), please contact this office.

Respectfully submitted,

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

Pls. return all correspondence. Thanks Jo.

MICROFILMED

NOV 16 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

APR 30 1990

Department of Water Resources
Eastern District Office

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

April 24, 1990

Gerald N. Pearson
8048 W Portneuf Rd.
Pocatello, ID 83204

RE: Notice of Claim

Dear Mr. Pearson:

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The location of the place of use (house, stockwatering, or irrigated acreage) must be defined to at least one Township, Range, Section, and 1/4 of 1/4 Section (40-acre tract). You may use the legal description

RE-SUBMITTED PER YOUR
INSTRUCTIONS —
Gerald Pearson
4-27-90

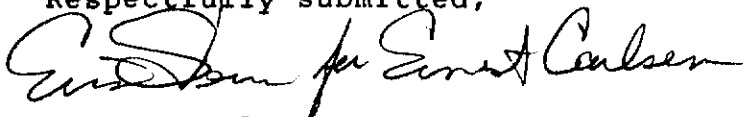
MICROFILMED

NOV 16 1992

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Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Ernest Carlsen".

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

MICROFILMED

NOV 16 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

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Date Received: 4/30/1990
Receipt No: E013888
Received By: _____

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ACQUIRED UNDER STATE LAW

1. Name: GERALD N. PEARSON 208-233-0899
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POCATELLO, ID 83204

2. Date of Priority: AUG 31, 1963

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4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	20	SE	SE	NE		BANNOCK

5. Description of diverting works:
WELL/PUMP 6" DIAMETER; 117' DEEP, SUB. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.160		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ONE; S/1 TO 5 LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	20	SE	NE		STOCK	
			SE	NE		DOMEST	

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ 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 _____

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

CIVIL CASE NUMBER: 39576

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

Identification No. A29-11853
Date Received 4-30-90
Receipt Number E013888/80

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

RECEIVED

APR 30 1990 ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes

APR 20 1990

Department of Water Resources
Eastern District Office
Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources
Eastern District Office

Filing Fee \$25

Please type or print clearly

- Name of Claimant (s) GERALD N. PEARSON Phone (208) 233-0899
Mailing Address 8048 W. FORTNEUF RD. - POCAHELLO, IDAHO Zip 83204
- Date of Priority (Only one per claim) Aug. 31, 1963 Month/Day/Year
- Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source
- Location of point of diversion is: Township 7 S Range 35 E
Section 20 SE 4 1/4 of SE 4 1/4 of NE 4 1/4, Govt. Lot _____, E
County of Bannock
Additional points of diversion if any: _____
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. WELL/PUMP - 6" - 117 FT SUBMERSIBLE PUMP



- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Domestic purposes from 1/1 Month/Day to 12/31 Month/Day amount 16 (cfs)
For Stockwater purposes from 1/1 Month/Day to 12/31 Month/Day amount 04 (cfs)
(Both dates are inclusive)
- Total quantity claimed 20 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic, give number of households served if single ownership; Stockwater, Type and Number of livestock) 1-HOUSEHOLD - 8 TO 5 LIVESTOCK

MICROFILMED
NOV 16 1992

10. Place of use is: Township: 7 S Range 35 E
Section 20, S.E. 1/4 of N.E. 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes ✓ 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.
() None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do do not ~~wish~~ 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) Serald H. Pearson Date 4-19-90
Ruth Pearson Date 4-19-90

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Bannock) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 19th day of April 19 90

SEAL

Notary Public Antonia Thomas

Residing at Pocatello

My Commission Expires Dec 72, 1997

MICROFILMED

NOV 16 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

WATER RIGHT NUMBER - A29-11833

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
PEARSON

GERALD N.

1 - 8048 W PORTNEUF RD

2 -

3 -

CITY- POCATELLO

STATE- ID ZIP- 83204

PHONE - 208-233-0899

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
06/31/1988 18 EASTERN J - BENEFICIAL USE+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LIT APLS COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

07S 38E 20 SE SE NE (S) BANNOCK

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION ACRES EACH PERIOD DIVERSION RATE DIVERSION VOLUME

04 - STOCKWATER

01/01

12/31

0.160

43 - DOMESTIC

01/01

12/31

0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.200 0.0+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LIT APLS COUNTY DESCRIPTION COUNTY

07S

38E

20

SE NE

LIT

APLS

14

STOCKWATER

(S) BANNOCK

07S

38E

20

SE NE

LIT

APLS

43

DOMESTIC

(S) BANNOCK

+ - - DIVERSION MEANS - WELL/PUMP 5" DIAMETER, 127' DEEP, 300' AMP

+ - - NON-IRRIGATION USE - 0/000 5/1 TO 5 LIVESTOCK

+ - - OTHER RIGHTS AND SOME USE - NONE

+ - - - - - PLACE OF USE - - - - - +
NONE+ - - - - - PLACE OF USE - - - - - +
NONE+ - - - - - PLACE OF USE - - - - - +
NONE+ - - - - - PLACE OF USE - - - - - +
NONE+ - DECREE DATE - +
00/00/0000

WATER RIGHT NUMBER - A29-11853

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - AUDIT FIELDS - 05/25/90 THOMPSON 07/19/90 BLOOM

+ - - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39376
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 04/20/1990	LAST AMENDED DATE	- 00/00/0000	TEMPERARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RIGHT NUMBER	- 0018906	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLAG	-	POB GRAFESHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

R 4013029400

Stockwater allow 0.02

PROOF
OCT 03 1991

DATA ENTRY

ENTERED 9-8-92 Dnd

CHECKED 10/25/92 Dnd

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

NOV 24 1991

CERTIFIED
DEC 6 1991
WATER EXAMINER

MICROFILMED
APR 14 1994

MEMORANDUM

Date: June 5, 2001

From: Craig L. Saxton

Subject: Priority Date Recommendation for 29-11853

Since 1990, there has been much correspondence with Gerald Pearson regarding his Adjudication claim 29-11853.

History:

4/20/1990 – Claim filed on domestic form with priority date August 31, 1963 and omitting numerous elements of the claim.

4/24/1990 – Ernie request claim be completed with missing elements.

4/30/1990 - Completed claim received requesting 0.16 cfs for domestic.

5/21/1990 – Ernie sends claimant copy to review. He also mentions to claimant that 0.16 cfs is excessive for domestic and he needs to “justify the amount you are claiming or line through and enter 0.04”.

5/29/1990 – Claimant says if 0.04 cfs is standard for 1 acre of irrigation, then 0.16 is good for his two acres of irrigation. Claimant won't change his claim.

5/31/1990 – Jo Thompson writes claimant and says he needs additional fees to claim 2 acres of irrigation. She also mentions that if claimant can't get before March 25, 1963 he needs to file a permit.

6/8/1990 – Amended claim received adding 2 acres of irrigation and changing priority date to Aug 15, 1963.

6/11/1990 – Additional payment received \$27.

5/24/2001 – Craig Saxton Requests Evidence of priority for Aug 15, 1963.

6/3/2001 – Claimant provides evidence of priority in the form of a receipt for 9/25/1963.

Results:

Spoke with Ernie on what to do about the priority date. He mentioned that in the review of the Little Lost, issues such as this were fairly common. The question being, weather the time during the development of the water right could be considered in establishing the priority date. In this case, he recommended I recommend a priority date of 9/25/1963 basing that the development of the water right probably started prior to 3/25/1963. Domestic use will be recommended as 0.04cfs unless additional evidence is provided.

RECEIVED

JUN 05 2001

Gerald N Pearson
8048 W. Portneuf Rd
Pocatello, Idaho 83204

Department of Water Resources
Eastern Region

June 3, 2001

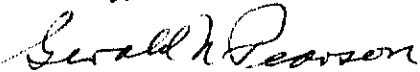
State of Idaho
Department of Water Resources
900 N Skyline Dr Suite A
Idaho Falls, Idaho 83402-1718

Gentlemen:

Enclosed is a copy of the original receipt I received for the drilling of my well in 1963, for proof of the priority date you requested.

This well is for stock and domestic purposes.

Sincerely,



Gerald N Pearson

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 29-11853

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GERALD N PEARSON 8048 W PORTNEUF RD POCATELLO, ID 83204 (208)233-0899

Priority Date: 08/31/1963
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary to</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	1/01	12/31	0.16 CFS		
STOCKWATER	1/01	12/31	0.16 CFS		
DOMESTIC	1/01	12/31	0.16 CFS		
Total Diversion			0.48 CFS		

Location of Point(s) of Diversion:

GROUND WATER	SESENE	Sec. 20	Township 07S	Range 35E	BANNOCK County
--------------	--------	---------	--------------	-----------	----------------

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	35E	20		SENE	2									

Place of Use Legal Description: STOCKWATER BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	35E	20		SENE										

Place of Use Legal Description: DOMESTIC BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	35E	20		SENE										

Total Acres: 2

Remarks:

Dates:

Licensed Date:
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:

Receipt Number(s): E013888
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:

Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

PUMP QUOTATION SHEET

SUBJECT TO OUR PUBLISHED CONDITIONS OF SALE

DATE Sept 25-6
Stirling Sign

REFERENCE:

QUOTED TO Gerald Pearson
Co. of city
Pocatello, Ida.

WE THANK YOU FOR YOUR INQUIRY AND ARE PLEASED TO SUBMIT THE FOLLOWING QUOTATION FOR YOUR CONSIDERATION.

I. D. of Well <u>6</u> In.	Pumping Water Level <u>65</u> Ft.	TOTAL DYNAMIC HEAD <u> </u> Ft.	Motor H.P. <u>2</u>
Depth of Well <u>117</u> Ft.	Surface Lift <u>70</u> P.S.I. <u>40</u> Ft.	CAPACITY <u>32</u> G.P.M.	Phase <u>1</u>
Static Water Level <u>61</u> Ft.	Friction (Surface Piping) <u> </u> Ft.	Pump Speed <u>3600</u> R.P.M.	Cycles <u>60</u>
Drawdown <u>4</u> Ft.	Total Pumping Head <u> </u> Ft.	Driver Speed <u>11</u> " R.P.M.	Volts <u> </u>

	117' of 6" well, \$8.00 per foot		936	00
①	4 PM 14 - 2 H.P. - Sub. pumps	X	536	90
①	82 gal. Medalist tank	X	83	00
	120 ft - No 12 cable and connector	X	31	40
	103 ft - 1 1/2 galv. pipe		42	00
①	Pitless adaptor		32	00
①	out side hydrant		14	00
	Labor and fittings		75	00
	Total		1,750	30
	Discount	X	130	30
	Balance Due.		1,620	00

paid 10-8-62

May 24, 2001

29-11853
GERALD N PEARSON
8048 W PORTNEUF RD
POCATELLO ID 83204

RE: EVIDENCE OF PRIORITY

Dear Mr. Pearson,

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown **above in the "address" label and at the "end" of this letter** has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled **"Evidence of Priority"**. The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some examples of Documents Which May Be Evidence of the Priority Date"**.

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

.....
The Department can not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.
.....

Please submit the documentation supporting the priority date by June 28 2001, **referencing all documents with the corresponding Notice number.** If you have any questions not covered by this letter or the enclosed pamphlet, please feel free to contact me at 525-7161.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Notice of Claim 29-11853