

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: **A22-04046**
Date Received: 3/23/1989
Receipt No: E006412
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CLINTON H PETERSON 208-458-4203
Address: 226 N 2500 E
ST. ANTHONY ID 83445
AND
Name: ELVA PETERSON 208-458-4203
Address: 226 N 2500 E
ST. ANTHONY ID 83445

2. Date of Priority: MAY 10, 1946

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	41E	20	NW	SW			FREMONT
			SW	SW			FREMONT
			SW	SE			FREMONT

5. Description of diverting works:
PUMPS, PIPELINE & DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/30	3.500		
INDUSTRIAL	01/01	12/31	0.500		
DOMESTIC	01/01	12/31	0.040		
RECREATION	01/01	12/31	0.500		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum. **NOV 08 1989**

9. Non-irrigation uses:
I/FLUME, WASH & SORT POTATOES. R/SWIMMING & ICE SKATING, STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	41E	20	NE	SW		IRR	5.0
			NW	SW		IRR	8.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

Section Acres 173.0

Total Acres 173.0

11. Place of use in counties: FREMONT

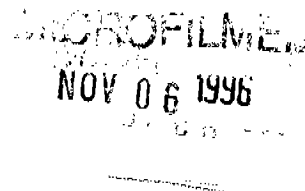
12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
TETON RIVER WATER

14. Remarks:

P/D NWSW S20 T7N R41E.
AT LEAST 3,000 ACRE FEET OF WATER HAS BEEN USED ON THE S1/2 OF
SEC. 20 EVERY YEAR SINCE 1884. NEARLY ALL OF IT SANK INTO THE
UNDERGROUND AQUIFER. WE BOUGHT THE WATER WITH THE FARM AND CLAIM
ALL THE WATER UNDER THE S1/2 OF SEC. 20 T7NR41E.
CHANGED OWNERSHIP 11/01/94/JT/GT

15. Basis of Claim: STATUTORY CLAIM


 MICROFILMED
 NOV 06 1996

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: A22-04046
Date Received: 3/02/1989
Receipt No: E006412
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLINTON H. PETERSON 208-458-4203
Address: RT. 1 BOX 97
ST. ANTHONY, ID 83445

2. Date of Priority: MAY 10, 1946

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	41E	20		NW	SW		FREMONT
				SW	SW		FREMONT
				SW	SE		FREMONT

5. Description of diverting works:
PUMPS, PIPELINE & DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/30	3.500		
INDUSTRIAL	01/01	12/31	0.500		
DOMESTIC	01/01	12/31	0.040		
RECREATION	01/01	12/31	0.500		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
I/FLUME, WASH & SORT POTATOES. R/SWIMMING & ICE SKATING, STOCK

A22-04046

Page 1

Date: 04/14/89

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OCT 29 1992

A2204046



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	41E	20	NE	SW		IRR	5.0
			NW	SW		IRR	8.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
Section Acres							173.0
Total Acres							173.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
TETON RIVER WATER

14. Remarks:

P/D NWSW S20 T7N R41E.
AT LEAST 3,000 ACRE FEET OF WATER HAS BEEN USED ON THE S1/2 OF
SEC. 20 EVERY YEAR SINCE 1884. NEARLY ALL OF IT SANK INTO THE
UNDERGROUND AQUIFER. WE BOUGHT THE WATER WITH THE FARM AND CLAIM
ALL THE WATER UNDER THE S1/2 OF SEC. 20 T7NR41E.

15. Basis of Claim: STATUTORY CLAIM

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

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 A22-04046 Amended
Date Received 3-23-89
Receipt Number B 006412

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAR 23 1989

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Clinton H. & Elva Peterson Phone (208) 458-4203
Mailing Address Route 1 Box 97 St. Anthony, Idaho Zip 83445
2. Date of Priority (Only one (1) per claim) May 10, 1946
3. Source of water supply (a) Underground water beneath S $\frac{1}{2}$ Sec. 20 T 7N R 41 EBM
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 7N Range 41 Section 20,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Fremont
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. We used the 8" suction and 8"
discharge pump in the north basement to flume, wash and sort potatoes.
We also use the water for livestock, bathing, drinking, washing mach-
inery and all other uses. The water is pumped up through 14" diameter
wells that are 200' deep, located at five different points on S $\frac{1}{2}$ Sec. 20
T 7N R 41 EBM. Sprinkler pipes are used for irrigation when flooding
water is scarce.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov. 31 amount 3.5 or Seven
For Industrial purposes from Jan. 1 to Dec. 31 amount 8.5 or Five
For Recreation purposes from Jan. 1 to Dec. 31 amount 1.5 or Three
For Domestic purposes from Jan. 1 to Dec. 31 amount .04 or One

7. Total quantity claimed (a) Eight (cfs) and/or (b) Sixteen (acre feet)

8. Total consumptive use claimed is 6205 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Fire insurance, industrial use, recreation use, domestic use,
stock water and all other uses.

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	
7N	41	20									5	8	40	40			40	40	173

Total number of acres irrigated 173

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

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.
Teton River water or None ()

14. Remarks: At least 3,000 acre feet of water has been used on the South $\frac{1}{2}$
of Section 20 every year since 1884. Nearly all of it sank into the
under ground aquifer. We bought the water with the farm and
claim all the water under the S $\frac{1}{2}$ of Sec. 20 T 7N R41 EBM.

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Last Name Peterson Ident No.

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A grid of graph paper with handwritten text and a diagram. The text "Sec 20 T 7N R 41 E 3M" is written in the center. Below it, "Points of Diversion" is written. A diagram shows a path starting from a point labeled "20" and branching into two paths, one labeled "20" and the other "20".

OCT 29 1992

Last Name

Ident No.

Copies: White-State, Yellow-Claimant

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

If applicable provide IDWR Water Right Number 22-4046 CH
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) *Elva Peterson* Date 3-23-89
Elva Peterson Date 3-23-89

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 _____)
County of Fremont) SS.

Subscribed and sworn (or affirmed) before me this 23rd day of March 19 89

SEAL

Notary Public *[Signature]*

Residing at St Anthony Id.

My Commission Expires Oct 3, 1993

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 _____

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OCT 29 1992

Last Name Peterson Ident. Number _____

Copies White-State, Yellow-Claimant

Log for claim 22-04046

Spatial Dynamics LTD

6/29/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07n41e	20	NESW	5	13	Indiscernible
07n41e	20	NWSW	8	10	Indiscernible
07n41e	20	SWSW	40	33	
07n41e	20	SESW	40	35	
07n41e	20	SWSE	40	32	
07n41e	20	SESE	40	29	
Totals:			173	152	

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 Clinton H. Peterson

(Name of Claimant)

Box 97, Route 1, St. Anthony, ID 83445

(Mailing Address)

Telephone No. 458-4203

(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) June 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:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive) (Mo., Day)	
Quantity	<u>3.5 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>April 1</u>	To <u>Nov. 31</u>
Quantity	<u>2.5 cfs</u>	Use <u>industrial</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>1.5 cfs</u>	Use <u>recreation</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>.05 cfs</u>	Use <u>domestic</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>8.0 cfs</u>	Use	Period of Use From	To

- (4) 8.0 cfs TOTAL QUANTITY USED.

(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20 Twp. 7N Rge. 41E B.M., County of Fremont

Additional points of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, T. 7N, R. 41E, B.M.

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. We used pumps with one half mile of portable main line and four one half mile hand move sprinkler lines. Historically flood irrigated using gravity flow open ditches.

- (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.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7N	41E	20									5	8	40	40			40	40	173

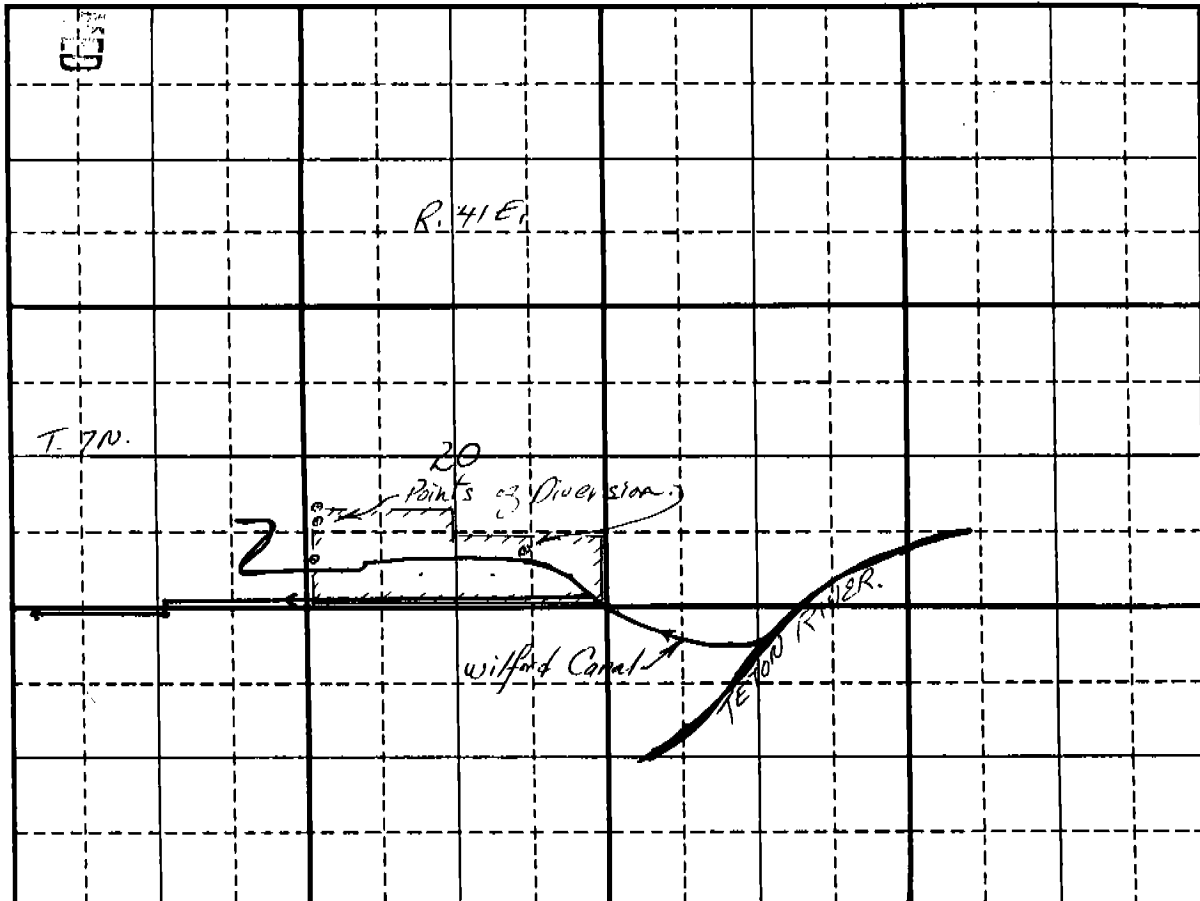
No. of acres 173

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
We used the 8" suction and 8" discharge pump to flume, wash and sort potatoes in the north basement. We also use the water for bathing, drinking, etc.

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

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

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of MADISON) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Clinton H. Peterson
(Claimant)

Sworn to before me this 20 day of JAN, 1981.

Raymond Madison
Notary Public
Residing at Roxburg

My commission expires 2-7-81

FOR DEPARTMENT USE ONLY			
Drafted by <u>EMC</u>	Date <u>1-20-1981</u>	Exception filed by:	Date
Received by <u>EMC</u>	Date <u>1-25-81</u>	Forwarded to	
Prelim. check by <u>HGS</u>	Date <u>1-20-81</u>	claimant by:	
\$20.00 fee received by <u>EMC</u>	Date <u>1-20-81</u>		
Published in <u>Fremont County Chronicle News</u>			
Dates <u>1/5 & 1/12/81</u>			

NOVEMBER 01, 1994

CLINTON H PETERSON
226 N 2500 E
ST ANTHONY ID 83445

RE: CHANGE IN OWNERSHIP FOR 122-04046

Dear Mr.)Peterson:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a typed Notice with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

INFORMATION
NOV 06 1994



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

ELVA PETERSON
C/O C H PETERSON
RT 1 BOX 97
ST ANTHONY ID 83445

MAILING DATE: OCT. 4, 1994

RESPONSE DATE: OCT 24, 1994

RE: NOTICE OF CLAIM NO[S]: A22-04106

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim number(s) referenced above. IDWR records currently show the following name and address for the owner of the claim(s) listed:

DYLE & ILA PETERSON
RT 1 BOX 167
ST ANTHONY ID 83445

If, however, the persons(s) at the top of this letter own(s) the property and the water rights on the property, please complete the enclosed Change in Ownership/Address form, as appropriate, to correct our records. A copy of this letter has been mailed without the form to the apparent former owner shown in the middle of this letter.

Your response must be received in this office by the **Response Date** indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown in the middle of this letter. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129 or the nearest IDWR Regional office.

Sincerely,

ADJUDICATION SECTION

dms:state:region
Enclosure: Change of Ownership/Address Form

MICROFILMED

NOV 06 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township South 1/2 of South 1/2 of Section 20

Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR:

A 22-04046 and 22406-71989 **RECEIVED**
OCT 21 1994

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

Joe Peterson Route 1 Department of Water Resources
St Anthony, Idaho 83445 Eastern District Office

☐ ~~Owner/Claimant~~
(Purchaser):

Clinton H Peterson & Shira Peterson
Purchased in 1967 add

☐ New Mailing Address:

226 N-2500 East **RECEIVED**
St Anthony, Idaho 83445
OCT 31 1994

☐ New Telephone Number:

() 455-4203

Department of Water Resources
Eastern District Office

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ~~no~~
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of ~~Owner/Claimant(s)~~

Clinton H Peterson
Shira Peterson

Date Oct 18-94

Date Oct 18-94

☐ Signature of Former
Owner/Claimant(s):

Joe Peterson
Joe Peterson

Date 10-8-94

Date 10-8-94

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

DEPARTMENT OF WATER RESOURCES
EASTERN REGION MICROFILMED
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402-1718

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Recorded in Book A Page 141 - Blackfoot Idaho 11

WATER LOCATION RECORD.

We have 10 shares through the Wilford Canal Co. And 10 shares full River

WATER LOCATION

-OF-

Wilford Irrigating Canal Comp'y.

Geton River.

Rebwing Nov 8th 1884

3

We The Wilford Irrigating Canal Company do hereby give Notice That we claim Fourteen thousand Cubic inches of water Measured under a four inch pressure And taken from The Geton River 120 Rods West And 20 Rods South of South East Corner of Sec. 21 in Township 7 North of Range 41 East. The Same to be Conveyed Through a Canal 20 feet wide And 5 feet deep, And extending in a North westerly direction to The North Fork of Snake River to end of Canal. And The water to be distributed to place of use Through lateral ditches, And we also reserve The right to take water from The Geton River Through The Black And Heminger Sec. ditch And The Witer And Judy ditch And Other ditches That will be deemed Necessary to be taken from The Geton River for The proper distribution of water for either of The following uses Ag. Cult. Agricultural, Mechanical, Mining or Milling Purposes

Recorded December 3, AD 1884

Wm B. Shew. Co. Recorder

Wm H. Evans, Deputy

3

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME PETERSON CLAIM NO. A22-04046DATE RECEIVED 3/23/89 CK # _____ AMOUNT \$ _____1. Is the name and address complete with zip code? YES ☒ NO ☐2. Is a priority date entered? YES ☒ NO ☐

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered? YES ☒ NO ☐(b) Is a tributary to entered? (if required) N/A ☒4. Is the legal description of the p.d. sufficient? YES ☒ NO ☐5. Is there a description of the diverting works? YES ☒ NO ☐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. YES ☒ NO ☐Is the period of use included? YES ☒ NO ☐Is a quantity claimed for each use? YES ☒ NO ☐7. Is a total quantity claimed entered? YES ☒ NO ☐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. YES ☒ NO ☐10. Is (are) the place(s) of use entered? YES ☒ NO ☐11. Is (are) the county(ies) entered? YES ☒ NO ☐12. Is the ownership of p.u. checked? YES ☒ NO ☐13. Are other water rights listed or "none" indicated? YES ☒ NO ☐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.) YES ☒ NO ☐15. Is the basis of the claim checked? YES ☒ NO ☐16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) YES ☒ NO ☐Has the claim been signed, sealed, and dated by a notary? YES ☒ NO ☐Was this claim filed on time, or was an extension granted? YES ☒ NO ☐Is the fee enclosed correct? Exempt ☒If this claim is based on an existing water right, has the identification number been entered? YES ☒ NO ☐Should this claim be receipted and data entered? YES ☒ NO ☐Claim checked by: TOComments: ③ "GROUNDWATER" ④ NEED 1/4'1/4'S FOR P/D'S. ⑥ CODE CESONLY. NEED MAP. A PORTION OF THE CLAIM FEE PAIDIN RECEIPT E005949 (NOTE: WRONG BASIN CODED ON RECEIPT E005949)

"E006412"

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OCT 29 1992



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

March 16, 1989

Clinton H. Peterson
Rt. 1, Box 97
St. Anthony, ID 83445

RE: Notice of CLaim Number A22-04046

Dear Mr. Peterson:

On March 2, 1989, you visited this office for assistance in filing two Notices of Claims A22-04046 and A22-04047 in the Snake River Basin Adjudication (SRBA).

At that time, you paid \$210.00 which covered the filing fee for Notice A22-04047. However, no payment was made toward Notice A22-04046. I feel it is important that you realize a Notice of Claim can only be recognized as having been received if the filing fee has been paid or a waiver of payment has been obtained from the District Court in Twin Falls.

Also, another item needing your attention is the type of use specified on Notice of Claim A22-04046. This claim was filed on a form intended strictly for stockwater and domestic uses. However, the beneficial use you specified indicates "all" uses. Although it would certainly be to your benefit to be more specific in designating the type of beneficial use, the form used automatically restricts you to just domestic and stockwater purposes. Since you may wish to claim more than just domestic and stockwater uses, I have enclosed a blank claim form which can be used for filing a notice on uses in addition to domestic and stockwater.

Also enclosed is a copy of Notice of Claim A22-04046.

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Clinton H. Peterson
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If you wish assistance in completing another notice, you can either make an appointment to have one of the staff at this office assist you, or you can hire council to prepare the notice in your behalf. To avoid being assessed a penalty fee, the notice, along with a copy of this letter, needs to be submitted with the filing fee no later than April 14, 1989.

Respectfully submitted,

Ernest Carlsen

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

*Original claim A22-04046 returned
to claimant with this correspondence.*

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ACTION REQUIRED

● 3-2-89

FROM: H. W. JONES

TO: A 22-04046

Applicant was informed that claim form was incorrect for
"all" uses and needed changes on a total new long form
to reflect irrigation, Industrial, recreation & domestic as his
243 claim stated. Applicant refused to change the format
& stated "this is my claim - just file it."

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It would do no good to try to request corrections. I
suggest just holding claim in file till review stage.

HWJ

03/02/89
16:45:00

PETERSON EQUIPMENT

ADJUDICATION FEE

0410162 9337 6490

\$25.00

\$25.00

CHECK 1299

WR/NO: A22-04046

Idaho Department of Water Resources

Region: EASTERN

Signature:

Ernest H. Carlson

Aug 21, 1989

Number changed from A22-04046.

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