

09/08/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 24-4078

NAME AND ADDRESS: RAYMOND S PETERSEN & SONS INC
PO BOX 294
COKEVILLE WY 83114

SOURCE: POLE CANYON CREEK

TRIBUTARY: SAGE CREEK

QUANTITY: 5.470 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/22/1915

POINT OF DIVERSION: T09S R46E S5 NENENW Lot 3 Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 09/30	5.470 CFS
STOCKWATER	05/01 11/15	0.280 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T08S R46E S32	SWNE	1.40	T08S R46E S32	SENE	0.40
T08S R46E S32	NESE	17.00	T08S R46E S32	NWSE	29.00
T08S R46E S32	SWSE	33.00	T08S R46E S32	SESE	27.00
T09S R46E S05 Lot 1	NENE	33.00	T09S R46E S05 Lot 2	NWNE	35.00
T09S R46E S05	SWNE	15.00	T09S R46E S05	SENE	39.00
T09S R46E S05 Lot 3	NENW	1.10	T09S R46E S05	NESE	36.00
T09S R46E S05	NWSE	3.00	T09S R46E S05	SESE	3.90

STOCKWATER same as IRRIGATION

273.8 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 1000 range cattle.



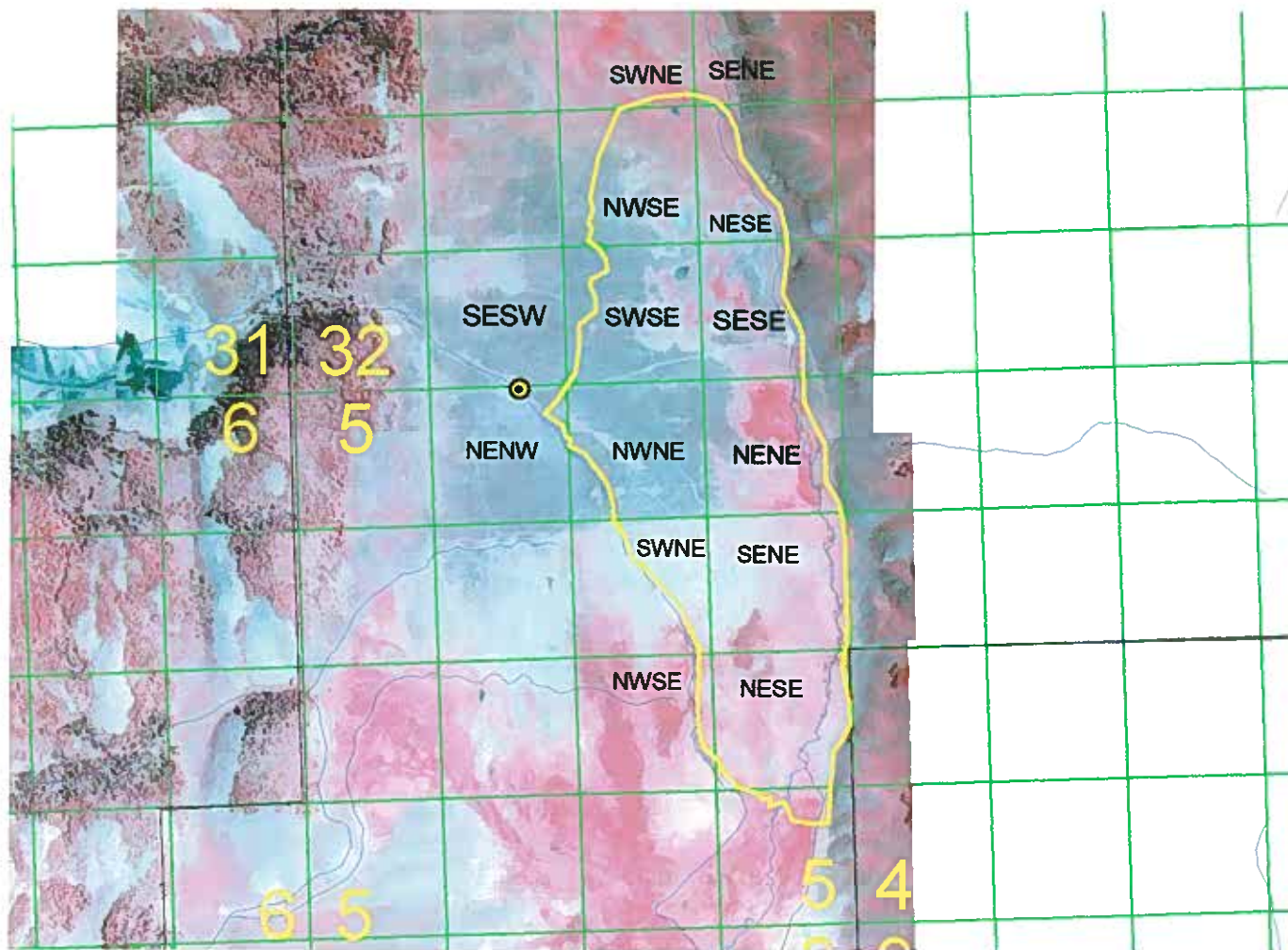
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 24-4078



600 0 600 1200 Feet

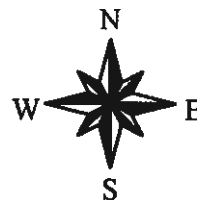


LEGEND

- Point of Diversion
- Place of Use
- Townships
- Sections
- Quarter-Quarters

Place of Use: T8S, R46E:
(part of) Sec. 32, SENE, NESE,
NWSE, SWSE, SESE, SWNE
T9S, R46E,
(part of) Sec. 5, NENE, NWNE,
SWNE, SENE, NENW, NESE,
NWSE, SESE.

Point(s) of Diversion: T9S, R46E:
Sec. 5, NENW.



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: December 2005

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 24-4078
Date Received: 2/22/1996
Receipt No: E021928
Received By:

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

1. Name of Claimant(s)

RAYMOND S PETERSEN & SONS INC Phone: (307)279-3439
PO BOX 294
COKEVILLE WY USA 83114

2. Date of Priority: 06/22/1915

3. Source: POLE CANYON CREEK Trib. to: SAGE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	46E	5	NE NW	CARIBOU	

5. Description of diverting works:

ROCK AND PLASTIC DAMS IN CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	09/30	5.47	
STOCKWATER	05/01	11/15	0.28	

7. Total Quantity Appropriated is:
5.47 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
08S	46E	32	SE	NE		IRRIGATION	0.4
			NE	SE		IRRIGATION	17
			NW	SE		IRRIGATION	28.8
			SW	SE		IRRIGATION	32.9
			SE	SE		IRRIGATION	26.7
			SW	NE		IRRIGATION	1.4
			Section Acres				
09S	46E	5	NE	NE		IRRIGATION	33.2
			NW	NE		IRRIGATION	35
			SW	NE		IRRIGATION	15
			SE	NE		IRRIGATION	39.2
			NE	NW		IRRIGATION	1.1
			NE	SE		IRRIGATION	36.1
			NW	SE		IRRIGATION	3
			SE	SE		IRRIGATION	4
Section Acres						166.6	
Total Acres						273.8	

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:

CHG OF ADDRESS PER CLAIMANT LETTER DONE 1/23/98 DMS

15. Basis of Claim: Statutory Claim

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 24-4078
Date Received: 2/22/1996
Receipt No: E021928
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RAYMOND S PETERSEN & SONS INC Phone: ³⁰⁷~~(208)~~ 279-3439

PO BOX 294
COKEVILLE WY USA 83114

2. Date of Priority: ~~05/01/1936~~ 6/22/1915

3. Source: POLE CANYON CREEK Trib. to: SAGE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	46E	5	NE NW	CARIBOU	

5. Description of diverting works:

ROCK AND PLASTIC DAMS IN CREEK

6. Water is used for the following purposes:

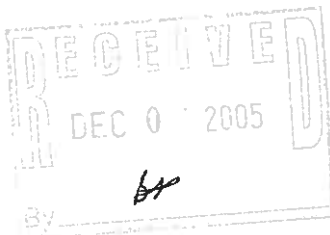
Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	5/01	9/30	~~6.48~~ 5.47	
STOCKWATER	5/01	11/15	2 0.28	

7. Total Quantity Appropriated is:

~~8.48 C.F.S.~~ 5.47 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	
08S	46E	32	SW	NE	IRRIGATION	~~20~~	<u>1.4</u>
			SE	NE	IRRIGATION	~~2~~	<u>0.4</u>
			~~SE~~	~~NW~~	~~IRRIGATION~~	~~10~~	
			~~NE~~	~~SW~~	~~IRRIGATION~~	~~20~~	
			~~SE~~	~~SW~~	~~IRRIGATION~~	~~5~~	
			NE	SE	IRRIGATION	~~10~~	<u>17.0</u>
			SW	SE	IRRIGATION	~~40~~	<u>32.9</u>
			SE	SE	IRRIGATION	~~20~~	<u>26.7</u>
			NW	SE	IRRIGATION	~~40~~	<u>28.8</u>
09S	46E	5	NE	NE	IRRIGATION	~~30~~	<u>33.2</u>
			NW	NE	IRRIGATION	~~35~~	
			SW	NE	IRRIGATION	~~20~~	<u>15.0</u>
			SE	NE	IRRIGATION	~~35~~	<u>39.2</u>
			NE	NW	IRRIGATION	~~2~~	<u>1.1</u>
			NE	SE	IRRIGATION	~~30~~	<u>36.1</u>
			NW	SE	IRRIGATION	~~5~~	<u>3.0</u>
			SE	SE	IRRIGATION	~~4.0~~	<u>4.0</u>
					Section Acres	~~157~~	<u>166.6</u>
					Total Acres	~~324~~	<u>273.8</u>

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:

CHG OF ADDRESS PER CLAIMANT LETTER DONE 1/23/98 DMS

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 5

For Organizations:

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

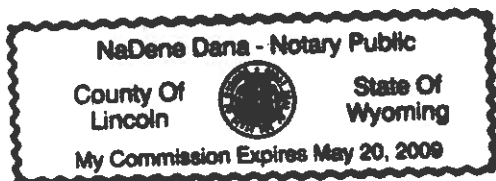
Richard Peterson
Signature of Authorized Agent

R S Peterson & sons
Title and Organization

12-5-05
Date

State of Wyoming)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of December 2005



NaDene Dana

Notary Public

Residing at Cokeville, Wyoming

My commission Expires May 20, 2009

SCANNED

AUG 8 2001

374

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: A24-04078

Date Received: 2/15/1996

Receipt No: 0021923

Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAYMOND S PETERSEN & SONS INC 307-279-3439
Address: PO BOX 294
COKEVILLE WY 83114

2. Date of Priority: MAY 1, 1936

3. Source: POLE CANYON Trib. to: SAGE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	46E	5		NE	NW		CARIBOU

5. Description of diverting works:
ROCK AND PLASTIC DAMS IN CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	09/30	6.480		
STOCKWATER	05/01	11/15	2.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 1300 HEAD RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	46E	32	SW	NE		IRR	20.0
			SE	NE		IRR	2.0
			SE	NW		IRR	10.0

MICROFILMED

A2404078

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	46E	32	NE		SW		IRR	20.0
			SE		SW		IRR	5.0
			NE		SE		IRR	10.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	20.0

Section Acres 167.0

09S	46E	5	NE		NE		IRR	30.0
			NW		NE		IRR	35.0
			SW		NE		IRR	20.0
			SE		NE		IRR	35.0
			NE		NW		IRR	2.0
			NE		SE		IRR	30.0
			NW		SE		IRR	5.0

Section Acres 157.0

Total Acres 324.0

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:

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: 1

MICROFILMED
NOV 07 1996

For Organizations:

I do solemnly swear or affirm that I am President of
Title
Raymond S. Petersen & Sons, Inc., that I have signed the foregoing
Organization
document in the space below as President of
Title
Raymond S. Petersen & Sons, Inc. and that the statements contained in the
Organization
foregoing document are true and correct.

Richard S. Petersen
Signature of Authorized Agent
President
Raymond S. Petersen & Sons, Inc.
Title and Organization

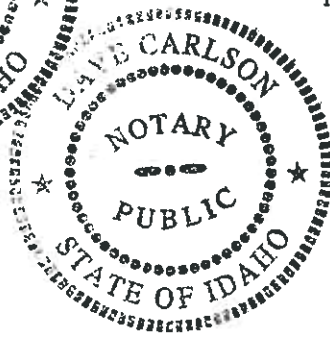
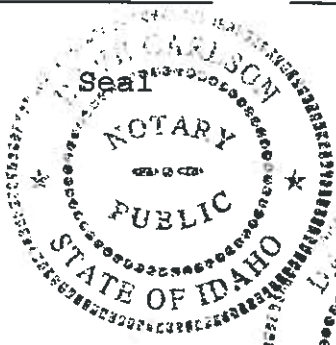
15 Feb. 1996

Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of Feb 19 96

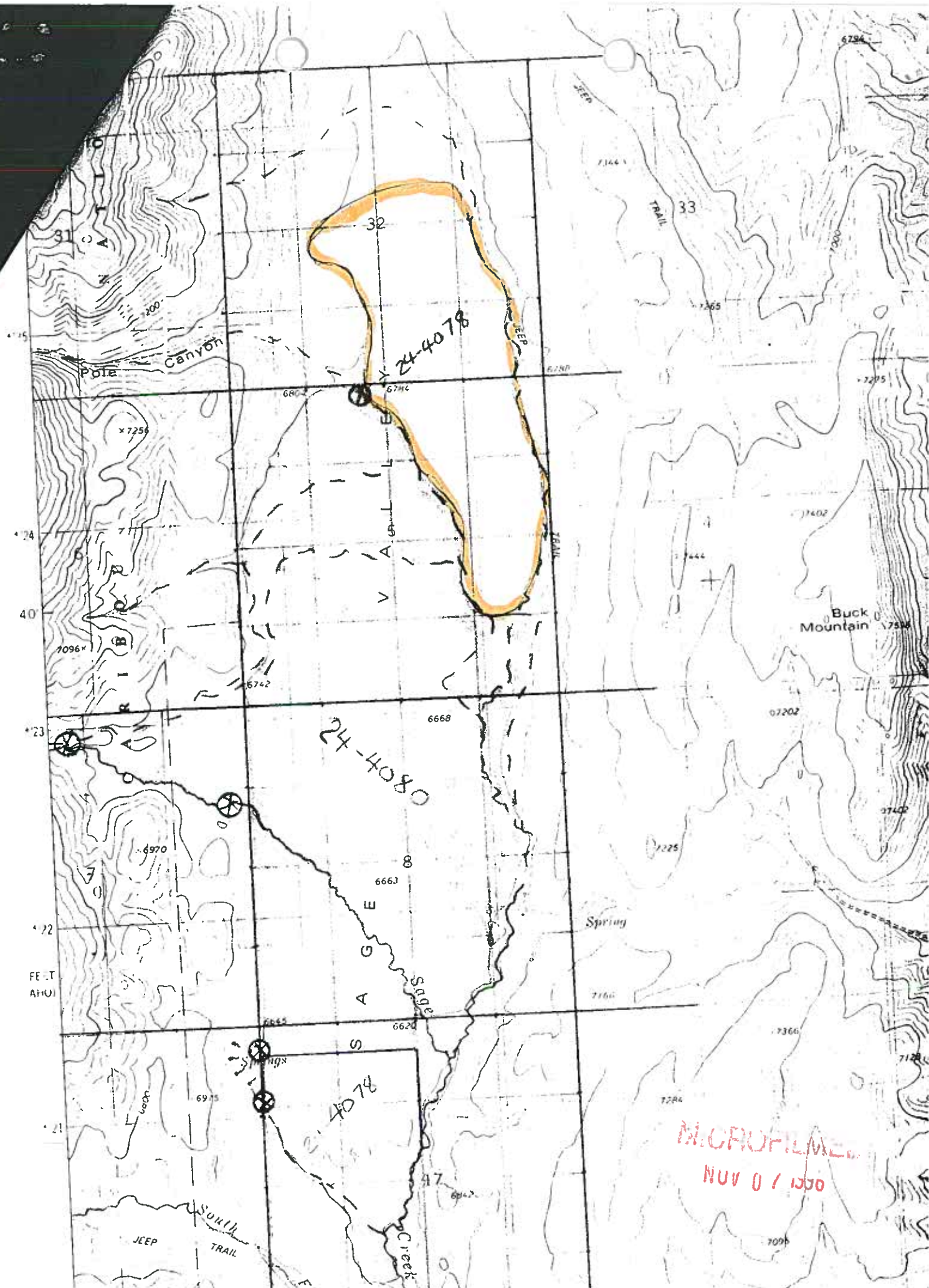
Dore Coz
Notary Public



Residing at Rigby, Id

My Commission Expires 7/26/96 2002

MICROFILMED
NOV 01 1996



Notes

- 11-21-05 called for an appointment. 11/22/05 9am.
Richard D. Petersen, president.
Robert N. Petersen Sec. / +treas. / V-pres.
11-23-05 Letter from Claimant re appointment. B.P.
11-30-05 to " re amend claim. B.P.
12-7-05 Received Amended claim. B.P.
1-17-06 Petersen called re Jade Anderson's
request. J.A. is a Wy. Commissioner.
I told him we had all we needed but
if we needed more, we would contact
them. B.P.
9/26/06 1pm Meeting with Richard Petersen.
1:46pm faxed NOE reply to Katy
Jackson CB
Claimants agree with recommendation.

Notes

10-21-04 Assessment Ops;

Raymond S. Peterson & Sons

Box 194

Cokeville, Wyo 83114

10-28-04 Letter to claimant re address change & evidence of priority. BPT

11-8-04 Raymond Peterson called about what kind of evidence is needed. He was going to the courthouse and look for documents. CB

11-16-04 Raymond Peterson came by w/ some docs. BP

Raymond thinks the docs will prove an earlier date, about 1900. Wants the priority date changed if possible. BPT

5-25-05 Put a copy of the plat, topo + ortho maps in the file. AB

11 July 05 307-279-3439 7:40 PM Raymond talked BAC to Richard Peterson. Raymond will be home Friday night & Saturday AM. Raymond 279-3430 is Raymond.

23 July 05 307-279-3430 msg left on machine 1:10 P

3 Aug 05 Mr. Peterson called. Appointment Aug 12 8:30 AM.

12 Aug 05 Field exam w/ Mr. Peterson BAC

11-3-05 Timelines prepared. BAC

11-3-05 Letter to claimant re further evidence. BPT

15 West Center Street
Soda Springs, Idaho 83276
(208) 547-3993
(208) 547-3999 fax

Idaho Department of
Water Resources

Fax

To: Katy Jackson From: Cindy Bird
Fax: 525-7177 Pages: 6
Phone: 525-7161 Date: 9/26/06
Re: NOF Replies CC:
☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

Raymond Petersen + Son's

NOE replies,

Thanks,

Cindy

RECEIVED

1:46pm CB

12/07/2005

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 24-4078

RAYMOND S PETERSEN & SONS INC
PO BOX 294
COKEVILLE WY 83114
Telephone Number: (307)279-3439

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation; no changes need to be made.

DATE: 9-26-06 SIGNATURE: *Richard Petersen*
Please print your name: Richard Petersen

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

FAXED
1:46pm
9/26/06 CB



Contacts Data Entry Form

307-279-3439
307-279-3414

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____
Current Owner _____ PO Box 294, Cokeville, WY 83114
Name connector: and _____ or _____ and/or _____
Current Owner _____
Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: Raymond Peterson Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: 8-12-05 Time: _____

Directions to Property (if different from above) and/or update owner information:

field exam done with Bryce Contoni,Reviewer: CBDate: 11/20/05

Contacts Data Entry Form

Priority Date Data Entry Form

Claim Number: A24-4078

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 6/22/1915 Recommended Basis: B-U☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Please see field amendment form requesting that priority
date of claim be amended to correspond to data in
claim file Chae 31 Aug 05

land patents, forested plat

Reviewer: CBDate: 11/28/05

Priority Date Data Entry Form

Point of Diversion and Source Data Entry Form

Claim Number: A24-4048

Water Right Point of Diversion: T____ R____ Sec.____,____,____ County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T____ R____ Sec.____,____,____ County:_____

Source:_____ Tributary:_____

Recommended Point of Diversion: T____ R____ Sec.____,____,____ County:_____

Source:_____ Tributary:_____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
9S	46E	5		NENE NW	Caribou	Pole Canyon
GPS Coordinates: <u>2737263 E</u>				<u>1279088 N IDTM 83</u>		
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

GPS, field inspection

Transfers Changing POD _____

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Purpose of Use Data Entry Form

Claim Number: A24-4078☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

Stockwater use observed at time of field exam. Ditches and aerial photo suggest irrigation practice but Mr. Petersen was not irrigating from this source on the exam date. See Mr. Petersen's letter regarding reduction in supply due to mine tailings. Mine started about 1985 so full irrigation would have been in

Transfers Changing Purpose of Use _____

Reviewer: _____

Date: _____

place as of 1987. I propose recommending based on 1987 practice to allow Mr. Petersen to attempt to continue in by transferring POD to one of the sublot monitoring wells per description in the letter. BAC

Purpose of Use Data Entry Form

Place Of Use Data Entry Form

Claim Number: A24-4078☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

Please see attached list of pon by QA. West boundary is from GPS points taken along ditch, the rest of pond is based on aerial photos and topo map. CAC

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: A24-4078☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

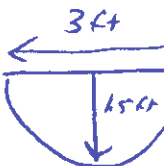
From topo map, slope of creek ≈ 0.033 . From photo # 1
 I visually estimate pre-mine bankfull flow condition
 as sketched at right. Manning's estimate of
 original flow $Q = 1.486 A R^{2/3} S^{1/2}$ Use $n = 0.030$

$$Q = \frac{(1.486)}{0.030} (3.5) (0.75)^{2/3} (0.033)^{1/2} = 26 \text{ ft}^3/\text{s}$$

Reviewer: _____

This is more than adequate to
 support 0.03 cfs/acre for
 wild flood practice. *Sac*

Date: _____



$$W_P = \frac{(2)(\pi)}{2} \approx 4.7 \text{ ft}$$

$$A = \frac{\pi r^2}{2}$$

$$\frac{A}{W_P} = R = 0.7$$



Claim No.: _____

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

[illegible]

Field amendment (1 pg), Ownership (1 pg), letter (1 pg), photos (1 pg), poll list (1 pg), GPS waypoints (1 pg) Bae

Claim No.: _____ Reviewer _____ Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

30 November 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

COPY

Raymond S. Petersen & Sons, Inc.
P. O. Box 294
Cokeville, WY 83114

Re: Snake River Basin Adjudication (SRBA)
Claims 24-4078, 24-10690, 24-10691, 24-10692, 24-10693

Subject: AMEND AND SPLITTING CLAIMS

Response Date: 16 December 2005

Dear Claimant (s):

Per our meeting, enclosed are the amended claim and four other claims that represent the splits from Claims 24-4080 and 24-4081. Please sign these document before a notary public and return them by the above response date.

Respectfully,

Cindy E. Bird

CEB/bjp

Enclosure:

Notice of Claims To A Water Rights:

24-4078

24-10690

24-10691

24-10692

24-10693

Field Amendment Form

A24-04078, A24-04080, A24-04081.

I request that these claims be amended to earlier priority dates corresponding to the documentation in the claims files.

Raymond D. Petersen 8/12/05

Vice President, Secretary
Treasurer of

Raymond D Petersen & Sons, Inc

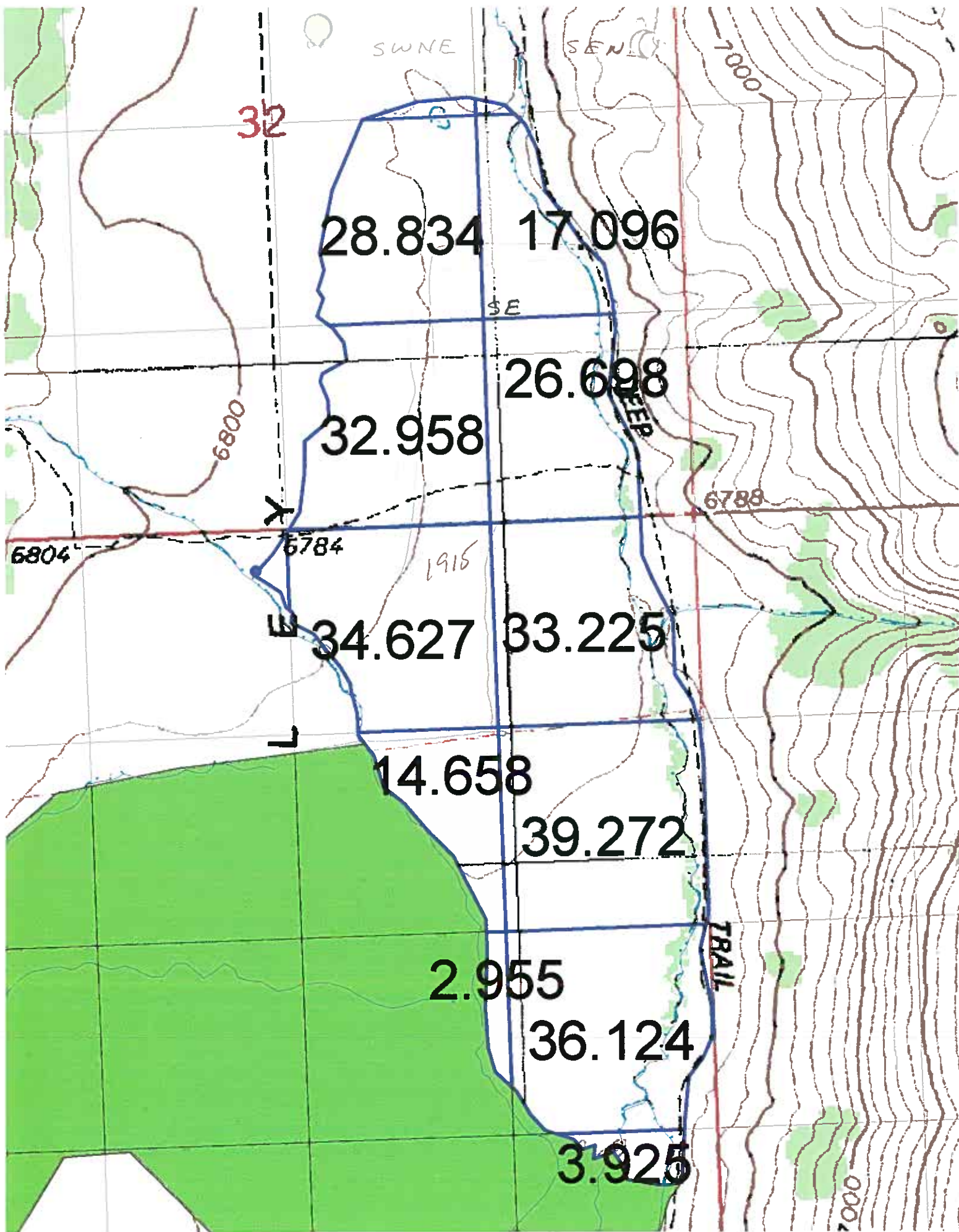


Bryce A. Contor

Notary Public residing
at Tona, ID

Commission expires 10/14/2005

Signed at ranch, Caribou
County, 12 Aug 2005



24-4078.

Trsqq	Acres
-------	-------

09S46E5NWNE	34.627
09S46E5SWNE	14.658
09S46E5SENE	39.272
09S46E5NENE	33.225
09S46E5NWSE	2.955
09S46E5NENW	1.071
09S46E5NESE	36.124
09S46E5SESE	3.925
08S46E32SWSE	32.958
08S46E32SENE	0.414
08S46E32SWNE	1.402
08S46E32NESE	17.096
08S46E32NWSE	28.834
08S46E32SESE	26.698

24-4078.

11/28/05

5.47 cfs.

273.8

STANDARD EVIDENCE OF THE AUTHORITY OF THE
United States. IN TESTIMONY WHEREOF, I, Woodrow Wilson, President of the United States
of America, have caused these Letters to be made Patent, and the seal of the General
Land Office to be hereunto affixed. Given under my hand, at the City of Washington,
the twenty first day of November in the year of our Lord one thousand nine hundred and
sixteen, and of the Independence of the United States the one hundred and forty first.
(SEAL) BY THE PRESIDENT: Woodrow Wilson, By M. J. Le Roy, Secretary.

Recorded: Patent Number 555555

L. A. C. Lamar, Recorder of the General Land Office

Filed for record at 10:03 o'clock A.M., September 15, A.D., 1917, and recorded
at the request of Hiram M. Lau, C.W. Romero, Recorder, By Harry J. Fox, Deputy, Dec 21, 1917

Transcribed from Blamock County Records, Patent Record No. 3, Page 261.
Instrument No. 58203.

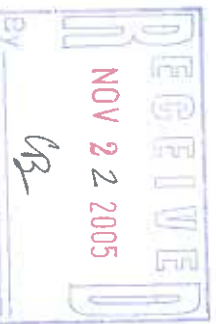
4-1003

Blackfoot 09810

THE UNITED STATES OF AMERICA.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, A Certificate of the Register of the Land Office at Blackfoot, Idaho,
has been deposited in the General Land Office, whereby it appears that, pursuant to the
Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public
Domain", and the Acts supplemental thereto, the claim of Gilbert M. Turner has been
established and duly consummated, in conformity to law, for the north half of the
southeast quarter and the southwest quarter of the southeast quarter of section thirty
two in Township eight South and the lot two of section five in Township nine South of
Range forty six East of the Boise Meridian, Idaho, containing one hundred sixty acres,
according to the Official Plat of the survey of the said land, returned to the General
Land Office by the Surveyor General: NOW, KNOW YE, That there is a...



PATENT RECORD No. 1

REDACTED PRINTING & PUBLISHING CO., IDAHO, SALT LAKE

AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant, and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes; and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of Courts. And there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States. IN TESTIMONY WHEREOF, I, Woodrow Wilson, President of the United States of America, have caused these Letters to be made Patent, and the seal of the General Land Office to be hereunto affixed. Given under my hand, at the City of Washington, the fourth day of October in the year of our Lord one thousand nine hundred and fifteen, and of the Independence of the United States the one hundred and fortieth.

(SEAL) BY THE PRESIDENT: Woodrow Wilson, By M. F. Le Roy, Secretary.

Recorded: Patent Number 492648. J. Q. C. Lamar, Recorder of the General Land Office.

Filed for record at 10:12 o'clock A.M., October 27, A.D., 1917, and recorded at the request of Hansen Live Stock and Breeding Co. C.W. Pomeroy, Recorder, By Lillian Sponberg, Deputy. Fee \$1.00.

Transcribed from Bannock County Records, Patent Record No. 9, Page 269.

Instrument No. 58222.

4-1003.

THE UNITED STATES OF AMERICA.

Received U.S. Land Office Blackfoot, Idaho.

Date June 8, 1917 Hour 9 A.M.

Blackfoot 012480

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, A Certificate of the Register of the Land Office at Blackfoot, Idaho,

has been furnished in the manner and form of the said Certificate, and the same is hereby

10-4-1915

**SNAKE RIVER BASIN ADJUSTICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Claim Number(s):

A24-4078, 24-4080, 24-4081

Previous Mailing Address:

P.O. Box 194.
Cokeville, WY. 83114.

New Mailing Address:

P.O. Box 294
Cokeville, WY. 83114.

Telephone Number:

(307) 279-3414. (Robert Petersen)
(307) 279-3439.

Signature of Claimant(s):



← Sign Here

Please return this completed form to the address indicated below:

☐ Adjudication Bureau
Idaho Dept. of Water Resources
P. O. Box 83720
Boise, ID 83720-0098
Ph. 208/287-4800 or
FAX 208/287-6700

☐ Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

☐ Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

☐ Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste A.
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

☐ Adjudication Bureau
Idaho Dept. of Water Resources
15 West Center Street
Soda Springs, ID 83276
Ph. 208/547-3993 or
FAX 208/547-3939

19 November 2005

Cindy E. Bird
Idaho Dept of Water Resources
15 West Center Street
Soda Springs, ID 8 3276



Re: A24-04078 Irrigation and Stock Claim
A24-04079 Domestic (for house) Claim
A24-04080 Irrigation Claim
A24-04081 Irrigation Claim

Dear Ms. Bird,

We are in receipt of your November 3 letters, giving us a response deadline of November 23, 2005.

We will be calling for an appointment to understand exactly what we need to do or can provide.

In the meantime we respectfully request an extension of the deadline to allow us to determine and research what you need.

We have irrigated the claimed lands (and used domestic and stock water) since acquiring the property in the early sixties, diverting from these sources into the ditches and pipeline (from a spring to an outside faucet) that existed when we bought the place. The previous owners established the ditches and used these water sources as well.

Respectfully,

Richard Petersen
President of Raymond S. Petersen & Sons, Inc.

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

[] Water Right Number(s): A24-04078, A24-04080,
A24-04081

[] Name(s): Raymond Petersen & Sons

[] Old Mailing Address: PO Box 294
Cokeville

[] New Mailing Address: PO Box 194
Cokeville WY 83114

Telephone Number: (307) 279 - 3430
307 279 - 3414 (Robert Petersen)

[] Signature(s) of Owner(s) R.S. Petersen & Sons, Inc. by Raymond M. Petersen
Sec.

(Include your title if on behalf of company or organization)

Date: 8/12/05



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

3 November 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Raymond S. Petersen & Sons, Inc.
P. O. box 194
Cokeville, WY 83114

Re: Snake River Basin Adjudication (SRBA)
Claim 24-4078

Subject: EVIDENCE OF PRIORITY CLARIFICATION

Response Date: 23 NOVEMBER 2005

COPY

Dear Claimant (s):

We are in receipt, and have reviewed, the documentation you furnished last November. However, this documentation does not completely satisfy the required needs for IDWR to make a recommendation to the SRBA Court.

The Notice indicates the claim is based on statutory 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.** Many land patents were submitted. The land patents may mention that with the land there is also given a "vested and accrued water rights for mining, agricultural, manufacturing or other purposes". However, this does not establish that the water was put to use, it only authorizes how it can be utilized.

Furthermore, the land patents themselves, do not fully satisfy the evidence of priority requirements. The patents that were submitted only cover a portion of the claimed place of use. I have highlighted in yellow on the enclosed Notice of Claim to a Water Right indicating which quarter-quarters are mentioned in the submitted land patents. We need documentation that show a clear chain of ownership **from the claimed priority date.**

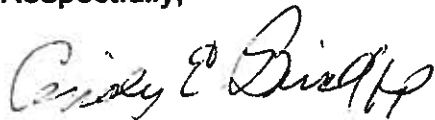
It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the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

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
**The Department cannot recommend the court decree the Notice if no
evidence of a priority date is submitted.**
.....

Please submit the documentation supporting the priority date by the above noted response date referencing **all documents with the corresponding Notice number.** If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,



Cindy E. Bird

CEB/bjp

Enclosure:

Notice of Claim to a Water Right 24-4078

TIMELINE
24-4078

- 2/5/1904 U.S. Certificate sale of public land to William and Elizabeth Wilson
T9S, R46E, Sec. 5, SWNE, **W1/2SE**, SWNW, SENW, 320 ac
Recorded in Caribou County *> 24-40*
- 4/10/1906 U.S. Certificate #1230 to Isaac R. Wilson
T9S, R46E, Sec. 8, W1/2, 320 acres
Recorded #6643 *24-4080.*
- 10/4/1915 U.S. Patent #4-1003 to Gilbert M. Turner
T8S, R____, Sec. 3____, N1/2____E, SWSW
T9S, R46E, Sec. 5, L-2, 160 acres
Recorded Page 252, Instrument #58209
- 10/5/1915 U.S. #4-1003 to Anton J. Johanson
T9S, R46E, Sec. 5, SESE
T9S, R46E, Sec. 8, E1/2NE, NESE, 160 acres
Recorded Instrument #58308 *> 24-4080.*
- 5/29/1922 U.S. Homestead to Gilbert M. Turner
T8S, R46E, Sec. 33, SW, 160 acres
Recorded Instrument #10099 *> legal not claimed*
- 2/16/1927 U.S. Homestead to James Tillman Gamble, minor child of James T. Gamble
T9S, R46E, Sec. 5, L3, L4, SWNW, 120.68 acres
(NOTE: L-3 is **NE**W and 40 ac; L-4 is NWNW and 40 ac)
Recorded Instrument #10102
- 12/15/1932 U.S. Homestead to Hugh C. Bagley
T8S, R46E, Sec. 35, L-1,2,3, W1/2SW, SWNW
T8S, R46E, Sec. 34, SENE, NESE
T8S, R46E, Sec. 39, E1/2SE
T8S, R46E, Sec. 32, **E1/2NE**
T8S, R46#, Sec. 33, W1/2NW, 630.29 acres
Recorded Instrument #????73
- 12/28/1933 U. S. Homestead to Lavonne Erickson
T9S, R46E, Sec. 4, L-1,2,3,4, S1/2N1/2, 320 acres
Recorded Instrument #13396
- 10/25/1938 U.S. Patent to Alfred Hopkins
T9S, R46E, Sec. 18, E1/2NE, E1/2SE

T9S, R46E, Sec. 19, E1/2NE
T9S, R46E, Sec. 20, N1/2NW, W1/2NE, 420 acres
Recorded Instrument #23583, page 216

Undated

Special Use Application and Report to USDA Forest Service

To: Bryce A. Contor
From: R. S. Peterson & Sons.

Received 30 Aug 05
BAC

Re: Pole Canyon water

Dear Sir

The water use from Pole Canyon was well used for irrigation and as the priority use shows it covered a lot of area but when J. R. Simplot Mining Co. started the Smoky Canyon phosphate Mine, they filled Pole Canyon with overburden and reduced the flow to about $\frac{1}{3}$ of the flow we had before they started.

When they first started filling the canyon I went to the mine manager (Bob Black) and told him the problem and he stated that if they took our water, they would drill a well to replace the water. The only problem with that is we ~~never~~ never put in writing and every time I would talk to him, his answer was we are in a drought.

They have drilled two (2) wells that could be used for irrigation but as yet they haven't released them because the salinization problem.

I hope this will explain why we haven't ~~covered~~ covered the area that we use to. ^{of Thompson} D. 1

R. S. Peterson & Sons

Box 194

Cokeville, Wyo 83114

Bryce A. Contor

P.O. Box 94

Iona, ID. 83427



A24-4078

Looking upstream at Pole
Creek just above P.O.
P.O. is simply where the
ditch intercepts the stream.
The stick is 5 feet long.

Bac

Taken at Waypoint 3,
please see attached list



Looking west into pole
Canyon. The smooth
hillside without trees in
the center is the
berm of mine tailings
referred to by Petersen
in his letter of Aug 2005.

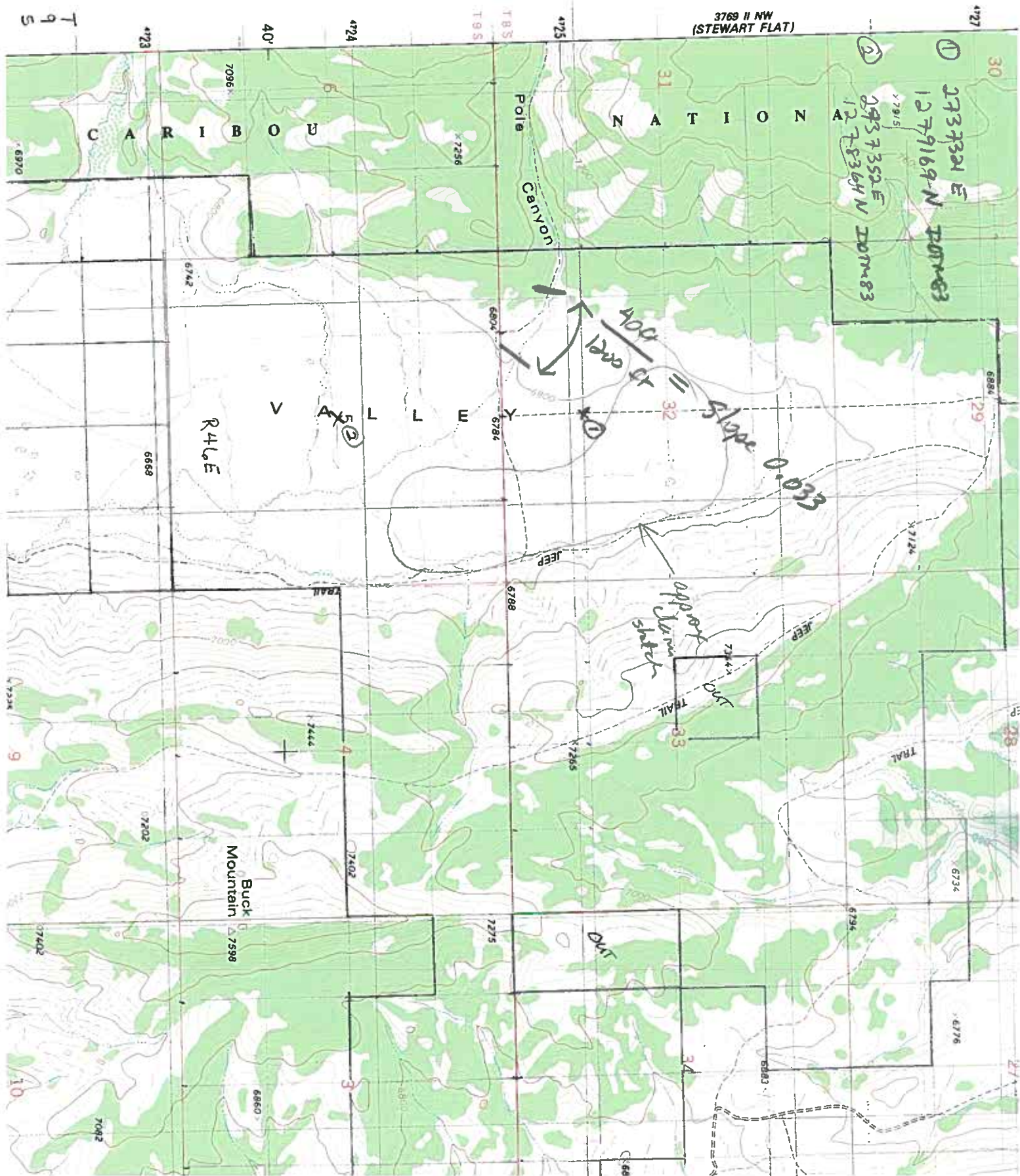
Bac



A24-04078 POU by QQ				
T,R	S	QQ	Q	Acres
08S46E	32	SW	NE	1.4
08S46E	32	SE	NE	0.4
08S46E	32	NE	SE	17
08S46E	32	NW	SE	29
08S46E	32	SW	SE	33
08S46E	32	SE	SE	27
Section Total				107.8
09S46E	5	NE	NE	33
09S46E	5	NW	NE	35
09S46E	5	SW	NE	15
09S46E	5	SE	NE	39
09S46E	5	NE	NW	1.1
09S46E	5	NE	SE	36
09S46E	5	NW	SE	3
09S46E	5	SE	SE	3.9
Section Total				166
Total Acres				273.8

A24-04078 GPS waypoints

Waypoint	Lat	dd	Lon	dd	Claim	Sitetag	Feature	Instrument	Collected	Notes
3	42.67565000		-111.10438333		A24-04078	none	POD	Garmin Geko 201	B. Contor	95 46 E 5 NE NE NW
4	42.67595000		-111.10391667		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
5	42.67668333		-111.10328333		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
6	42.67731667		-111.10315000		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
7	42.67760000		-111.10310000		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
8	42.67796667		-111.10311667		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
9	42.67825000		-111.10251667		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
10	42.67868333		-111.10251667		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
11	42.67900000		-111.10270000		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
12	42.67911667		-111.10260000		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
13	42.67930000		-111.10210000		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
14	42.67963333		-111.10211667		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
15	42.67998333		-111.10238333		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
16	42.68016667		-111.10266667		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
17	42.68041667		-111.10251667		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
18	42.68060000		-111.10260000		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
19	42.68095000		-111.10248333		A24-04078	none	POU	Garmin Geko 201	B. Contor	points along ditch- west edge of POU
20	42.68125000		-111.10256667		A24-04078	none	POU	Garmin Geko 201	B. Contor	N end of ditch. Water runs NE off knoll at this point.



PO Box 94
Donna ID 83427

Raymond Peterson & Sons
Box 194
Cokeville WY 83114



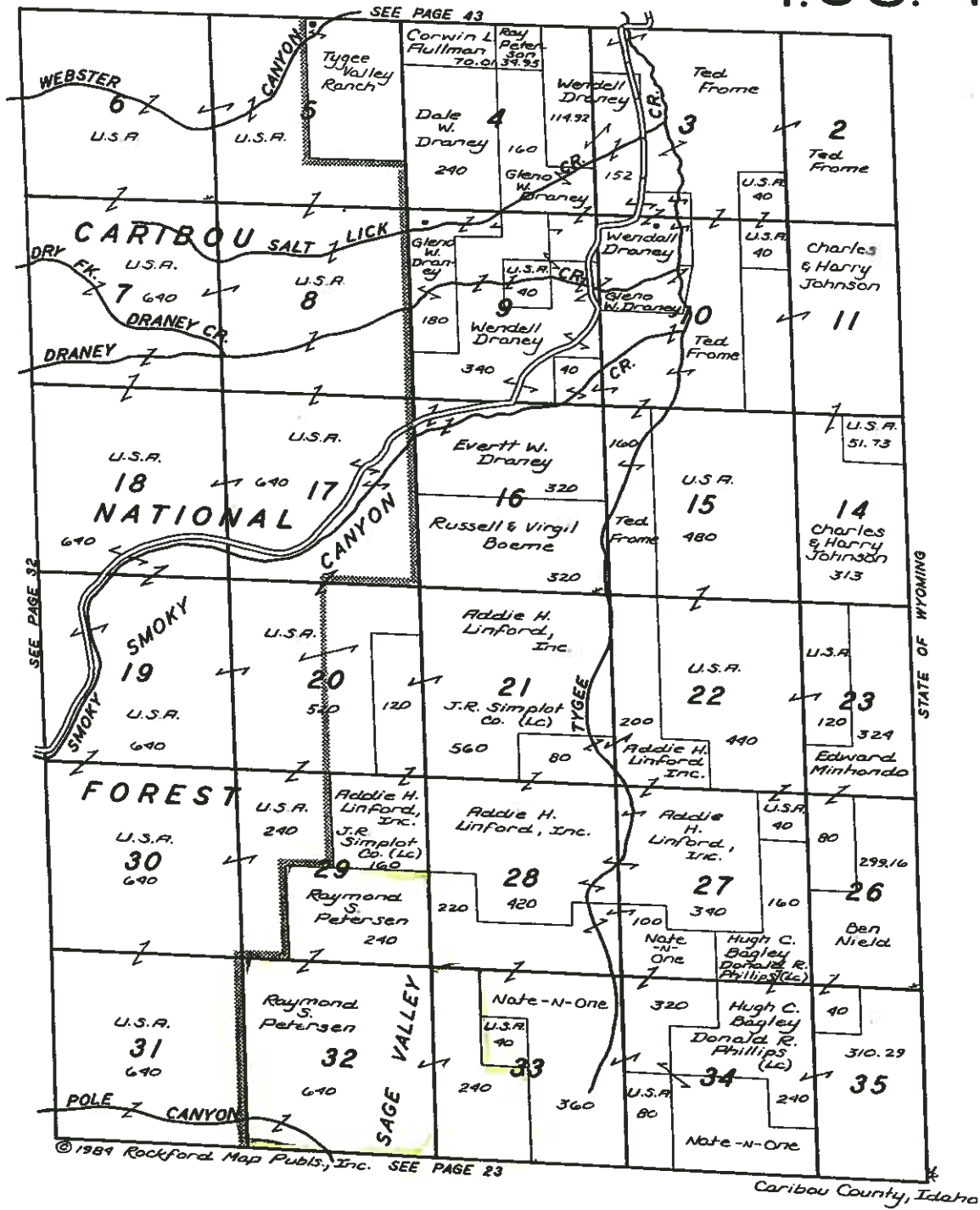
© USPS 2002 recycled

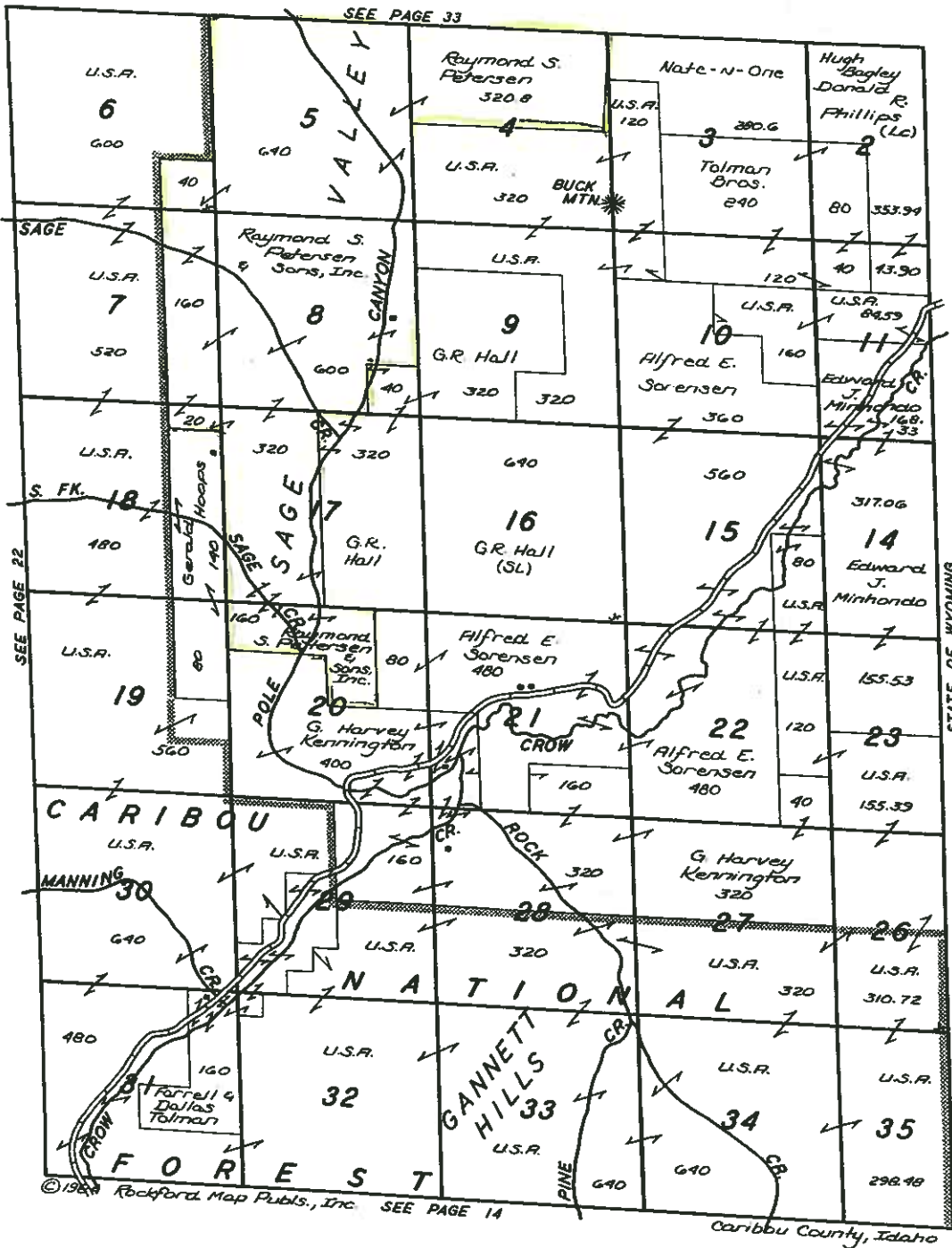
3 Aug 2005

Dear water users-

I have been asked by Idaho Dept of Water Resources to do a field exam for water rights A24-4078, A24-4080, and A24-4081 in Sage Valley, so that they may be recommended in the Snake River Basin Adjudication. Please call me at 208 681 9100 so we can set up an appointment.

Thank you,
Bryce A. Contor





Albion LABORATORIES, INC.

NUTRITIONAL CONSULTANT
Soil - Plants - Animals

LES OZBURN

Distributor of Albion Products

Soda Springs, Idaho
83276
(208) 547-4045

213 Addison Avenue
Twin Falls, Idaho 83301
(208) 733-5581

NELSON & HARDING

Attorneys at Law

Real Estate Law
Probates - Taxes & Estate Planning
Water Law - General Litigation

547-2135

172 South Main - Soda Springs, Idaho

427

426

425

T 8 S

T 9 S

424

40'

423



Township No. 9 South Range No.

	James Gamble Pat. 10-7-06	Elizabeth Pat. 10-7-06	13398 Larone Turner Pat. 11-8-32.	Therav Pat. 11-8-32.	15th
	R. Wilson Pat. 10-20-02.	Anton Pat. 10-20-02.		✓ Alfred. Pat.	
	Lele 43 10-20-02.	10-20-02.		✓ 12-1-14.	Pat.
	R. Wilson Pat.	Wilson Pat.	Harry DeYoung Pat.	Jessie Bagley	
	10-23-02.	10-23-02.	Pat. DeYoung.	Charles. R. Porter.	
	Benjamin Wilson Pat. 12-5-03.	Joseph. Tolman Pat. 8-17-28.	G. Kay Pat. 11-1-17.	G. Pat. Kay 5-28-24	
Notified	Alfred Hobbs Pat. 8-23-22.		Hall Pat. 7-3-58	Jessie Bagley Pat. 11-1-17.	
Forest.	Hopkins	James S. Lowe Pat. 10-23-17.	Jos. & Tolman. Pat. 8-17-28.	Wm H. Pat. Cazier. 5-11-03.	
	Fredrick	Beyler. Pat. 7-13-31.	Cyrenus. Wm J. Bagley. Pat. 2-6-03.	Pat. 5-11-03.	
	Stephen Green Pat. 1-5-03.	Fredrick Pat. 1-5-03.	Bagley. 2-6-03.	Raymond Pat. 1-5-03.	
	Fredrick Pat. 7-13-31.		G. Harvey Kenning. Pat. 8-16-34.		

E C E V

NOV 1 2004

CARIBOU COUNTY, IDAHO

Q, 46, 5, SWNE
W 1/2 S 6
SW NW
SE NW
320 ac

WHEREAS, William G. Wilson assignee of Elizabeth B. Wilson of Weber County, Utah, has deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Blackfoot, Idaho, whereby it appears that full payment has been made by the said William G. Wilson, according to the provisions of the Act of Congress of the 24th of April, 1820, entitled "An Act making further provisions for the Sale of the Public Lands", and the acts supplemental thereto, for the south west quarter of the North East quarter, the west half of the South East quarter, the north west quarter and the south east quarter of the north west quarter of section five, in Township nine South of Range forty six East of Boise Meridian in Idaho, containing three hundred and twenty acres, according to the Official Plat of the Survey of the said Lands returned to the General Land Office by the Surveyor General, which said tract has been purchased by the said William G. Wilson. NOW, KNOW YE, That the United States of America, in consideration of the premises, and in conformity with the several acts of Congress in such case made and provided, HAVE GIVEN AND GRANTED, and by these presents DO GIVE AND GRANT, unto the said William G. Wilson, and to his heirs, the said tract above described. TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities and appurtenances of whatsoever nature, thereto belonging, unto the said William G. Wilson, and to his heirs and assigns, forever: subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of Courts, and also subject to the right of the proprietor of a vein or lode, to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. And there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Theodore Roosevelt, President of the United States of America, have caused these Letters to be made Patent, and the seal of the General Land Office to be hereunto affixed. Given under my hand, at the City of Washington, the twenty fifth day of February in the year of our Lord one thousand nine hundred and four, and of the Independence of the United States the one hundred and twenty eighth.

(WILL) BY THE PRESIDENT: T. Roosevelt, By F.M. McLean, Secretary.

Recorded Idaho Vol. 51, Page 347. C.H. French, Recorder of the General Land Office.

Filed for record at 2:01 o'clock P.M., Apr. 18, A.D. 1906, and recorded at the request of Edward Abbot, Esq., R.G. Gallet, Recorder, By E.H. Campbell, Deputy. Fee \$1.75

Transcribed from Blaine County Records, Patent Record No. 4, Page 401.

Instrument No. 5646.

Public Lands

Certificate No. 1226.

THE UNITED STATES OF AMERICA.

NO ALL TO WHEN THESE PRESENTS SHALL COME -- GRANTING:

WHEREAS, Mary E. Wilson assignee of Isaac Wilson of Weber County, Utah, has deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Blackfoot, Idaho, whereby it appears that full payment has been made by the said Mary E. Wilson, according to the provisions of the Act of Congress of the 24th of April, 1820, entitled "An Act making further provisions for the Sale of the Public Lands", and the acts supplemental thereto, for the west half of the North East quarter and the west half of the south east quarter of section eight, in Township nine South of Range forty six East of Boise Meridian in Idaho, containing one hundred and sixty acres, according to the Official Plat of the Survey of the said Lands returned to the General Land Office by the Surveyor General, which said tract has been purchased by the

NOV 16 2004

2-25-1904

2-5-1904



Instrument No. 6643.
Desert Lands
Certificate No. 1230

THE UNITED STATES OF AMERICA.

TO ALL TO WHOM THESE PRESENTS SHALL COME -- GREETING:

9.46
8,45
3200e

WHEREAS, Isaac R. Wilson of Bingham County, Idaho, has deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Blackfoot, Idaho, whereby it appears that full payment has been made by the said Isaac R. Wilson according to the provisions of the Act of Congress of the 24th of April, 1820, entitled "An Act making further provisions for the Sale of the Public Lands", and the acts supplemental thereto, for the west half of section eight in township nine South of Range forty six East of Boise Meridian in Idaho, containing three hundred and twenty acres, according to the Official Plat of the Survey of the said Lands returned to the General Land Office by the Surveyor General, which said tract has been purchased by the said Isaac R. Wilson,

NOW KNOW YE, That the United States of America, in consideration of the premises, and in conformity with the several acts of Congress in such case made and provided, HAVE GIVEN AND GRANTED, and by these presents DO GIVE AND GRANT, unto the said Isaac R. Wilson, and to his heirs, the said tract above described. TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities and appurtenances, of whatsoever nature, thereunto belonging, unto the said Isaac R. Wilson, and to his heirs and assigns, forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of Courts, and also subject to the right of the proprietor of a vein or lode, to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. And there is reserved from the lands hereby granted, a right of way hereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Theodore Roosevelt, President of the United States of America, have caused these Letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed. Given under my hand, at the City of Washington, the twenty fifth day of February in the year of our Lord one thousand nine hundred and four, and of the Independence of the United States the one hundred and twenty eighth.

(SEAL) BY THE PRESIDENT: T. Roosevelt, By F.M. McKean, Secretary.

Recorded Idaho Vol. 31, Page 371.

C.H. Brush, Recorder of the General Land Office.

Filed for record at 2 o'clock P.M., Apr. 18, A.D., 1906, and recorded at the request of the Bannock Abst. Co. E.G. Gallet, Recorder, By D.N. Campbell, Deputy. Fee \$1.25.

Transcribed from Bannock County Records, Patent Record No. 4, Page 400.

Instrument No. 6645.
Desert Lands
Certificate No. 1225.

THE UNITED STATES OF AMERICA.

TO ALL TO WHOM THESE PRESENTS SHALL COME -- GREETING:

4-10-1906

Patent No. 492648.

4-1003

THE UNITED STATES OF AMERICA.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Lands," and the Acts supplemental thereto, the claim of Gilbert M. Turner has been established and duly consummated, in conformity to law, for the north half of the southwest quarter and the southwest quarter of the southeast quarter of Section thirty, Township nine south and the Lot two of Section five in Township nine south of the Boise Meridian, Idaho, containing one hundred sixty acres, as shown on the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General: NOW, KNOW YE, That there is, therefore granted unto the said claimant the tract of land above described: TO HAVE

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252

PATENT RECORD No. 1

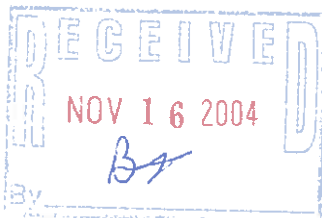
AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant, and to the heirs and assigns of the said claimant forever; subject to any vested and recognized water rights for mining, agricultural, manufacturing or other purposes; and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of Courts. And there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States. IN TESTIMONY WHEREOF, I, Woodrow Wilson, President of the United States of America, have caused these Letters to be made Patent, and the seal of the General Land Office to be hereunto affixed. Given under my hand, at the City of Washington, the fourth day of October in the year of our Lord one thousand nine hundred and fifteen, and of the Independence of the United States the one hundred and fortieth.

(SEAL) BY THE PRESIDENT: Woodrow Wilson, By M. P. Le Roy, Secretary.

Recorded: Patent Number 492648. L. Q. C. Lamar, Recorder of the General Land Office.

Filed for record at 10:12 o'clock A.M., October 27, A.D., 1917, and recorded at the request of Hansen Live Stock and Feeding Co. C.W. Pomeroy, Recorder, By Lillian Sponberg, Deputy. Fee \$1.00.

Transcribed from Bannock County Records, Patent Record No. 9, Page 269.



10-4-1915

CARIBOU COUNTY, ID HO

Instrument No. 58308

4-1003.

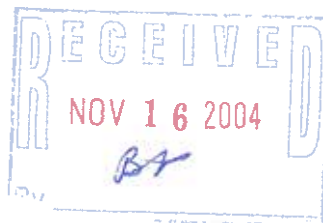
THE UNITED STATES OF AMERICA.

Blackfoot 011626.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, A Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain", and the Acts supplemental thereto, the claim of Anton J. Johanson has been established and duly consummated, in conformity to law, for the southeast quarter of the northeast quarter of section five and the east half of the northeast quarter and the northeast quarter of the southeast quarter of Section eight in Township nine south of Range forty six East of the Boise Meridian, Idaho, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General: NOW, KNOW YE, That there is, therefore granted by the United States unto the said claimant the tract of land above described: TO HAVE AND TO HOLD the said tract of land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and reserved water rights for mining, agricultural, manufacturing or other purposes; and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of Courts. And there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States. IN TESTIMONY WHEREOF, I, Woodrow Wilson, President of the United States of America, have caused these Letters to be signed Patent, and the seal of the General Land Office to be hereunto affixed. Given under my hand, at the City of Washington, the fifth day of October in the year of our Lord one thousand nine hundred and fifteen, and of the Independence of the United States one hundred and fortieth. (SEAL) BY THE PRESIDENT: Woodrow Wilson, By M.P. LeRoy, Secretary. Recorded: Patent Number 492663. L.Q.C. Lamar, Recorder of the General Land Office. Filed for record at 3:15 o'clock P.M., November 1, A.D., 1917, and recorded at the request of A.J. Johanson. C.W. Pomeroy, Recorder, By Lillian Spongberg, Deputy. Fee \$1.00. Transcribed from Bannock County Records, Patent Record No. 9, Page 271.

4, 46
5, 5 ESE
8, 1/2 NE
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1600



16-5-1915

THE UNITED STATES OF AMERICA,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears, that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Gilbert M. Turner, has been established and duly consummated, in conformity to law, for the southwest quarter of Section thirty-three in Township eight south of Range forty-six east of the Boise Meridian, Idaho, containing one hundred sixty acres. According to the Official Plat of the Survey of the said land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Warren G. Harding, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the Twenty-ninth day of May,

8, 46,
33, 54
1600cc

388

PATENT RECORD No. 1

In the year of our Lord one thousand nine hundred and Twenty-two and of the Independence of the United States the one hundred and Forty-sixth.



By the President: Warren G. Harding,

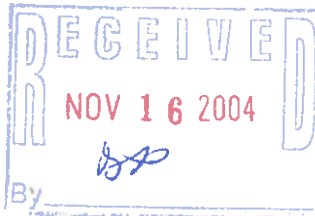
By Viola B. Pugh, Secretary.

M. P. LeRoy, Recorder of the General Land Office.

Recorded: Patent Number 853339.

Recorded at request of J. O. Tolman,
June 26, 1929, at 11:25 A.M. Fee \$ 1.00.✓

Edwin Chester
Recorder.



5-29-1922

CARBON COUNTY, IDAHO

Instrument No. 10102.

Blackfoot 030869

THE UNITED STATES OF AMERICA.

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of James Tillman Gamble, Minor child of James T. Gamble, has been established and duly consummated, in conformity to law, for the lots three and four and the southwest quarter of the northwest quarter of Section five in Township nine south of Range forty-six east of the Boise Meridian, Idaho, containing one hundred twenty acres and sixty-eight hundredths of an acre, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Calvin Coolidge, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the Sixteenth day of February, in the year of our Lord one thousand nine hundred and Twenty-seven and of the Independence of the United States the one hundred and Fifty-first.

By the President: Calvin Coolidge.

By: Viola B. Pugh, Secretary.

M. P. LeRoy, Recorder of the General Land Office

Seal.

Recorded: Patent Number 995844.

Recorded at request of J. O. Tolman.
Date Rec. 1929, at 11:36 A.M. Fee \$1.00. ✓

Calvin Coolidge
Recorder.

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Instrument No. 10136.
Blackfoot 024596.

THE UNITED STATES OF AMERICA

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Alfred Hopkin has been established and duly consummated, in conformity to law, for the southwest quarter of Section seven in Township nine south of Range forty-six east of the Boise Meridian, Idaho, containing one hundred sixty acres, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract

2-16-1927

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Note: L-3
is NENA
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L-4 is NWND
(U Doc)

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BY

PATENT RECORD No. 1

of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any bested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Warren G. Harding, President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the Sixteenth day of November in the year of our Lord one thousand nine hundred and Twenty-two and of the Independence of the United States the one hundred and Forty-seventh.

By the President; Warren G. Harding,

By: Viola B. Pugh, Secretary.

M. P. LeRoy, Recorder of the General
Land Office.

Seal

Recorded: Patent Number 888097.

Recorded at request of P. P. Baldwin.
July 9, 1929, at 9:10 A.M. Fee \$1.00.

Edwin C. Hester
Recorder.



THE UNITED STATES OF AMERICA,

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads as to Actual Settlers on the Public Domain", and the acts supplemental thereto, the claim of Hugh C. Bagley has been established and duly consummated, in conformity to law, for the lots one, two, three and four, the west half of the Southwest quarter and the southwest quarter of the northwest quarter of Section thirty-five, the southeast quarter of the northeast quarter and the northeast quarter of the southeast quarter of Section thirty-four, the east half of the southeast quarter of Section twenty-nine, the east half of the northeast quarter of Section 32, and the West Half of the Northwest quarter of Section thirty-three in Township eight south of Range forty-six of the Boise Meridian, Idaho, containing six hundred thirty acres and twenty-nine hundredths of an acre, according to the Official Plat of the Survey of the said land, on file in the General Land Office:

KNOW NOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described;
TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever, subject to any vested and accrued water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is

180

PATENT RECORD No. 2, CARIBOU COUNTY, IDAHO

reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States. Excepting and reserving, however, to the United States all the coal and other minerals in the lands so entered and patented, together with the right to prospect for, mine, and remove the same pursuant to the provisions and limitations of the Act of December 29, 1916 (29 Stat., 862)

IN TESTIMONY WHEREOF, I, HERBERT HOOVER

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office, to be hereunto affixed. GIVEN under my hand, at the City of Washington, the FIFTEENTH day of DEC. In the year of our Lord one thousand nine hundred and Thirty-Two and of the Independence of the United States the one hundred and Fifty-Seventh

By the President: HERBERT HOOVER

BY: Leafie E. Wietz, Secretary

Emma L. Warren
Recorder of the General Land Office

Record of Patents: patent number 10 0281

1980197

DEPARTMENT OF THE INTERIOR
GENERAL LAND OFFICE

WASHINGTON D. C. FEB. 19, 1934.

I hereby certify that this photograph is a true copy of the patent record which is in my custody in this office.

(seal)

H. S. Clinton
Chief, Patents Division

12-15-1932

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35 L-1, 2, 3, 4
W $\frac{1}{2}$ SW
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PATENT RECORD No. 2, CARIBOU COUNTY, IDAHO

Instrument # 13398

Blackfoot 043642

THE UNITED STATE OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME, GRANTING:

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office, whereby it appears that pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Lavonne Erickson, formerly Lavonne Turner, has been established and duly consummated, in conformity to law, for the Lots one, two, three, and four and the south half of the north half of Section four in Township nine south of Range forty-six east of the Boise Meridian, Idaho, containing three hundred twenty acres and eighty hundredths of an acre, according to the Official Plat of the Survey of the said Land, on file in the General Land Office:

NOW KNOW YE, That there is, therefore granted by the United States unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States. Excepting and reserving, however, to the United States all the coal and other minerals in the lands so entered and patented, together with the right to prospect for, mine, and remove the same pursuant to the provisions and limitations of the Independence of the United States the hundred and fifty-seventh.

SEAL

By the President:
Franklin D. Roosevelt
By Leafie E. Dietz, Secretary
Emma L. Warren, Recorder of the
General Land Office.

RECORDED: Patent Number 1062937

at request of Mrs. Lavonne T. Erickson
December 28, 1933, at 9:10 a. m.
fee, \$1.00

Calvin C. Lester
Recorder.

-0-

NOV 16 2004

By

12-28-1933

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L-1,2,3,4
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Instrument #23583

THE UNITED STATES OF AMERICA

Blackfoot 640875

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, a Certificate of the Register of the Land Office at Blackfoot Idaho, has been deposited in the General Land Office whereby it appears that, pursuant to the Act of Congress of May 30, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Alfred Hopkins has been established and duly consummated, in conformity to law, for the east half of the northeast quarter and the east half of the southeast quarter of section eighteen, the east half of the northeast quarter of Section nineteen, and the north half of the northwest quarter and the west half of the northeast quarter of Section twenty in Township nine south of range forty-six east of the Boise Meridian, Idaho, containing four hundred acres, according to the Official Plat of the Survey of the said land on file in the General Land Office:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes and rights, to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States. Excepting and reserving, however, to the United States all the coal and other minerals in the lands so entered and patented, together with the right to prospect for, mine, and remove the same pursuant to the provisions and limitations of the Act of December 29, 1916. (39 Stat., 862.)

IN TESTIMONY WHEREOF, I, Franklin D. Roosevelt, President of the United States of America, have caused these letters to be made Patent and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand at the City of Washington, the twenty-fifth day of October in the year of our Lord one thousand nine hundred and thirty-eight and of the Independence of the United States the one hundred and Sixty-third.

By the President: Franklin D. Roosevelt
By Jeanne Kavanagh, Secretary
Evelyn S. Adams
Recorder of the General Land Office

S-21

Recorded: Patent Number 1099416

At request of Caribou County Abstract Co.
April 7th, 1947, at 4:40 P.M.
Fee \$1.00

Leslie B. Lester
Recorder

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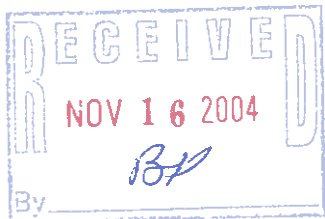
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10.25-1938

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Pocatello Idaho 832
Vack 1 10775
208-236-7564
OMB No. 0590-0062
(Expires 6/30/96)

USDA Forest Service SPECIAL-USE APPLICATION AND REPORT (Ref.: FSM 2712, 36 CFR 251.54)	FOREST SERVICE USE ONLY			
	Date Received (mo/day/yr) ____/____/____	Region Number ____	State Code ____	County Code ____
INSTRUCTIONS Applicant should request a meeting with the Forest Service representative responsible for processing the application, prior to completing this form. This meeting will allow a discussion of the form's requirements and identify those items to be omitted.	Congressional Dist. Number ____	Forest Code (Admin. Unit No.) ____	Unit ID Symbol (NFFID No.) ____	
	Ranger Dist. No. (Resp. Dist.) ____	User Number ____	Kind of Use Code ____	

PART I—APPLICATION (Applicant Completes)

1. Applicant Name and Address (include Zip Code) R.S. PETERSEN & SONS Box 294 COKEVILLE WYO 83114	2. Authorized Agent Name, Title and Address (include Zip Code) if different from Item 1. RICHARD PETERSEN	3. Area Code and Telephone Number a. Applicant's 307-279-3439 b. Authorized Agent's
---	--	--

4. As applicant are you? (Mark one box with "X") a. ☐ Individual b. ☒ Corporation* c. ☐ Partnership/Association* d. ☐ State Government/State Agency e. ☐ Local Government f. ☐ Federal Agency * If marked "X", complete PART II.	5. Specify what application is for: (Mark one box with "X") a. ☒ New authorization* b. ☐ Renew existing authorization c. ☐ Amend existing authorization* d. ☐ Other* * If marked "X", provide details under Item 7.
--	---

6. If you are an individual or partnership, are you also a citizen(s) of the United States?
☒ Yes ☐ No

7. Describe in detail the land use, including: (a) type of use, activity, or facility; (b) related structures and facilities; (c) physical specifications (length, width, acres, etc.); (d) term of years needed; (e) time of year of use or operation; (f) duration and timing of construction; (g) temporary work areas needed for construction; and (h) anticipated need for future expansion. (If extra space is needed, use Page 3, REMARKS).

Existing Ditch to carry approximately 12 second ft of water from Sage Creek to private land. Ditch is 6 to 10 feet wide & about 3 feet deep & about 1600 feet within the forest. Ditch is used early Spring until late fall. we do not anticipate the need for new construction on the north of the ditch within the forest.

8. Attach map covering area and show location of proposed use and/or furnish legal description of the land.
See attached

9. Give statement of your technical and financial capability to construct, operate, and terminate the use for which authorization is requested, including the protection and restoration of Federal lands. (If extra space is needed, use page 3, REMARKS).

Ditch has been in place since about late 1800's. we have been using the Ditch since 1945. we have several ranches & are experienced with all types of Ditches & maintenance.

10a. Describe other reasonable alternative proposals considered.

The Ditch has been there so many years that we have not considered any other alternatives.

10b. Give explanation of why it is necessary to utilize Federal lands and why the alternatives in item 10a were not selected.

Our water rights are within the front boundary. In order to water the North end of our land the ditch needs to be on the Forest to gain the needed elevation.

11. Provide statement of need for proposed use, including the economic feasibility and items such as: (a) cost of proposal (construction, operation, and maintenance); (b) estimated cost of next best alternative; and (c) expected public benefits. (If extra space is needed, use page 3, REMARKS).

Ditch is in place so there is no construction cost. The annual maintenance costs have been minimal.

12. Describe probable effects on the area population, including social and economic aspects, and rural lifestyles.

The ditch will have no impact on these items.

13. Describe likely environmental effects that the proposed use will have on: (a) air quality; (b) visual impact; (c) surface and ground water quality and quantity; (d) control or structural change on any stream or other body of water; (e) existing noise levels; (f) land surface, including vegetation, permafrost, soil and soil stability; and (g) populations of fish, plant, wildlife and marine life, including threatened and endangered species. (If extra space is needed, use page 3, REMARKS).

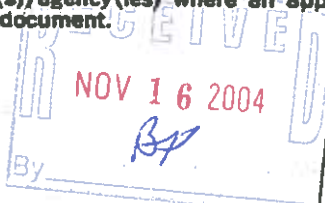
There will be no additional impacts on the environment. We have the water right & have used the water from Sage Creek for many years to irrigate the ranch & water the livestock. It is to our advantage to keep the soil intact.

14. Describe what actions will be taken to protect the environment from the effects of the proposed use.

We maintain the ditch & keep it clear of debris to make sure it does not break & cause erosion.

15. Name all Federal, State, County or other department(s)/agency(ies) where an application for this is being filed. Attach appropriate license, building permit, certificate or other approval document.

Forest Service



I HEREBY CERTIFY, that I am of legal age and authorized to do business in the State and that I have personally examined the information contained in the application and that this information is correct to the best of my knowledge.

16a. Applicant's Signature (Sign in ink)

16b. Date

Title 18, U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

28 October 2004

Raymond S. Petersen & Sons
Box 194
Cokeville WY 83114

Re: Snake River Basin Adjudication (SRBA)
Claims 24-4078, 24-4080, 24-4081

COPY

Subject: EVIDENCE OF PRIORITY

Response Date: 28 November 2004

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 24. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The basis of the above referenced Notice of Claim is a "statutory claim". 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 enclosed 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".

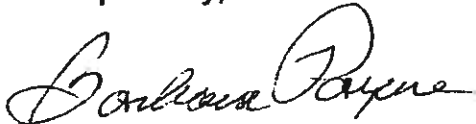
It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
The Department cannot recommend the court decree the Notice if no evidence of a priority date is submitted.
.....

I am also a Change In Address of Notice of Claim form. Please complete this form and return it to this office so that our records will contain your official address.

Please submit the documentation supporting the priority date by the above noted response date referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,



Barbara Payne

Enclosure: Brochure on "Evidence of Priority"
Adjudication Claim Reports
Change In Address of Notice of Claim

**SNAKE RIVER BASIN ADJUSTICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Claim Number(s):

24-4078, 24,4080, 24-4081

Previous Mailing Address:

New Mailing Address:

Telephone Number:

() _____

Signature of Claimant(s):

Please return this completed form to the address indicated below:

☐ Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

☐ Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

☐ Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

☐ Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste A.
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177



☒ Adjudication Bureau
Idaho Dept. of Water Resources
15 West Center Street
Soda Springs, ID 83276
Ph. 208/547-3993 or
FAX 208/547-3939

10-21-04

Raymond S. Peterson & Sons

~~17960~~

~~17990~~

~~21130~~

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~~21170~~

~~21180~~

Parcel 17960

8, 46, TR in 27

Tr in 28

Tr " 33

Tr " 34

Dry grazing 1000 ac

Parcel 17990

8, 46, 29, $E\frac{1}{2}$ SW, SE

32

33 SW, $W\frac{1}{2}$ NW

Dry grazing 1025 ac

Parcel 21130

8, 46, 3, NE, $E\frac{1}{2}$ NW, NW NW

280 ac dry grazing

Parcel 21160

8, 46, 4 $N\frac{1}{2}$

5

8 $N\frac{1}{2}$, SW $N\frac{1}{2}$ SE, SW SE

17 $W\frac{1}{2}$

20 $N\frac{1}{2}$ NW, $W\frac{1}{2}$ NE

dry grazing
meadow

1155 ac

863 "

10-21-04

Raymond S Peterson & Sons

Parcel 21170

9, 46, 6 S E S E

dry grazing 40 ac

Parcel 21180

9, 46 7 E $\frac{1}{2}$ E $\frac{1}{2}$

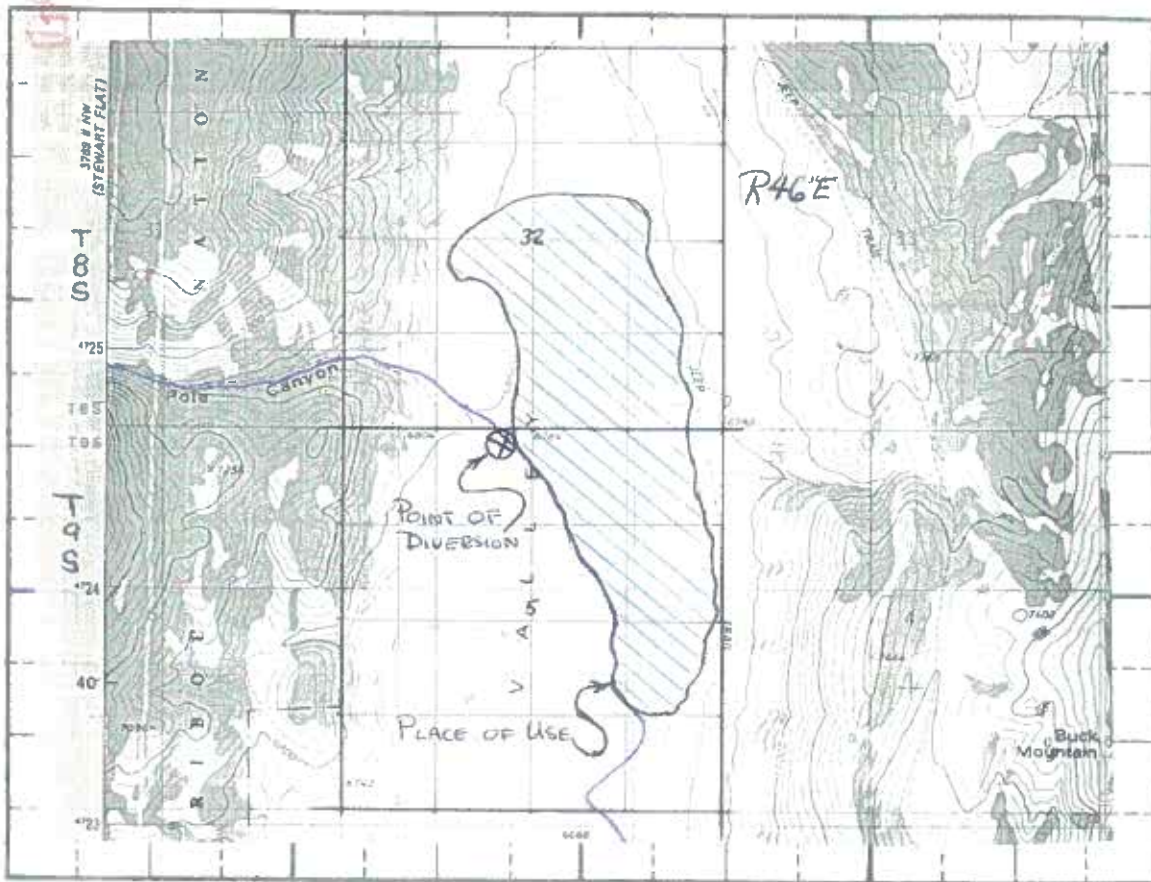
18 N $\frac{1}{2}$ N E N E

Dry grazing 160 ac

BP

MICROFILM

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 Wyo
County of Lincoln 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.

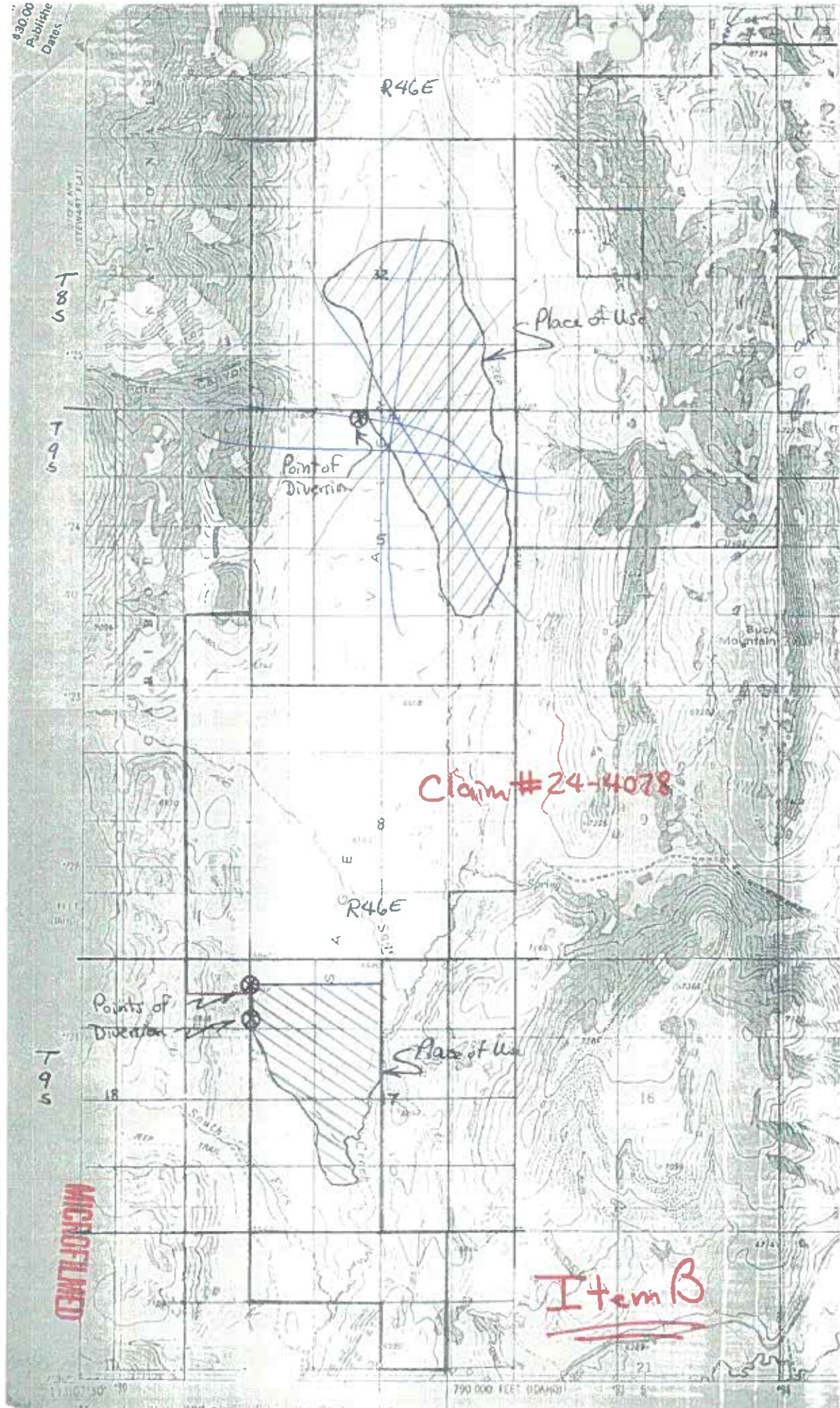
Sworn to before me this 6 day of February, 1984.

Raymond S. Peterson
(Claimant)

Shirley P. Peterson
Notary Public
Residing at Casper, Wyo

My commission expires July 9, 1986

FOR DEPARTMENT USE ONLY			
Received by <u>RLO</u>	Date <u>6-27-83</u>	Exception filed by _____	Forwarded to claimant by _____
Prelim. check by <u>RLO</u>	Date <u>Feb 13, 1984</u>		
\$30.00 fee received by <u>RLO</u>	Date <u>6-27-83</u>		
Published in <u>Lincoln County Sun</u>	Date <u>3-22-84</u>		
Dates <u>2/27 - 3/15/84</u>			



R46E

T8S

T9S

Point of
Diversion

Place of Use

Claim #24-4078

R46E

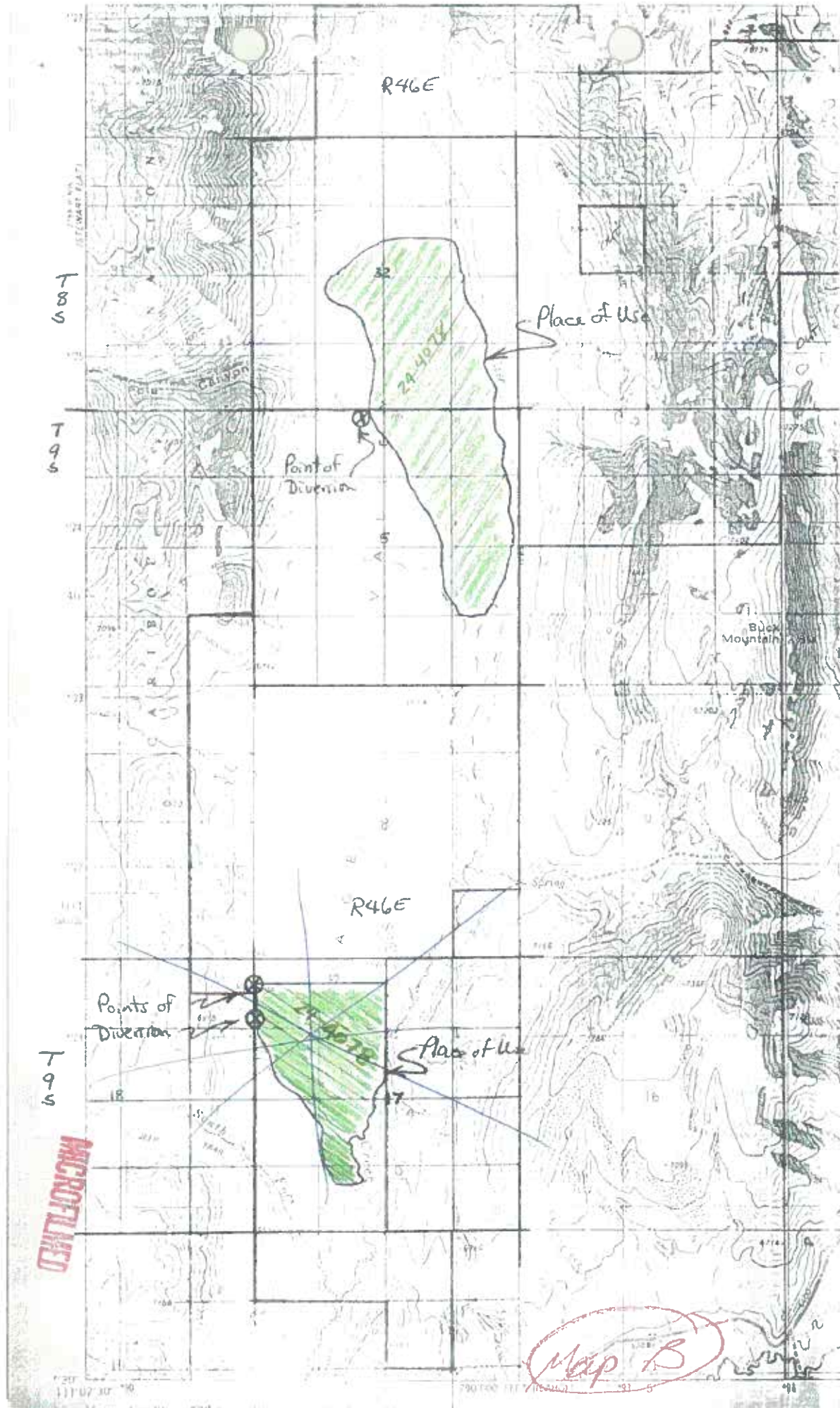
Points of
Diversion

Place of Use

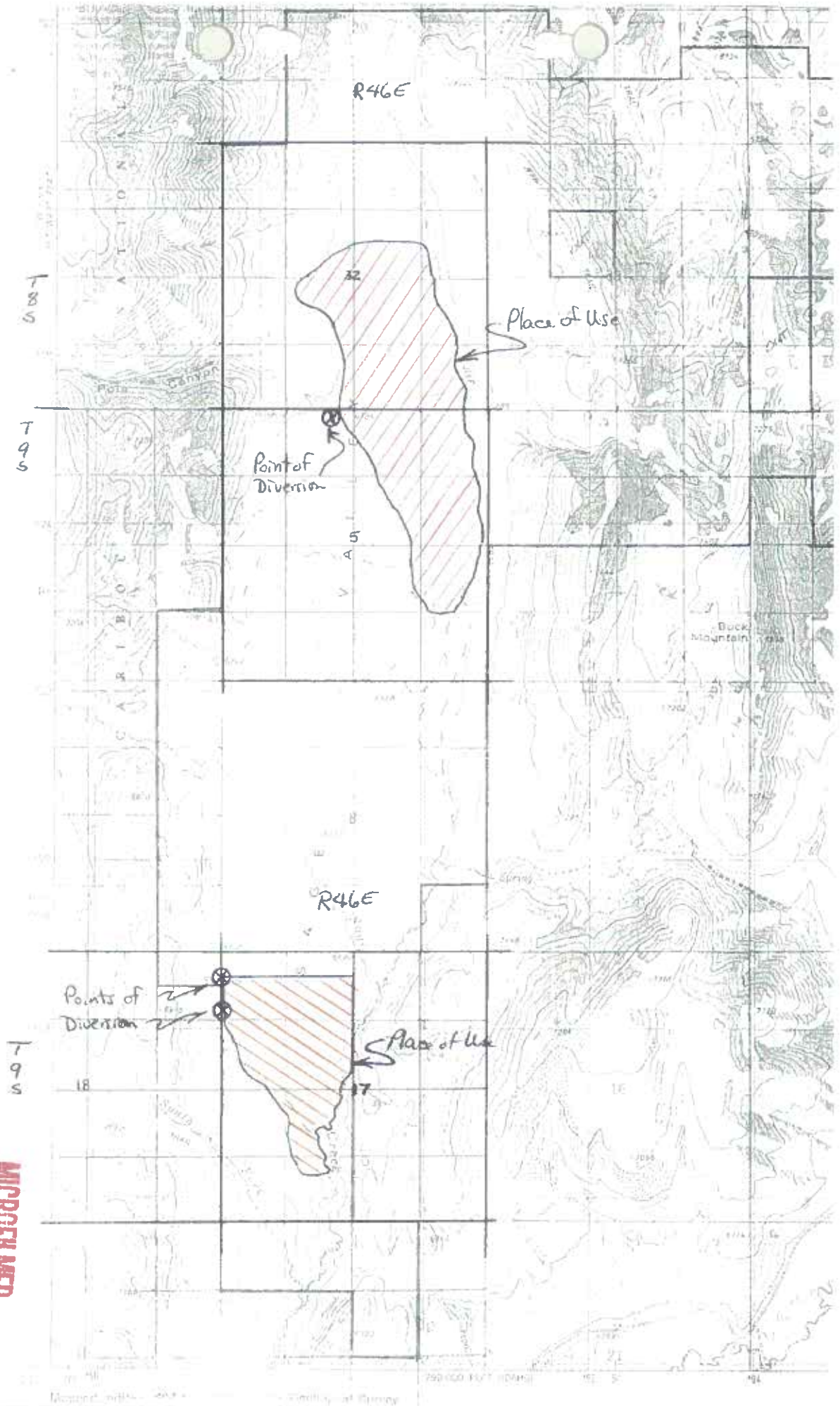
T9S

MICROFILMED

Item B



MICROFILMED



SCANNED

AUG 05 2001

Log for claim 24-04078

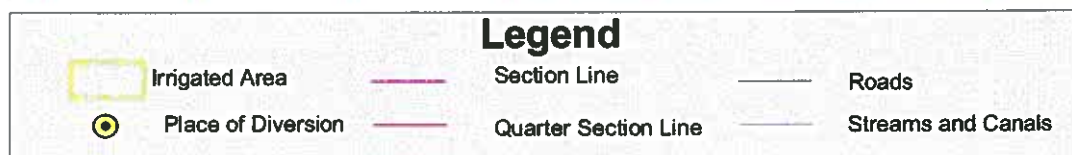
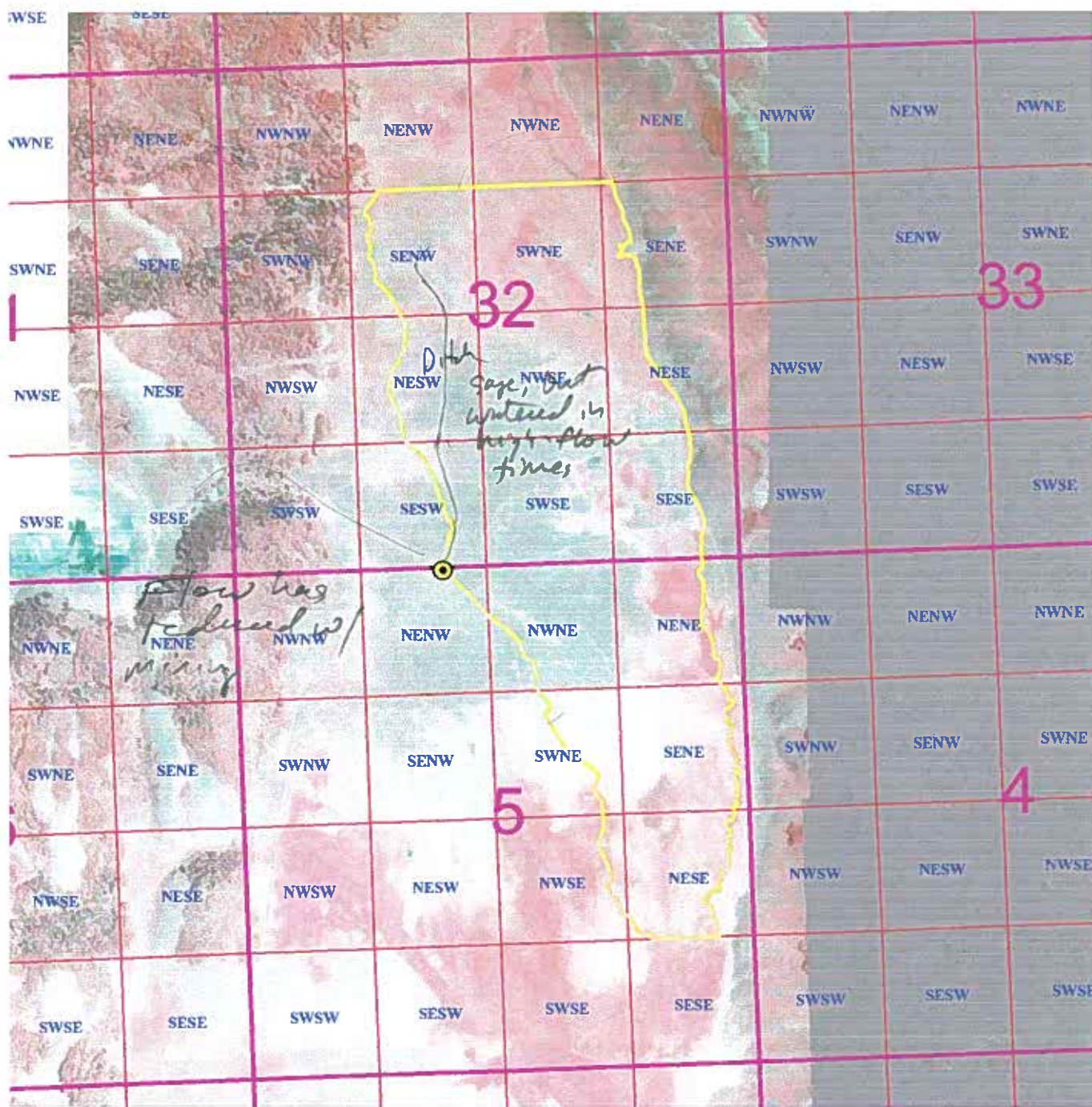
Spatial Dynamics BTD

4/30/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s46e	32	SWNE	20	40	Indiscernible
08s46e	32	SENE	2	8.3	Indiscernible
08s46e	32	SENW	10	31	Indiscernible
08s46e	32	NESW	20	26	
08s46e	32	SESW	5	15	
08s46e	32	NESE	10	17	Indiscernible
08s46e	32	NWSE	40	40	
08s46e	32	SWSE	40	40	
08s46e	32	SESE	20	26	Indiscernible
09s46e	5	NENE	30	29	
09s46e	5	NWNE	35	34	
09s46e	5	SWNE	20	15	
09s46e	5	SENE	35	35	
09s46e	5	NENW	2	2.8	
09s46e	5	NESE	30	30	
09s46e	5	NWSE	5	4.6	
Totals:			324	393.7	

Water Right Claim Number 24-04078
Townships , 8S46E, 9S46E

04/30/2001



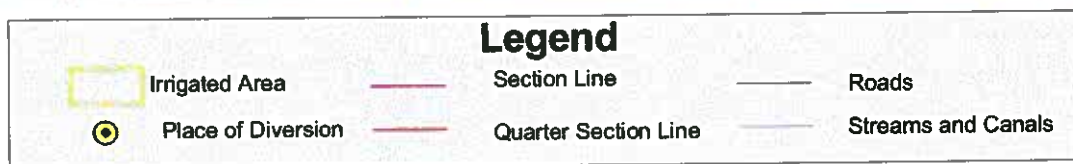
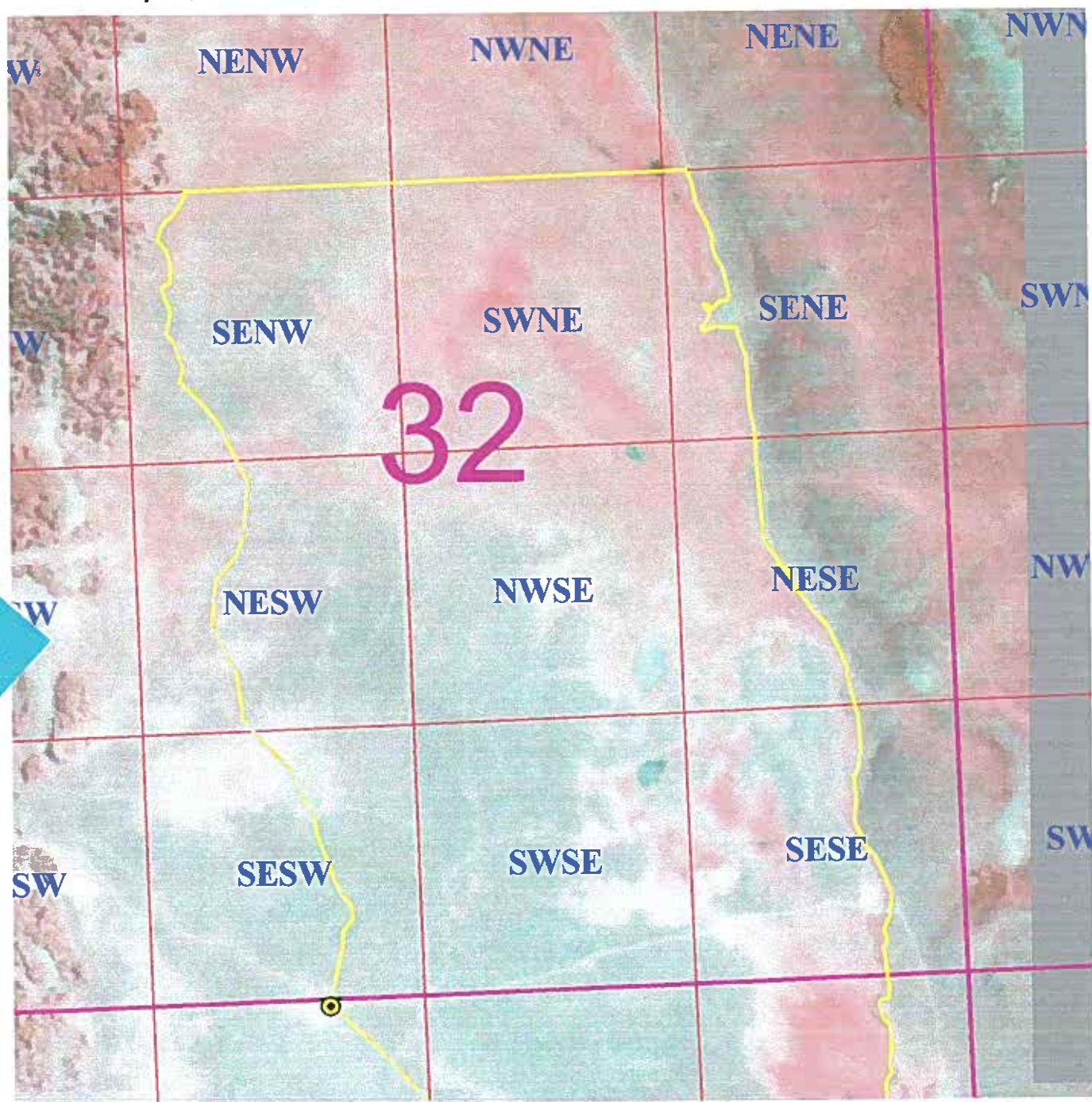
1100 0 1100 2200 Feet



 SPATIAL
DYNAMICS

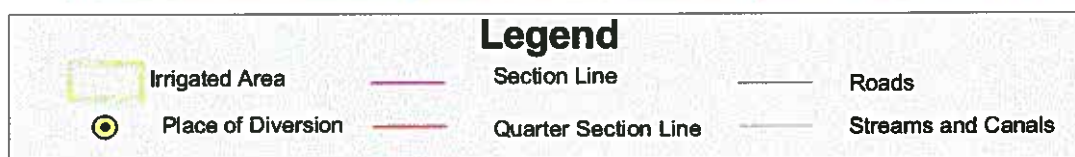
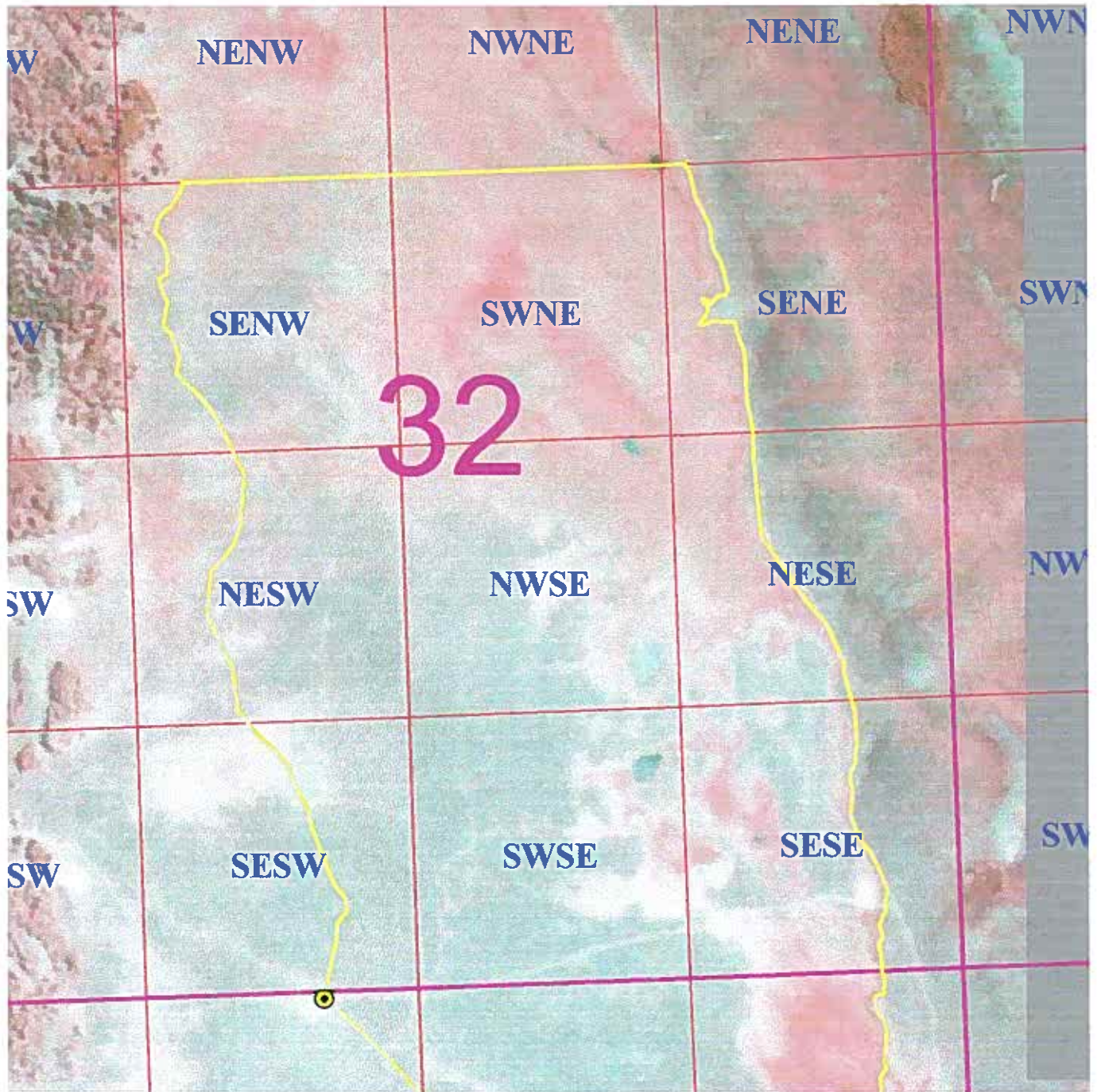
Water Right Claim Number 24-04078
Townships , 8S46E, 9S46E

04/30/2001



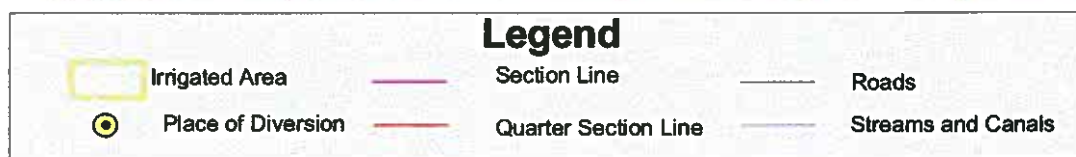
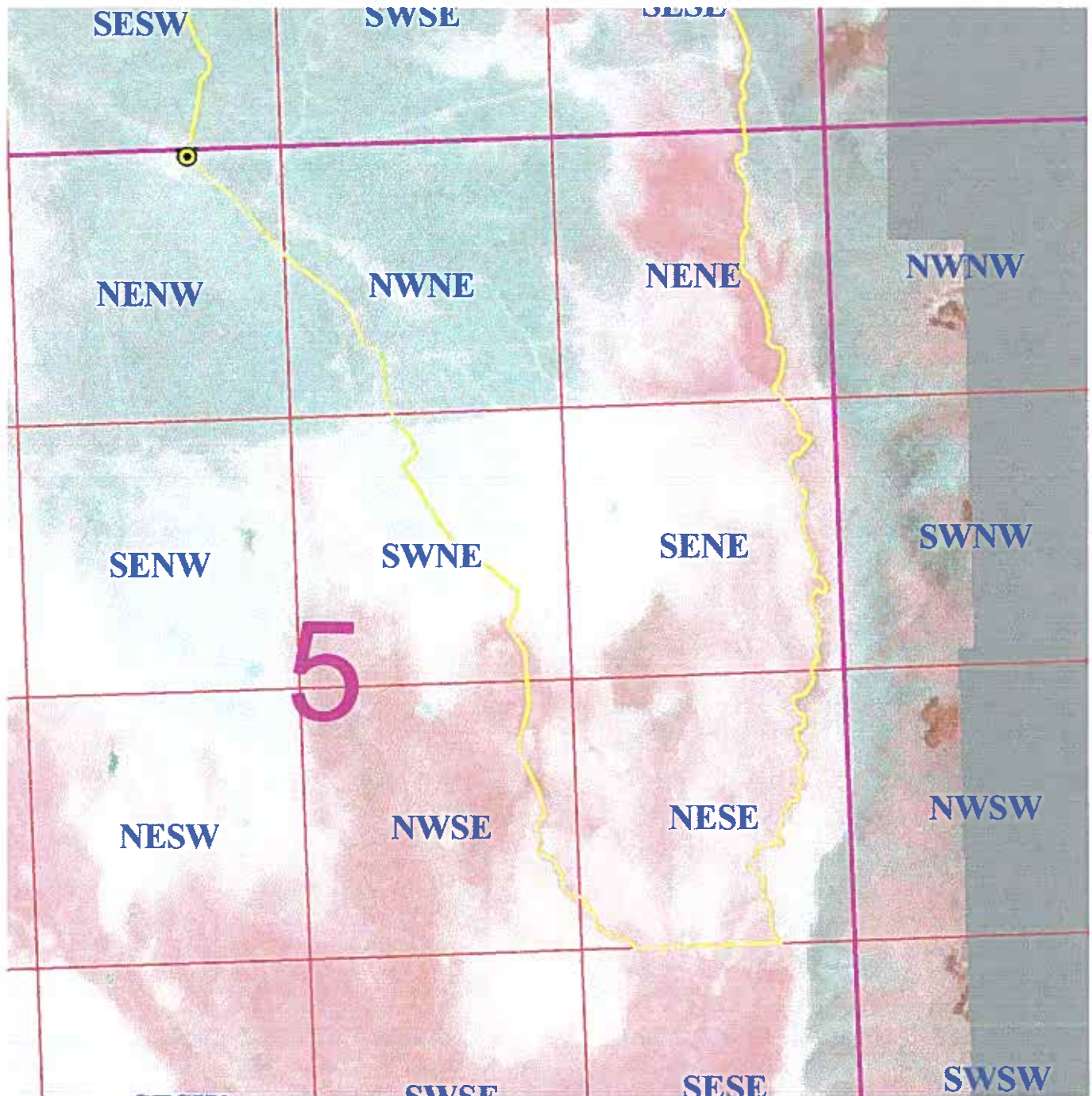
Water Right Claim Number 24-04078
Townships , 8S46E, 9S46E

04/30/2001



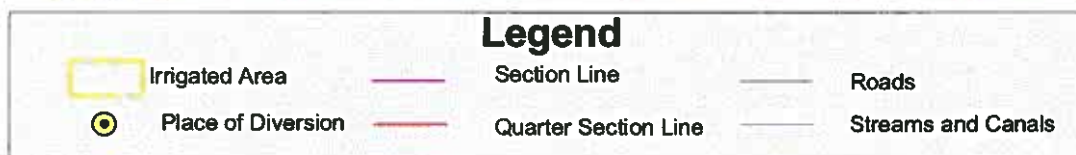
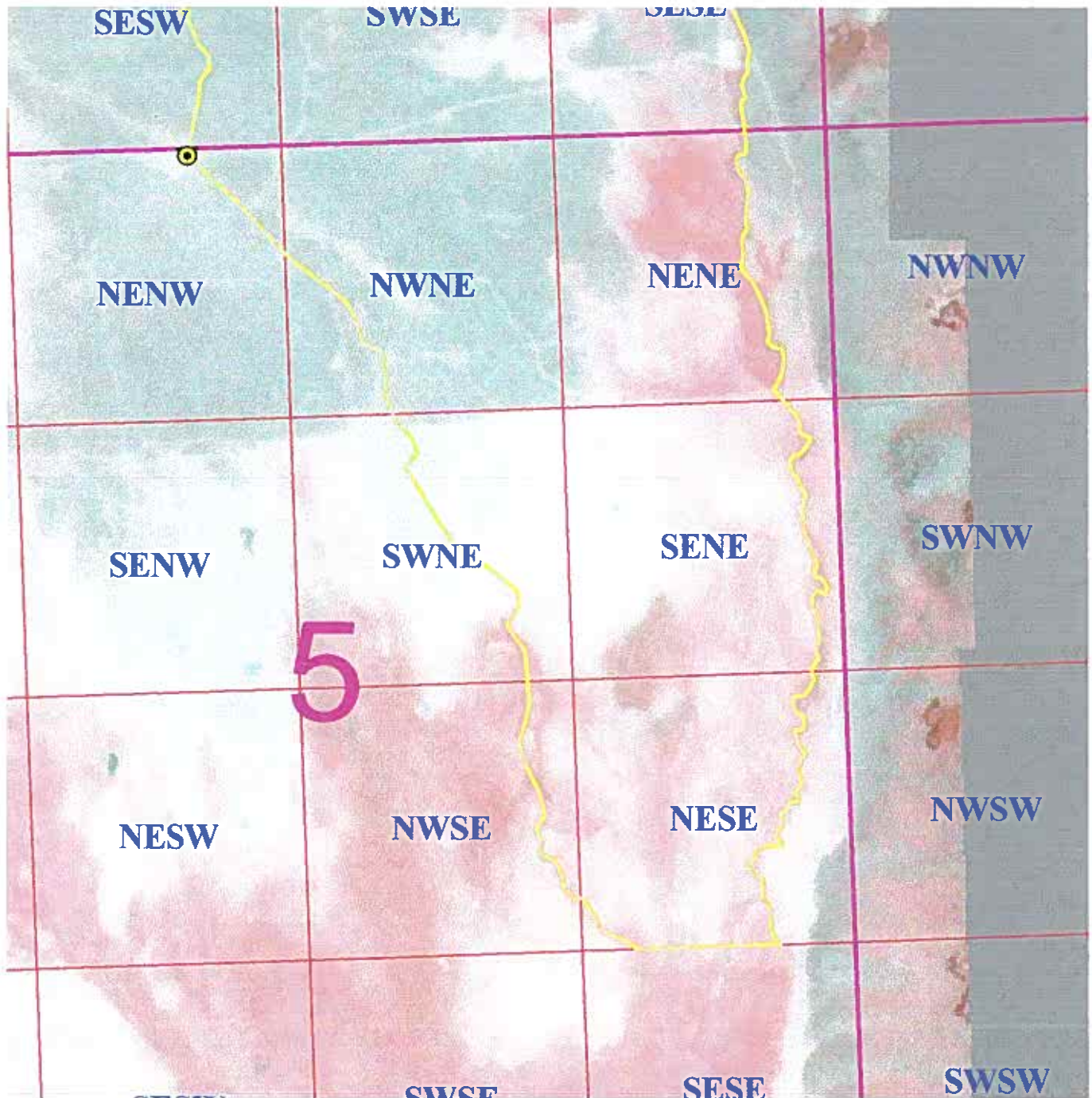
Water Right Claim Number 24-04078
Townships , 8S46E, 9S46E

04/30/2001



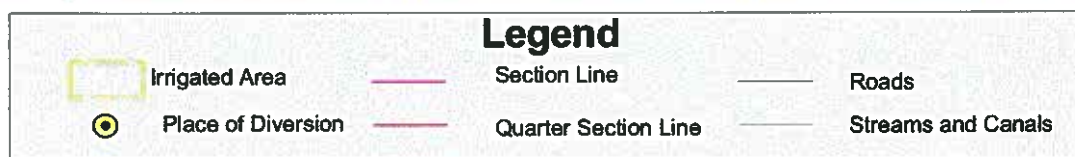
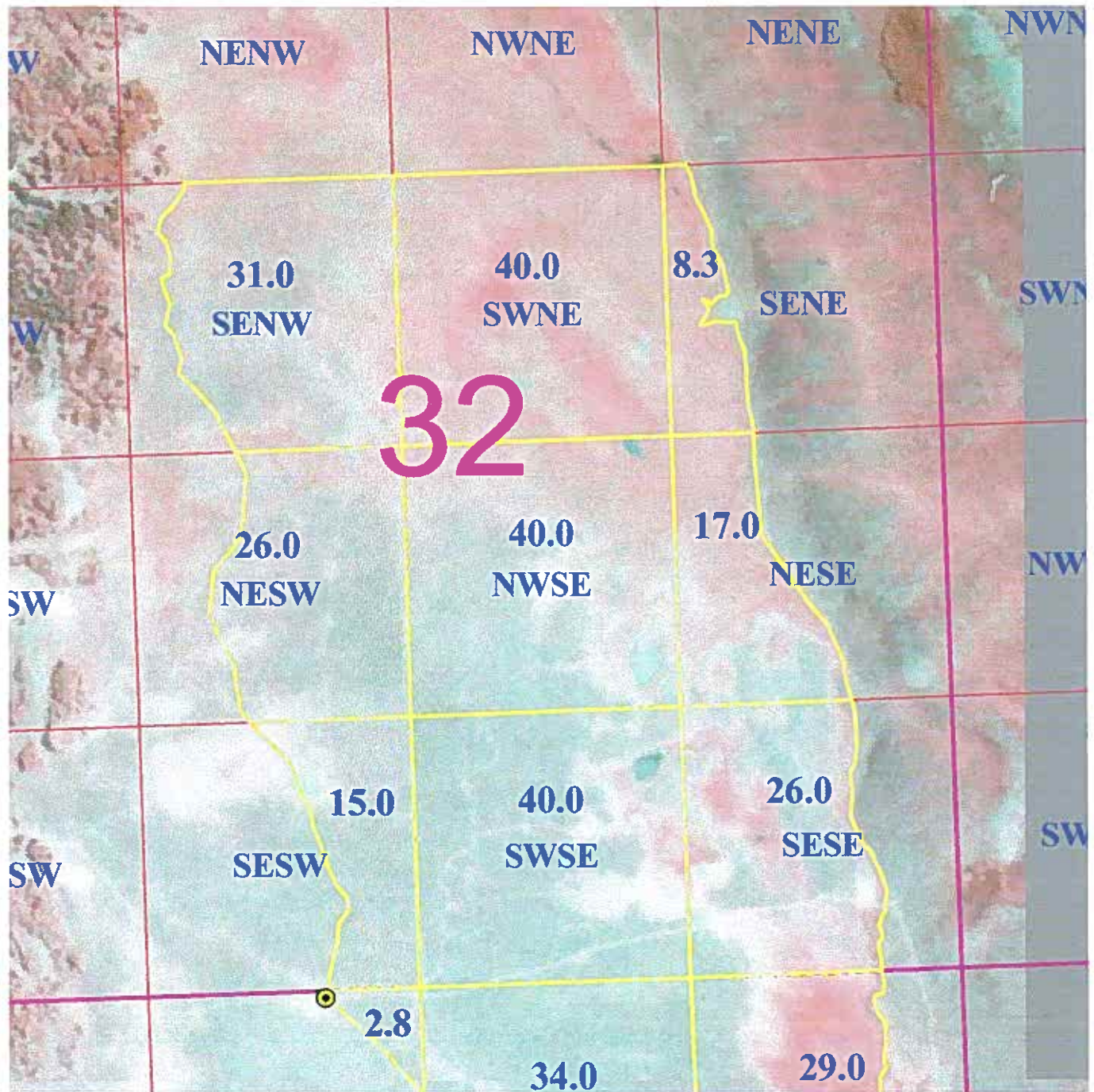
Water Right Claim Number 24-04078
Townships , 8S46E, 9S46E

04/30/2001



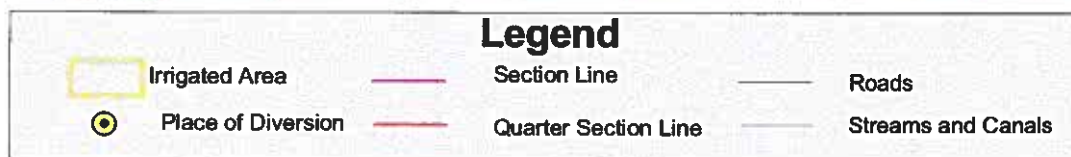
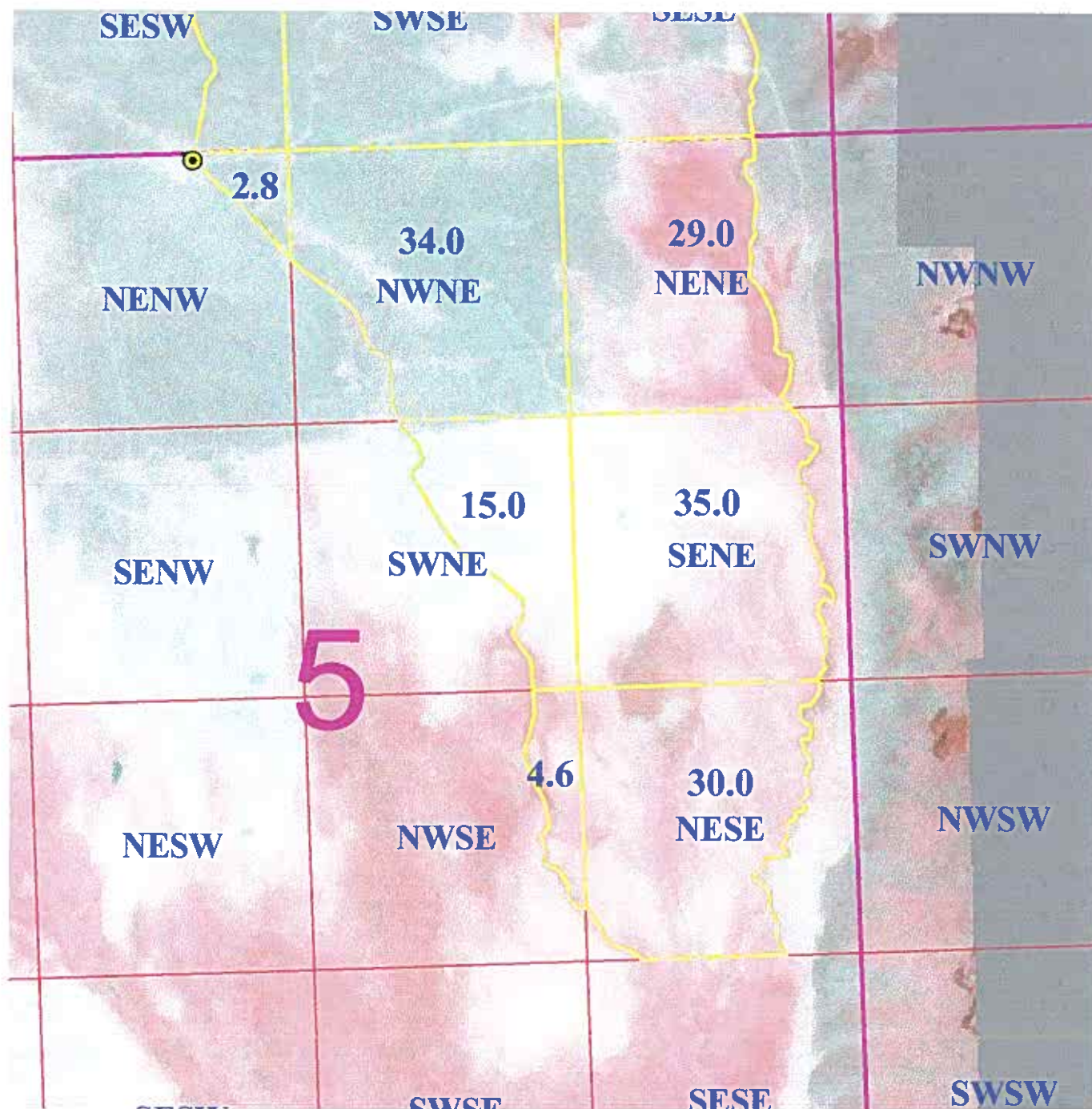
Water Right Claim Number 24-04078
Townships , 8S46E, 9S46E

04/30/2001



Water Right Claim Number 24-04078
Townships , 8S46E, 9S46E

04/30/2001



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED CLAIM TO A WATER RIGHT AMENDED



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 R.S. Peterson & Sons, Inc.
(Name of Claimant)
Box 237 Cokeville, WY 83114 Telephone No. 279-3417
(Mailing Address) (Zip Code)

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

(1) Date of priority: (When was the water first applied to a beneficial use) May 1, 1936

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)

Pole Canyon _____ tributary to **Sage Creek**

(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, ac)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)			
				(Mo., Day)		(Mo., Day)	
Quantity	6.48	Use	Irrigation	Period of Use From	5-1	To	9-30
Quantity	2.00	Use	Stockwater	Period of Use From	5-1	To	11-15
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	
Quantity		Use		Period of Use From		To	

(4) 8.48cfs TOTAL QUANTITY USED.
(cfs. net)

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

NE ¼ NW ¼, Sec. 5 Twp. 9S Rge. 46E B.M., County of Caribou

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Rock and plastic dams in creek

(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.

[illegible]

No. of acres 324

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 1300 head of beef cattle

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

(7) If you are claiming water as a member of an organization, list name of organization: R. S. Peterson & Sons, Inc.

(7) If you are claiming water as a member of an organization, list name of organization: R.S. Petersen & Sons Inc.

WANTED

JAN 27 1964

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern District Office

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 R. S. Petersen & Sons Inc.
(Name of Claimant)
of 237 Cokeville, Wyo. 83114 Telephone No. 279-3417
(Mailing Address) (Zip Code)

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

(1) Date of priority: (When was the water first applied to a beneficial use) 5-1-36

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)
Pete Canyon tributary to Sage Creek

(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. all)		(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity _____	Use <u>Irrigation</u>	Period of Use From <u>5-1</u>	To <u>9-30</u>	
Quantity _____	Use <u>stock water</u>	Period of Use From <u>5-1</u>	To <u>11-30</u>	
Quantity _____	Use _____	Period of Use From _____	To _____	
Quantity _____	Use _____	Period of Use From _____	To _____	
Quantity _____	Use _____	Period of Use From _____	To _____	

(4) _____ TOTAL QUANTITY USED.

(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NW 1/4, Sec. 5 Twp. 9 S Rge. 46 E B.M., County of Carbon
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Rocks and plastic dams in creek

(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.

[illegible]

No. of acres 324

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 1300 head of Beef cattle

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

(7) If you are claiming water as a member of an organization, list name of organization: P.S. Peterson & Sons Inc.

9/81

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 27 1934

Department of Water Resources
Eastern District Office

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

R.S. Peterson & Sons Inc
(Name of Claimant)

(Name of Claimant)

Boy 237 Cokville Wy.
(Mailing Address)

(Mailing Address)

83114
(Zip Code)

Telephone No. 272-3417

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) 5-1-36

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)

Spt. 1, 1992

tributary to

Sage Creek

- (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, af)

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)

(Mo., Day) (Mo., Day)

Quantity _____ Use Hydration Period of Use From 5-1 To 9-30

Quantity	Use	Period of Use From	To
	<u>Stock Water</u>	<u>5-1</u>	<u>1-30</u>

Quantity Use Period of Use From 5-7 To 11-30

Quantity	Use	Period of Use From	To

Quantity	Use	Period of Use From	To

- (4) _____ TOTAL QUANTITY USED.

(cfs af)

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

NW ¼ NW ¼, Sec. 17 Twp. 9 S Rge. 46 E B.M., County of *Butte*

Additional points of diversion: NE 1/4 NE 1/4 Sec. 18 T9S R46E

- 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. *Rock & plastic dam in ditch leading to...*

- (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.

[illegible]

No. of acres 153

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 1300 head of beef cattle

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

- (7) If you are claiming water as a member of an organization, list name of organization: R. S. Peterson & Sons Inc.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

January 9, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Raymond S Peterson & Sons Inc
PO Box 194
Cokeville WY 83114

Re: Snake River Basin Adjudication (SRBA)
Water Right No. A24-04078, A24-04079, A24-04080 & A24-04081
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently on our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office postmarked by January 22, 1998. Make corrections to your name and address if necessary before returning this letter. Thank you for your help. If your mail delivery address changes in any form, please contact us in writing so we can update our records.

Also, according to the county records, this property (A24-04079) has no improvements on it. The claim to the property is for domestic purposes. The department needs proof the water right is used to provide household or yard irrigation in conjunction with a house.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office toll-free at 1-800-451-4129 to obtain a form to make this required change to the water right records.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

1-22-98
Claimant lost
letter. States correct
address on letter.
Has only 1 old house
on A24-04079
Duff
(307) 279-3430