

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 24-10692
Date Received: 11/29/2005
Receipt No:
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~~(208)~~ 279-3439
PO BOX 294
COKEVILLE WY USA 83114

2. Date of Priority: 12/05/1903

3. Source: SPRINGS Trib. to: SAGE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	46E	18	SE NE NE	CARIBOU	
09S	46E	17	NW SW NW	CARIBOU	Beginning Point
09S	46E	17	SE SW NW	CARIBOU	Ending Point
09S	46E	18	NE NE NE	CARIBOU	
09S	46E	17	NW NW NW	CARIBOU	

5. Description of diverting works:

ROCK AND PLASTIC DAMS/ DITCHES TO FLOOD IRR

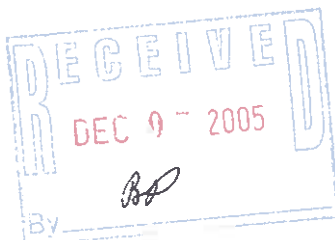
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	09/30	2.23	
STOCKWATER	05/01	11/15	0.02	

7. Total Quantity Appropriated is:
2.23 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
09S	46E	17	NE	NW		IRRIGATION	19.5
			NW	NW		IRRIGATION	25.1
			SW	NW		IRRIGATION	28.8
			SE	NW		IRRIGATION	37.9
			NW	NW		STOCKWATER	
			SW	NW		STOCKWATER	
Section Acres							111.3
Total Acres							111.3

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:
24-4078, 24-10690, 24-10691, 24-10693

14. Remarks:

CHG OF ADDRESS PER CLAIMAINT LETTER DONE 1/23/98 DMS
This right is a split from former right 24-4081.

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

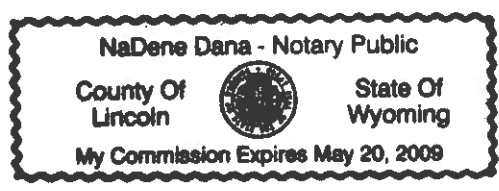
For Organizations:

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

[Signature]
Signature of Authorized Agent
RS Peterson & Sons
Title and Organization
12-5-05
Date

State of ~~Idaho~~ Wyoming)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of Nov. 2005 NaDene Dana
Notary Public



Residing at Cokeville, Wyo
My commission Expires May 20, 2009

SCANNED

AUG 05 2001

203

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: A24-04081
Date Received: 2/15/1996
Receipt No: E021928
Received By: DK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAYMOND S PETERSON & SONS INC 307-279-3439
Address: PO BOX 297
COKEVILLE WY 83114

2. Date of Priority: MAY 1, 1936

3. Source: SPRINGS Trib. to: SAGE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	46E	17	NW	NW			CARIBOU
		18	NE	NE			CARIBOU

5. Description of diverting works:
ROCK AND PLASTIC DAMS/ DITCHES TO FLOOD IRR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	09/30	3.060		
STOCKWATER	05/01	11/15	2.000		

7. Total Quantity Appropriated is:
5.060 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	Lot	Use	Acres
09S	46E	17	NE	NW		IRR	30.0
			NW	NW		IRR	30.0

A24-04081

Page 1

Date: 02/15/96

A2404081



MICROFILMED

NOV 07 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	46E	17	-SW	NW		IRR	30.0
			-SE	NW		IRR	38.0
			-NE	SW		IRR	20.0
			-NW	SW		IRR	2.0
			-SE	SW		IRR	3.0

Section Acres 153.0

Total Acres 153.0

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

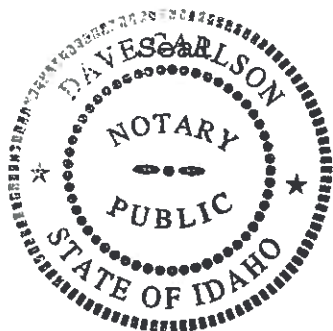
15 Feb. 1996

Date

State of Idaho)
County of Bonneville) SS.

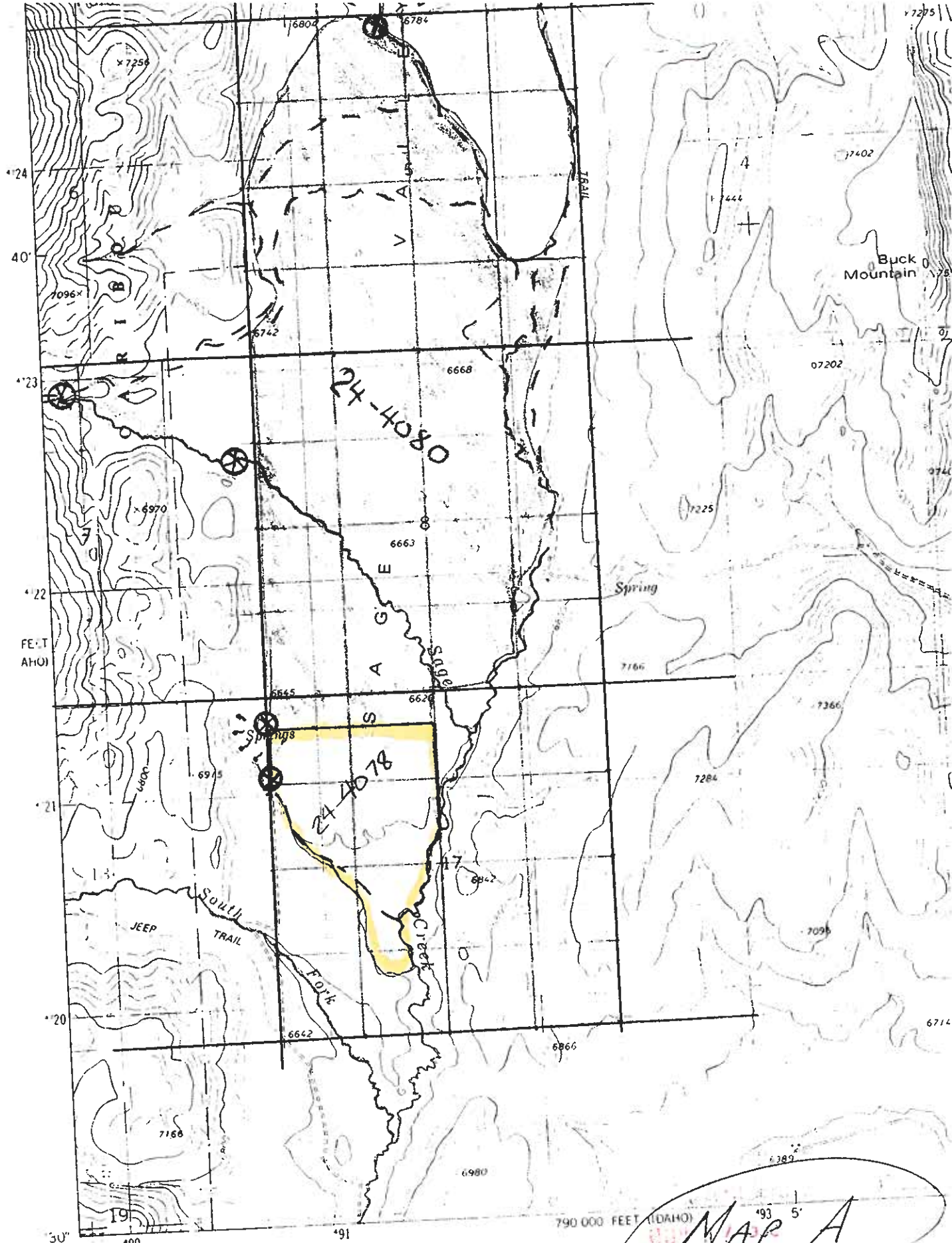
Subscribed and sworn (or affirmed) before me this 15 day
of Feb 19 96

Dave Carlson
Notary Public

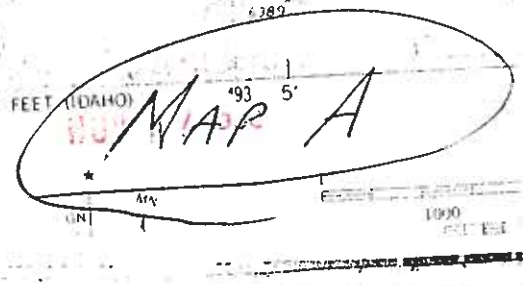


Residing at Rigny, Id
My Commission Expires 2/26/2002

MICROFILMED
NOV 07 1996



Mapped, edited, and published by the Geological Survey
 Control by USGS and NOS/NOAA
 Topography by photogrammetric methods from aerial photographs
 taken 1971 and 1973. Field checked 1974. Map edited 1964



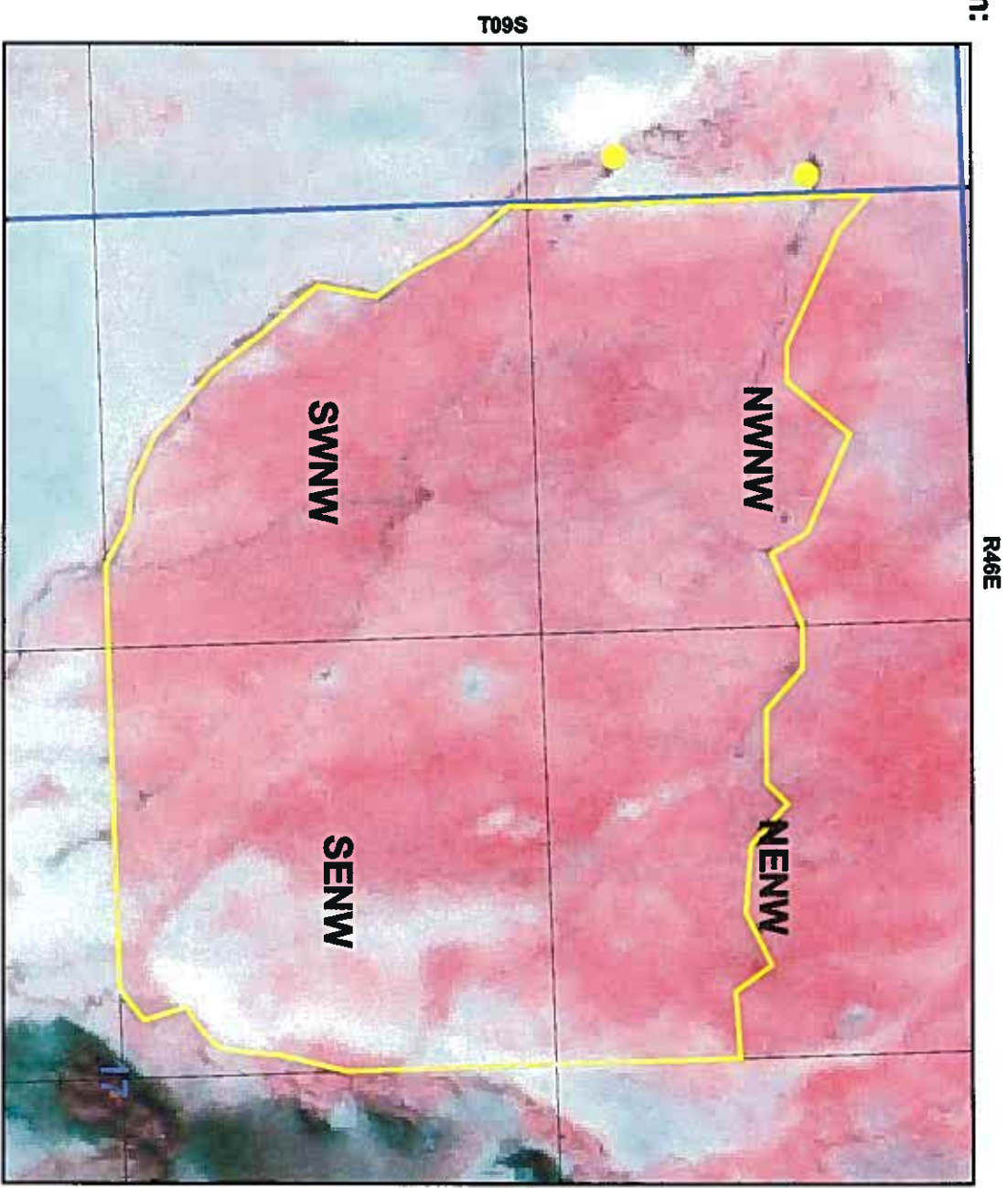
Idaho Department of Water Resources



SRBA Recommendation:
24-10692
(Irrigation)

Legend

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



Owner: **RAYMOND S PETERSEN & SONS INC**
NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

Prepared by S. Christiansen
On Friday, June 9, 2006
1987/88 Aerial Photography

Notes

9/26/06 1pm meeting with Richard Pittman,
faxed NOE to Kathy Jackson. CB
Claimant's agree with recommendation.

Notes

10-21-04 Assessment Opc

Raymond S. Petersen & Sons)

Box 194

Cohamile, ID 83114

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

11-8-04 Raymond Petersen called to find out what kind of evidence he will need. This going to go to the courthouse to look for homestead documents, deeds, etc. CB

11-16-04 Raymond Petersen come by w/ some documents. Raymond thinks the docs will prove an earlier date, about 1900. Wants the priority date changed if possible. BTP

5-25-05 Put a copy of the plat topo & ortho maps in the file. PB

12 Aug 05 Field exam w/ Raymond Petersen. Please see address in A24-4078. BAC
copy put in this file. BTP

11-3-05 Timeline prepared. BTP

11-3-05 Letter to claimant re clarification. BTP

11-23-05 Letter from claimant re appointment. BTP

11-30-05 Split 24-4081 $\leftarrow$ 24-10692
24-10693

11-30-05 Letter to claimant re split. BTP

12-7-05 Received claim. BTP

6/7/06 Recommendation complete. CB

Please print court information (NOE)
create layout CB

9/19/06 Letter adding stock (X02) remark 1000 head.

06/07/2006

**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: 24-10692

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
1:44pm
9/26/06 CB





State of Idaho
DEPARTMENT OF WATER RESOURCES

15 W. Center St. Soda Springs, Idaho 83276

Phone: (208) 547-3993 FAX: (208) 547-3939 www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

September 19, 2006

RAYMOND S PETERSEN & SONS INC
PO BOX 294
COKEVILLE, WY 83114

REF: Preliminary Director's Report on 24-10692 & 24-10693

Subject: Stock water clarification remark added

Dear Claimant(s),

The Preliminary Director's report on the above reference claim has recommended stock water in the SRBA. An additional remark has been added to your recommendation clarifying the number of stock being watered by the source claimed. This number of stock watered is based on the SRBA claim of **1000 RANGE COWS**. If you have any questions please don't hesitate to give me a call at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure(s):

Priority Date Data Entry FormClaim Number: A24-4081

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☐ 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. Bac

Reviewer: _____

Date: _____

Priority Date Data Entry Form

Point of Diversion and Source Data Entry Form

Claim Number: A24-4081 24-10692

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	OOQ of Q	County	Source
26 9S	46E	18		NENE	Carbon	Springs
GPS Coordinates: <u>27 36 27 E</u> <u>1275789 N</u> <u>101M83</u>						
27 9S	46E	18		SENE	Carbon	Springs
GPS Coordinates: <u>27 36 58 E</u> <u>1275603 N</u> <u>101M83</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 BAC

Transfers Changing POD _____

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Claim Number:

A24-4081☐ 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:

Irrigation and stockwater use
observed during field inspection BAC

Transfers Changing Purpose of Use _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: A24-4081☐ 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 acres by QQ. Irrigation determined from field inspection, aerial photo and topo map. BAE

Transfers Changing POU _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Period of Use and Quantity Data Entry Form

Claim Number: A24-4081

☐ 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

Adm 504

Water Use	Start	End	Rate	Volume
Irrigation	4/15	10/31		

Overall Diversion Rate _____

Overall Diversion Volume _____

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

S diversion was not in use. N diversion active flow cross section measured at visually estimated at 2' wide x 1' deep. floating cow chip $V \approx 30'$ in 25 seconds

$Q = AV = (2')(1')(\frac{30 \text{ ft}}{25 \text{ sec}}) \approx 2.4 \text{ ft}^3/\text{s}$. Additional flow was moving through weeds in shallower part of ditch. Claimed Q appears to be reasonable. Bac.

Reviewer: _____

Date: _____



Claim No.: _____

This image shows a single sheet of white paper with horizontal black ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be from a notebook or a set of legal pads. There is no handwriting or other markings on the page.

field amendment copy (1), photos (1), poll list (1), Waypoint list (1)
Bae

Claim No.: _____ Reviewer _____ Date _____

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

**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:

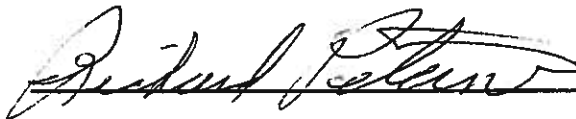
P.O. Box 294
Cokeville, WY. 83114.

(307) 279-3414. (Robert Petersen)

Telephone Number:

(307) 279-3439.

Signature of Claimant(s):





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

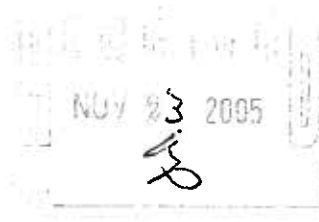
☐ Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

☐ 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,

A handwritten signature in cursive script, appearing to read 'Richard Petersen'.

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



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

COPY

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

Re: Snake River Basin Adjudication (SRBA)
Claim 24-4081

Subject: EVIDENCE OF PRIORITY CLARIFICATION

Response Date: 23 NOVEMBER 2005

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. Sufficient land patents were submitted covering all the claimed quarter-quarters. However, 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

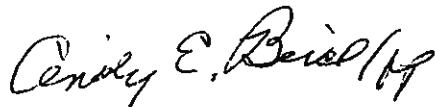
works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

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 24-4081

TIMELINE
24-4081

- 12/1/1904 U. S. Homestead to Benjamin Wilson
T9S, R46E, Sec. 17, NW, 160 acres
Recorded Vol. 59, Page 176
- 11/16/1922 U.S. Homestead to Alfred Hopkin
T9S, R46E, Sec. 17, SW, 160 acres
Recorded Instrument #10136
- Undated Special Use Application and Report to USDA Forest Service

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

Field Amendment Form

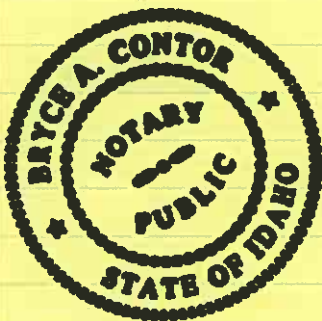
A24-04078, A24-04080, A24-04081.

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, Carbon
County, 12 Aug 2005

original in file A24-04078

A24-4081

looking E towards S pod.
Photo taken from Waypoint
27 which is ~ 100'
west of pod



looking W at N pod.
Strid is 5 feet long.
Waypoint 26



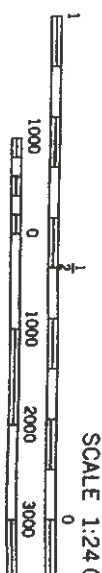
Bae

A24-04081 POU by QQ				
T,R	S	QQ	Q	Acres
09S46E	17	NW	NE	0.7
09S46E	17	SW	NE	0.9
09S46E	17	NE	NW ✓	19
09S46E	17	NW	NW ✓	25
09S46E	17	SW	NW ✓	29
09S46E	17	SE	NW ✓	38
09S46E	17	NE	SW ✓	14
09S46E	17	NW	SW ✓	1.2
Section Acres				127.8
Total Acres				127.8

A24-04081 GPS waypoints

Waypoint	Lat_dd	Lon_dd	Claim	Sitetag	Feature	Instrument	Collected	Notes
26	42.64618333	-111.1135167	A24-04081	none	POD	Garmin Geko 201	B. Contor	Hoopes spring
27	42.64451667	-111.1141167	A24-04081	none	POD	Garmin Geko 201	B. Contor	POD is 100 feet E of waypoint

95 46 E 18 NE NE N.
SE NE NE

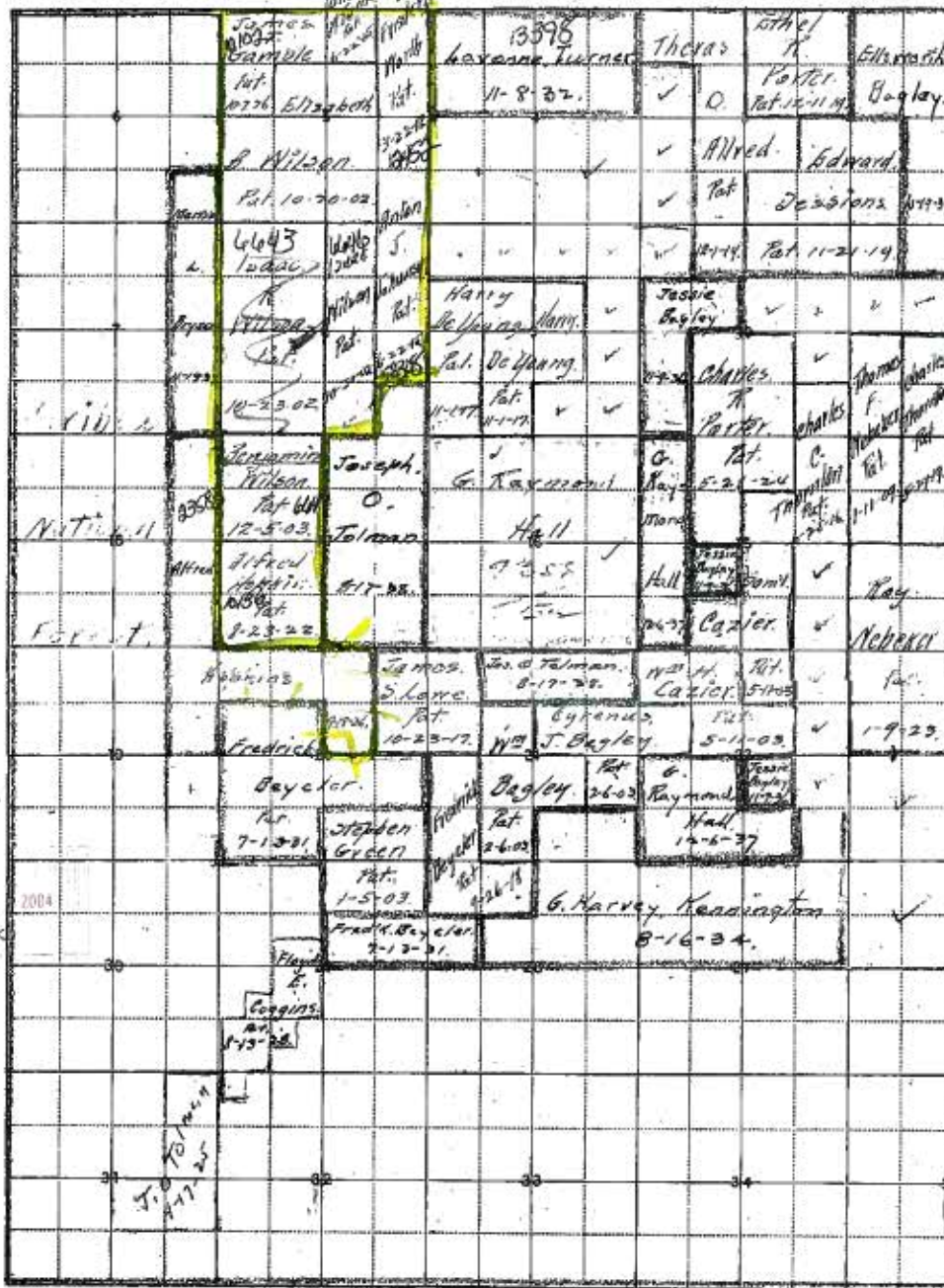




**213 Addison Avenue
Twin Falls, Idaho 83301
(208) 733-5581**

172 South Main - Soda Springs, Idaho

Township No. 9 South Range No. 46 E.



ch 3, 1883, authorizing a charge to be made for plats or diagrams, the fees for the same are fixed as follows:

for a plat or diagram showing vacant public land, to plainly check off with a cross, thus X, every lot or smaller legal sub-	\$1.00
division of land, to plainly check off with a cross, thus X, every lot or smaller legal sub-	2.00
division of land, to plainly check off with a cross, thus X, every lot or smaller legal sub-	3.00
division of land, to plainly check off with a cross, thus X, every lot or smaller legal sub-	4.00

receivers to charge or receive a fee of 25 cents for plats or diagrams of a section or a part of a section of a

one dollar each are entitled to detailed information as to whether each and every smallest legal subdivision or lot is vacant public land, application for a township diagram showing vacant public land, to plainly check off with a cross, thus X, every lot or smaller legal sub-division of land. The character of the entries thus checked off need not be shown.

BY THE PRESIDENT: T. Roosevelt, By F. M. McKean, Secretary.
Recorded Idaho Vol. 59, Page 176. J. H. Brush, Recorder of the General Land Office.
Filed for record at 1:10 o'clock P.M., Dec. 4, A.D., 1905, and recorded at the
request of D. J. Clark. E. G. Gallet, Recorder, By D. M. Campbell, Deputy.

Transcribed from Bannock County Records, Patent Record No. 5, Page 153.

THE UNITED STATES OF AMERICA.

Patent No. 6647.

Certificate No. 4314 } TO ALL TO WHOM THESE PRESENTS SHALL COME -- GREETING:
Section 9162

WHEREAS, There has been 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 pursuant to the Act of Congress approved 20th May, 1862, "To Secure Homesteads
for Settlers on the Public Domain", and the Acts supplemental thereto, the claim
of Benjamin Wilson has been established and duly consummated, in conformity to law, for the

quarter of section seventeen in Township nine South of Range forty six East
of the Meridian in Idaho, containing one hundred and sixty acres, according to the

Plat of the Survey of the said land, returned to the General Land Office by the
General:

NOW, KNOW YE, That there is, therefore granted by the United States
of land
unto the said Benjamin Wilson, the tract/above described: TO HAVE AND TO HOLD the said

land, with the appurtenances thereof, unto the said Benjamin 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

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 pro-

owner 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
to be 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
1st day of December 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 ninth.

BY THE PRESIDENT: T. Roosevelt, By F. M. McKean, Secretary.
Recorded Idaho Vol. 55, Page 385. C. H. Brush, Recorder of the General Land Office.

Filed for record at 2:04 o'clock P.M., Apr. 18, A.D., 1906, and recorded at the
request of Bannock Abst. Co. E. G. Gallet, Recorder, By D. M. Campbell, Deputy, Fee \$1.25.

Transcribed from Bannock County Records, Patent Record No. 5, Page 193.

RECEIVED
NOV 16 2004
54

9,46
17, NW
16000

-----000-----

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-
teen 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 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: 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.



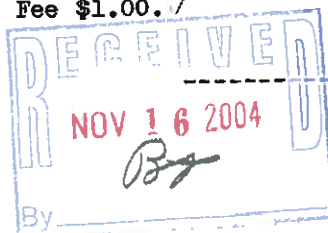
Recorded: Patent Number 888097.

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

Edith C. Smith
Recorder.

Instrument No. 10225.

Blackfoot 032108.



-----000-----

USDA Forest Service SPECIAL-USE APPLICATION AND REPORT (Ref.: FSM 2712, 36 CFR 251.54)		Pocatello Idaho 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 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 1965. we have several ranches & are experienced with all type of Ditches & water lines.

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 forest 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

NOV 16 2004

BP

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

COPY

Raymond S. Petersen & Sons
Box 194
Cokeville WY 83114

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

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”.

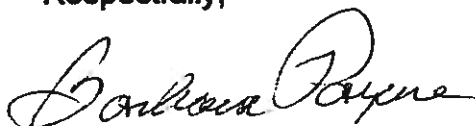
It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
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~~

~~21160~~

~~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 1625 ac

Parcel 21130

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

280 ac dry grazing

Parcel 21160

2, 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 & Son

Parcel 21170

9, 46, 6 S E S E

dry grazing 40 ac

Parcel 21180

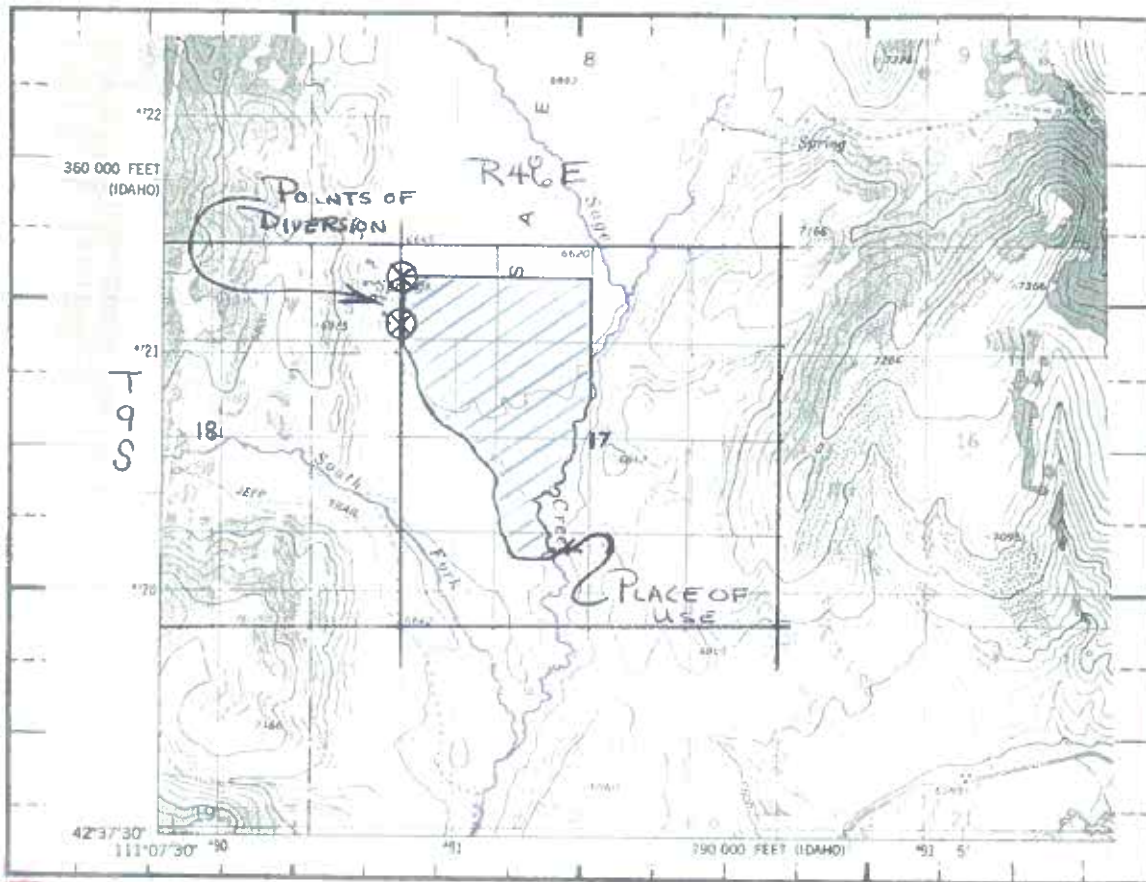
7, 46 7 E $\frac{1}{2}$ E $\frac{1}{2}$

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

Dry grazing 160 ac

BP

18) Remarks



2 inches equal 1 mile.

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

State of Idaho)
County of Lincoln)

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. Petersen
(Claimant)

Charlie P. Veronick
Notary Public
Residing at Cokerille, Wyo

My commission expires July 9, 1986

FOR DEPARTMENT USE ONLY

Received by CU Date 2-09-84 Exception filed by: _____
Prelim. check by RCW Date Feb 13, 1984 Forwarded to _____
\$30.00 fee received by CU Date 2-9-84 H33444 claimant by: _____
Published in Caribou County Sun _____
Dates 2/23 - 3/1/84 _____

AUG 8 5 2001

Log for claim 24-04081

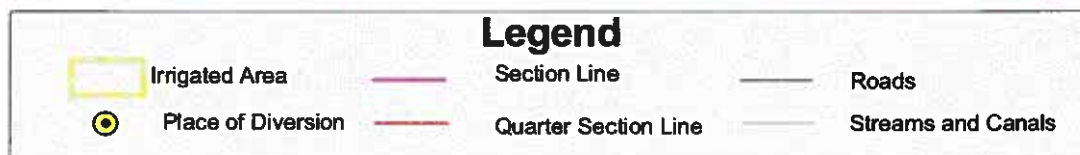
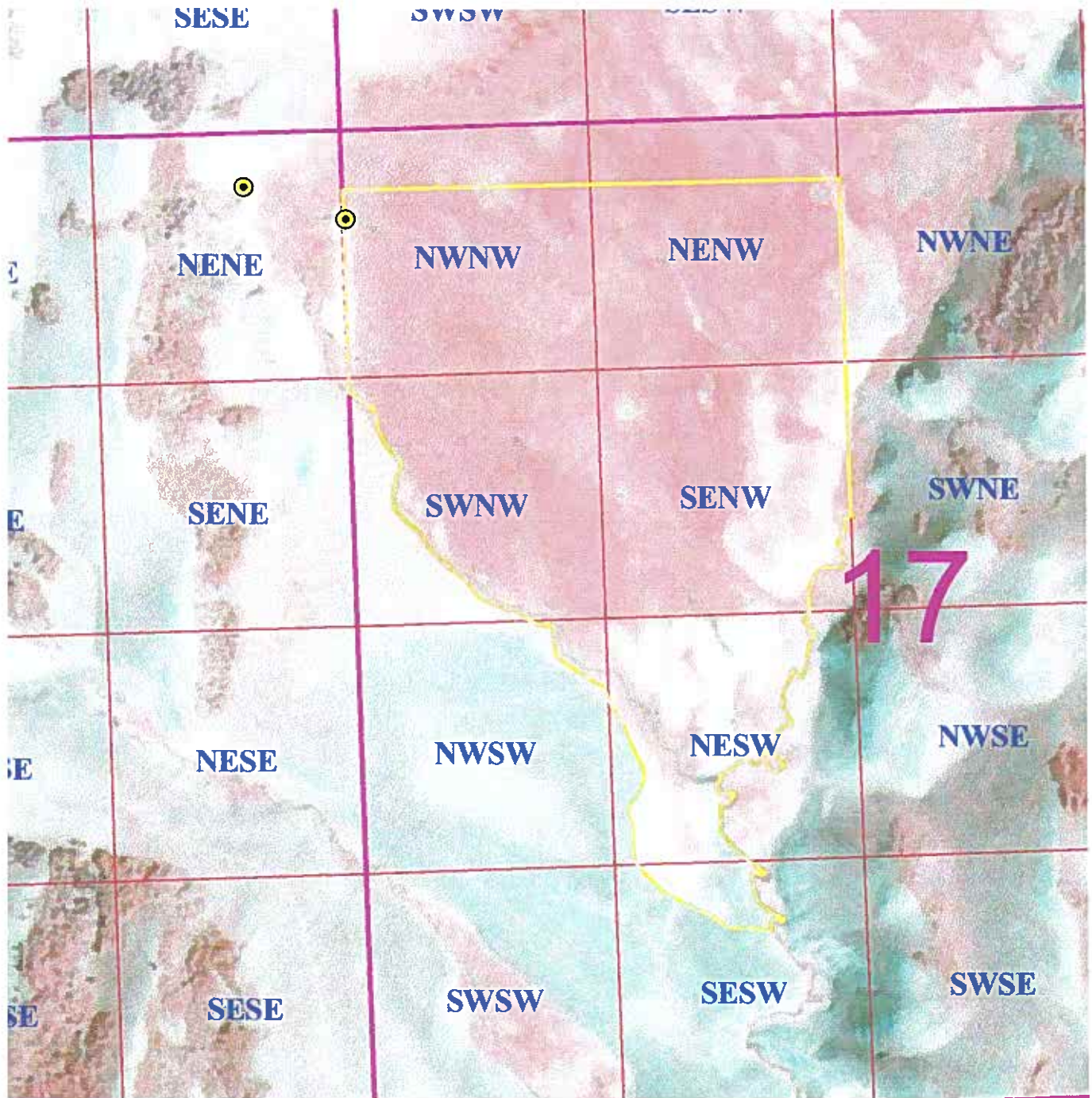
Spatial Dynamics BTD

4/30/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s46e	17	NENW	30	29	
09s46e	17	NWNW	30	30	
09s46e	17	SWNW	30	30	
09s46e	17	SENW	38	38	
09s46e	17	NESW	20	23	
09s46e	17	NWSW	2	1.9	
09s46e	17	SESW	3	3.6	
Totals:			153	155.5	

Water Right Claim Number 24-04081
Township , 9S46E

04/30/2001

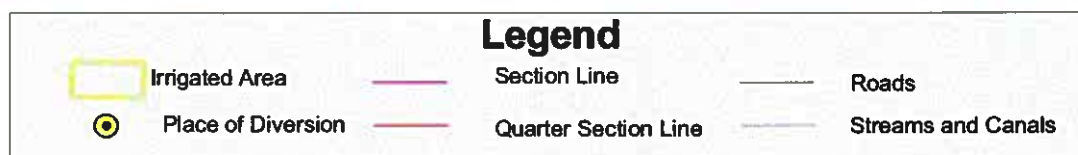
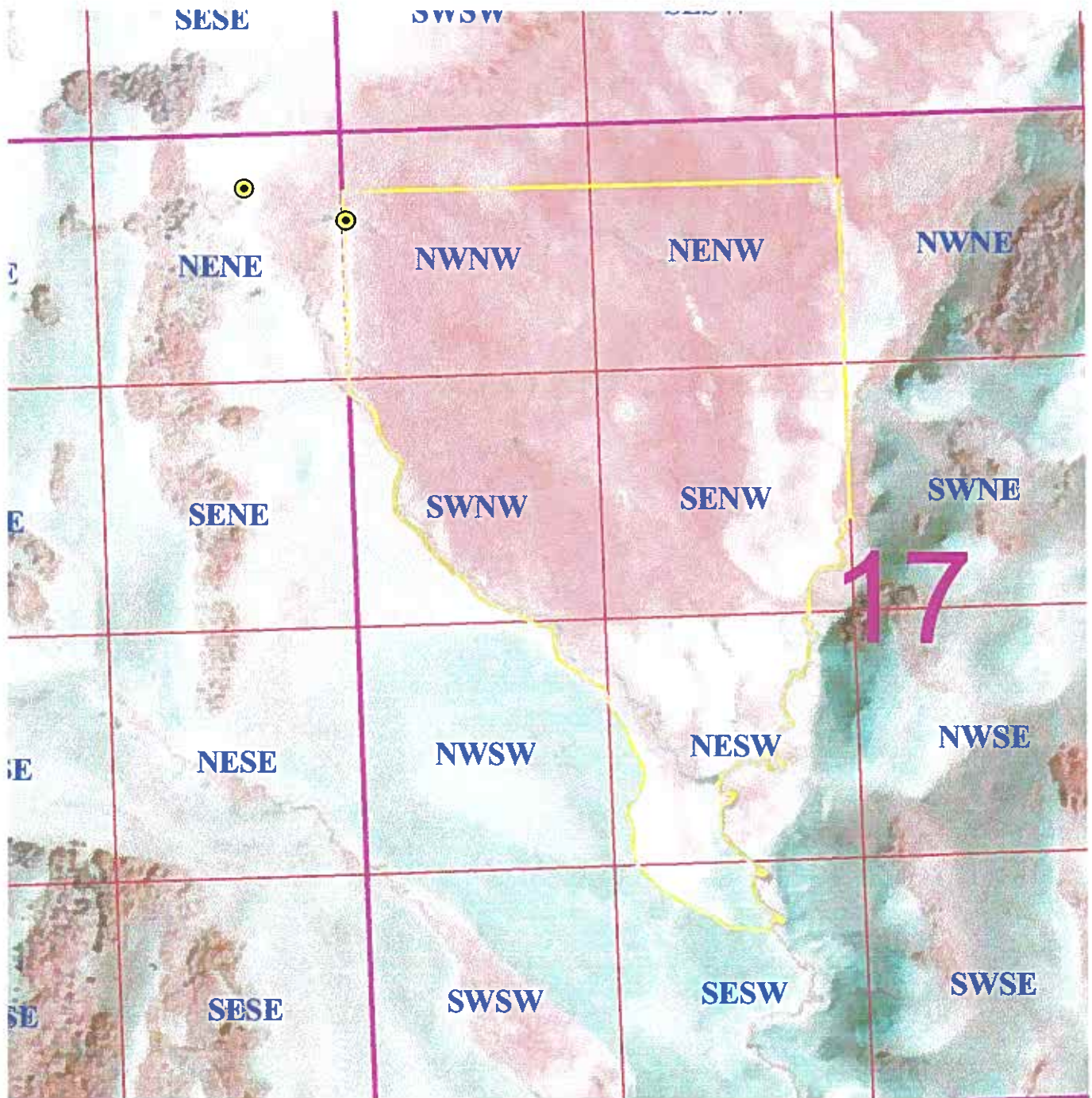


600 0 600 1200 Feet



Water Right Claim Number 24-04081
Township , 9S46E

04/30/2001

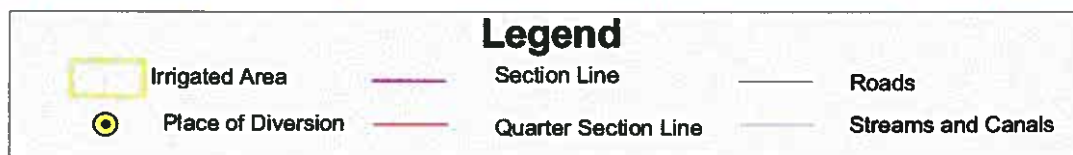
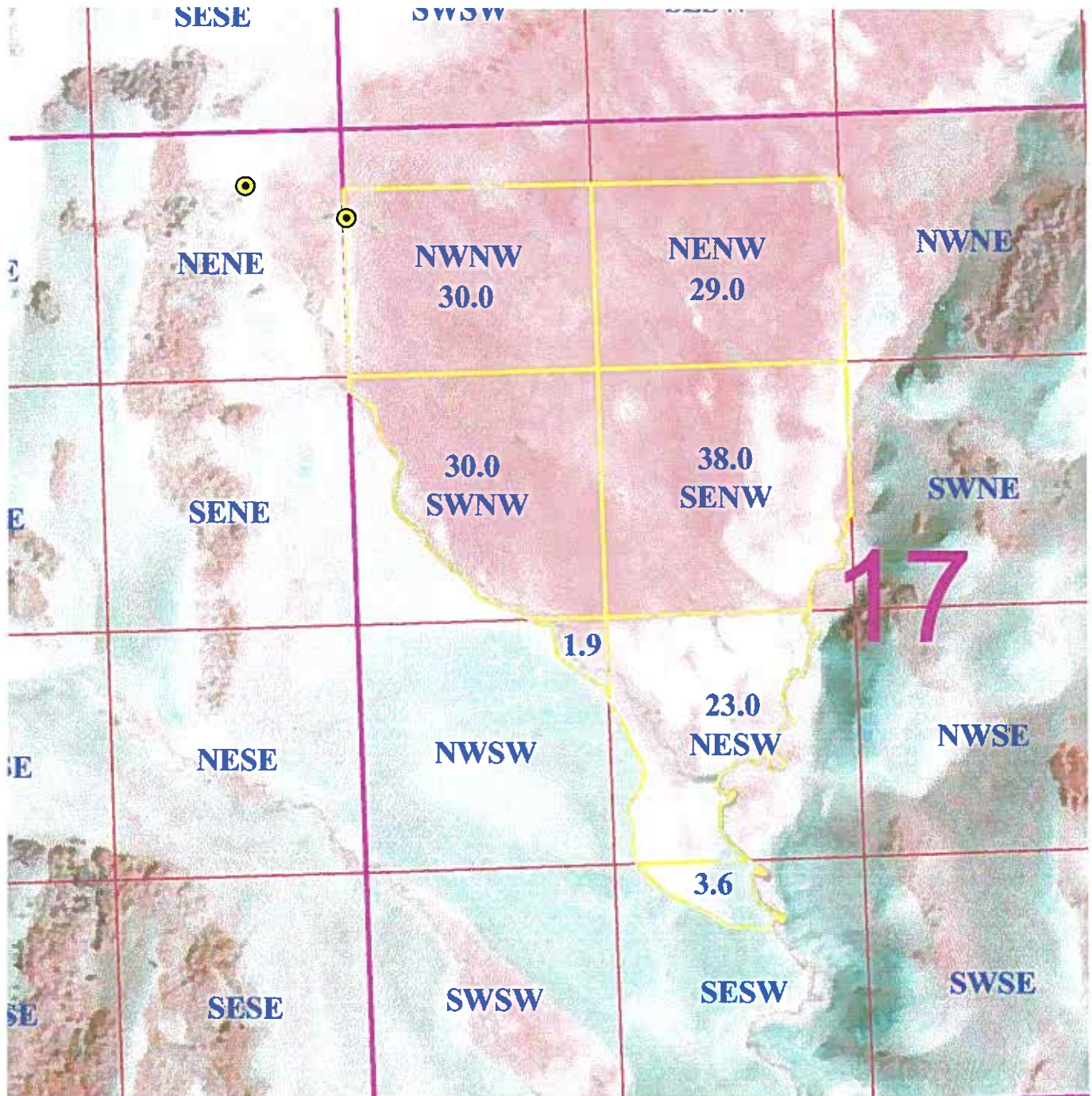


600 0 600 1200 Feet



Water Right Claim Number 24-04081
Township , 9S46E

04/30/2001



600 0 600 1200 Feet

SPATIAL
DYNAMICS

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

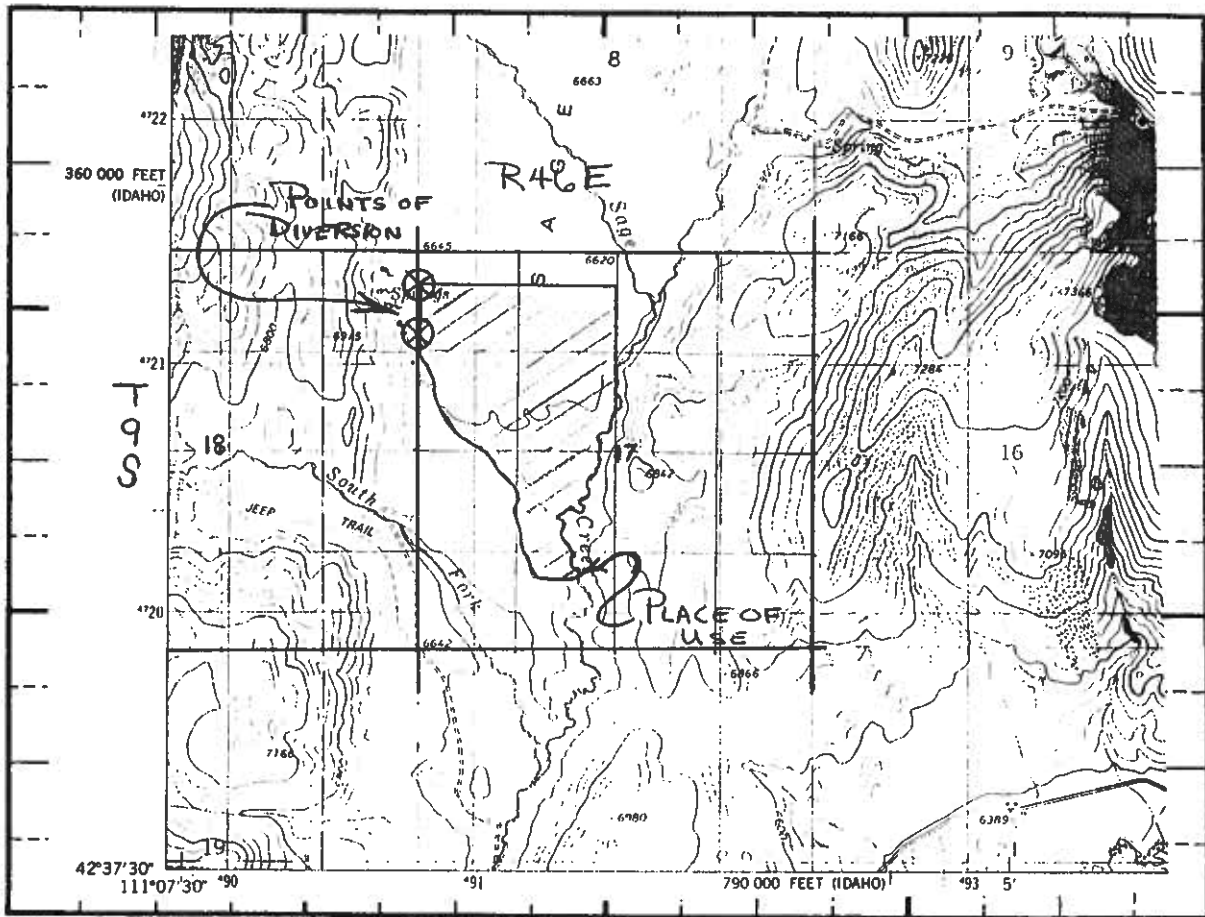
claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(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]

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

(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 Lincoln ss.
County of Carbon

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. Petersen
(Claimant)
Ashlee P. Deranovich
Notary Public
Residing at Cokeville, Wyo

My commission expires July 9, 1986

FOR DEPARTMENT USE ONLY

Received by <u>RLW</u>	Date <u>2-09-84</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>RLW</u>	Date <u>Feb 13, 1984</u>		claimant by:	
\$30.00 fee received by <u>RLW</u>	Date <u>2-9-84</u>	<u>#33444</u>		
Published in <u>Carbon County Sun</u>				
Dates <u>2/23 - 3/1/84</u>				

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:

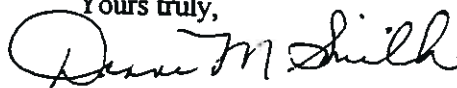
IDWR has been notified the address presently on our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address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