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 24-10693
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)279-3439

PO BOX 294
COKEVILLE WY USA 83114

2. Date of Priority: 08/23/1922

3. Source: SPRINGS Trib. to: SAGE CREEK

4. Point of Diversion:

Township	Range	Section	1/4	1/4	1/4	Lot	County	Type
09S	46E	17	NE	NW	SW		CARIBOU	Beginning Point
09S	46E	17	SW	NE	SW		CARIBOU	Ending Point
09S	46E	18	SE	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	0.31	
STOCKWATER	05/01	11/15	0.02	

7. Total Quantity Appropriated is:
0.31 C.F.S.

8. Total consumptive use:

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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RAYMOND S PETERSEN & SONS INC Phone: ~~(208)~~ 307 279-3439
PO BOX 294
COKEVILLE WY USA 83114

2. Date of Priority: 08/23/1922

3. Source: SPRINGS Trib. to: SAGE CREEK

4. Point of Diversion:

Township	Range	Section	1/4	1/4	1/4	Lot	County	Type
09S	46E	17	NE	NW	SW		CARIBOU	Beginning Point
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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	0.02	
STOCKWATER	05/01	11/15	0.31	

6/5/06 fixed on print these were switched when claim was split CB.

7. Total Quantity Appropriated is:
0.31 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

RECEIVED
DEC 7 2005
By

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
09S	46E	17	NE	SW		IRRIGATION	14.2
			NW	SW		IRRIGATION	1.2
			NW	SW		STOCKWATER	
			NE	SW		STOCKWATER	
						Section Acres	15.4
						Total Acres	15.4

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, 24-10692

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

Subscribed and sworn (or affirmed) before me this 6th Day
of Dec. 2005

NaDene Dana
Notary Public

NaDene Dana - Notary Public
County Of Lincoln
State Of Wyoming
My Commission Expires May 20, 2009

Residing at Cokeville, Wy

My commission Expires May 20, 2009

SCANNED

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: DC

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

A2404081

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

NOV 0 7

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: ___/_____

NOV 0 7 1996

For Organizations:

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

Richard D Petersen
Signature of Authorized Agent

President
Raymond S. Petersen & Sons, Inc
Title and Organization

15 Feb. 1996
Date

State of Idaho)
) SS.
County of Bonneville)

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

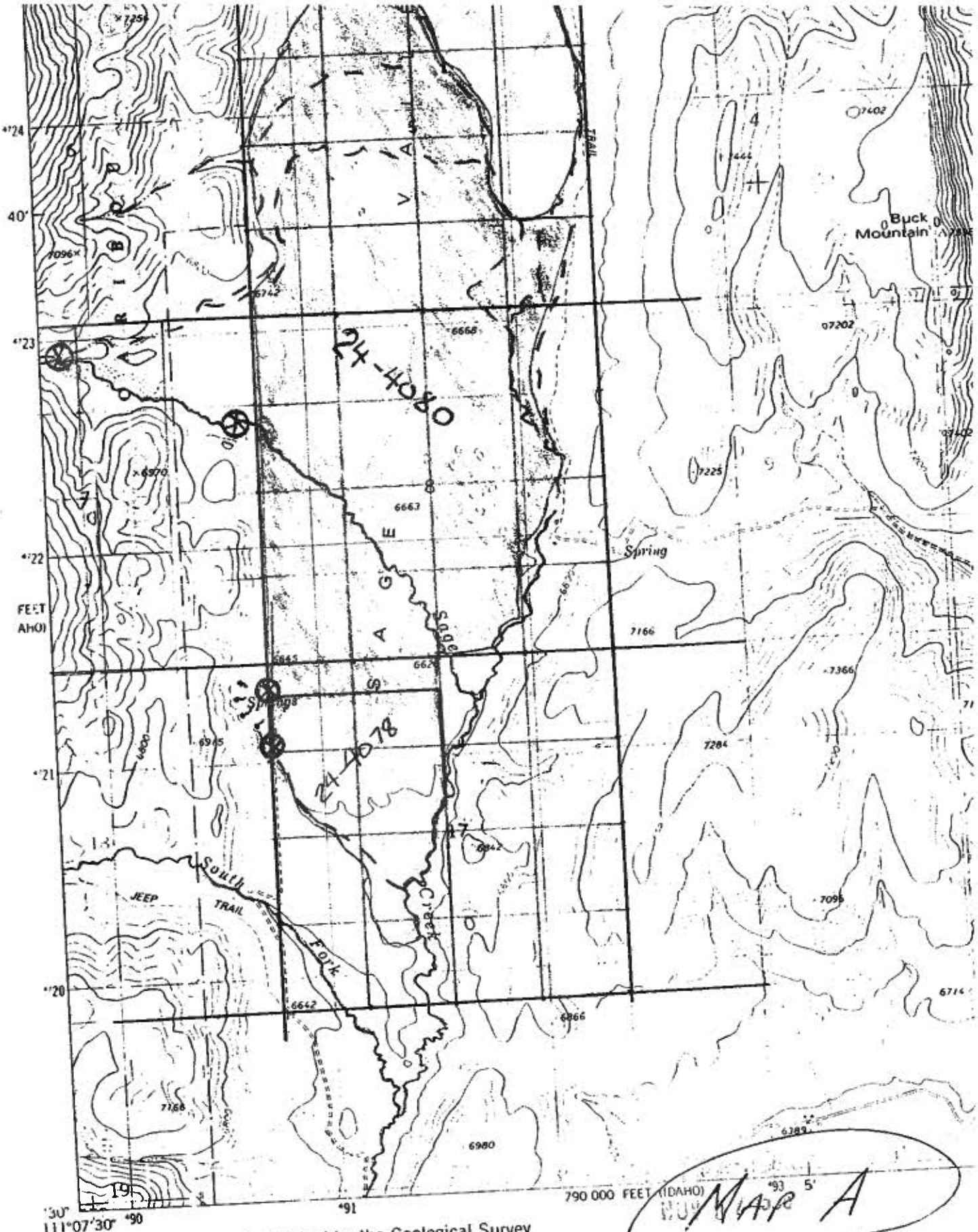
Dave Carlson
Notary Public

DAVE CARLSON NOTARY PUBLIC STATE OF IDAHO

Residing at Rigby, Id

My Commission Expires 2/26/2002

RECEIVED
NOV 07 1996



Mapped, edited, and published by the Geological Survey

Control by USGS and NOS/NOAA

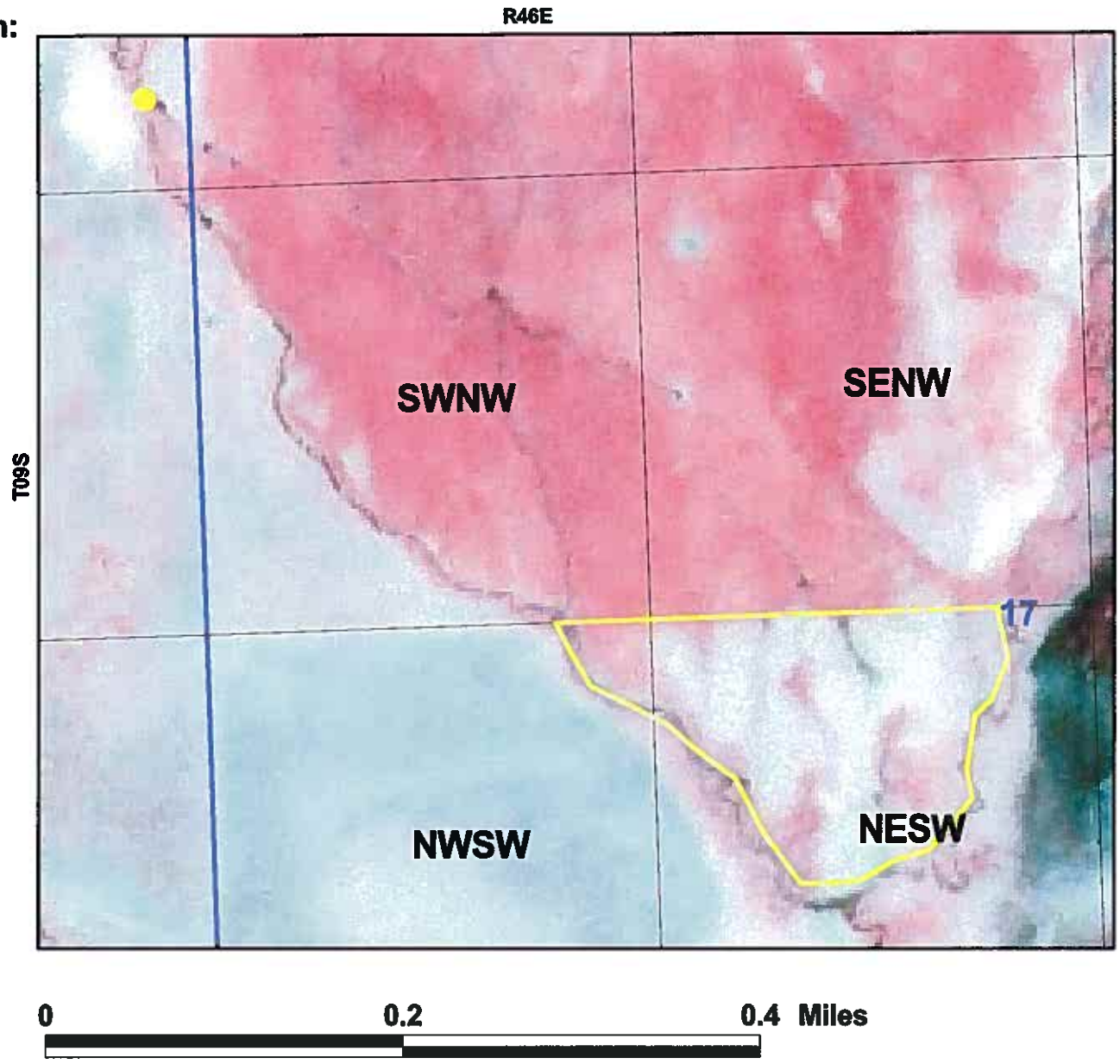
Topography by photogrammetric methods from aerial photographs taken 1971 and 1974. Field checked 1974. Map edited 1980

Idaho Department of Water Resources

SRBA Recommendation:

24-10693

(Irrigation)



Legend

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

Caribou County
IDWR Basin 24

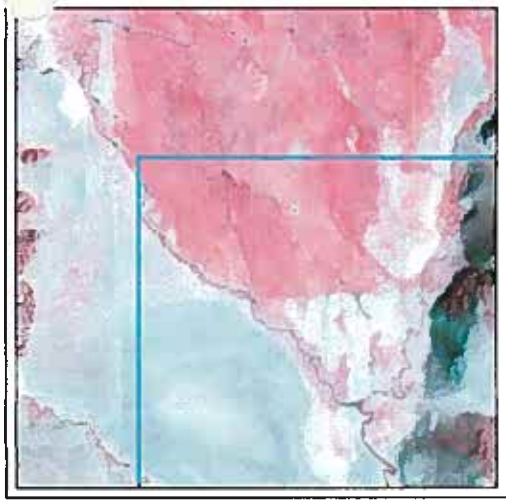
N

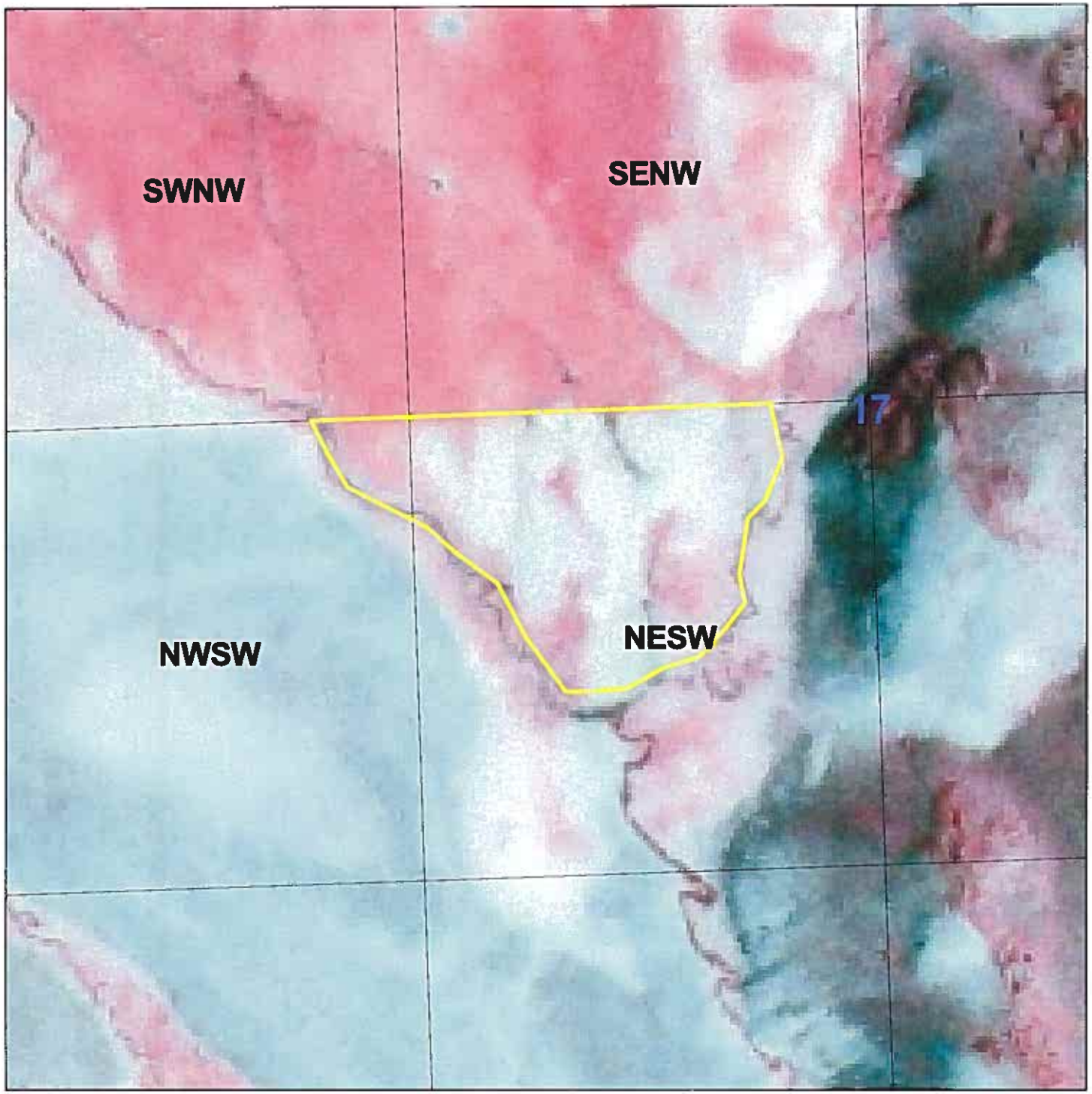
Prepared by S. Christiansen
On Friday, June 9, 2006
1987/88 Aerial Photography

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.

24-10693





Notes

6/7/06 Recommendation Complete. CB

Please create a layout and print Court information (NOE)

9/19/06 letter adding Stark remarks X02. 1000 head of cows

9/26/06 1pm meeting with Richard Petersen. faxed NOE reply to Katy Jackson. CB Claimant's agree with recommendation

Notes

10-21-04 Assessor's Office:
Raymond S. Petersen & Sons
Box 194
Cottonwood, ID 83114

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

11-8-04 Raymond Petersen called to find out what kind of evidence he will need. He's going to go to the courthouse to look for homestead documents, deeds, ect. CR

11-16-04 Raymond Petersen came by w/some documents. Raymond thinks the ditch was built from an earlier date, about 1900. Wants the priority date changed if necessary. BP

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 Addendum in A24-4078. BAC
copy put in this file. BP

11-3-05 Timeline prepared. BP

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

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

11-30-05 Split 24-4081 < 24-10692 24-10693. BP

11-30 Letter to claimant re split. BP

12-7-05 Received claim. BP

6/3/06 Amend claim to fix the diversion rate. The diversion rates got reversed in the process of splitting the claim POD on F.S ground? When Barbara split the claim she inadvertently switched diversion rates. Corrected them - CR

06/08/2006

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: 24-10693

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 Peterson

Please print your name: Richard Peterson

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

FAXED 1:46pm to I.F. CB

RECEIVED SEP 26 2006 By 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 Form

Claim 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

IDWR Field Exam Form 04/03/2002

Point of Diversion and Source Data Entry Form

Claim Number: A24-4081

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
(26)	9S	46E	18		NE NE NE	Caribou	Springs
GPS Coordinates:	2736627E					1275789 N	NAD83
(27)	9S	46E	18		SE NE NE	Caribou	Springs
GPS Coordinates:	2736583E					1275603 N	NAD83
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: ____

Point of Diversion and Source Data Entry Form

IDWR Field Exam Form 04/03/2002

Purpose of Use Data Entry Form

Claim Number: 24-4051

_____ 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: _____

Purpose of Use Data Entry Form

IDWR Field Exam Form 04/03/2002

Place Of Use Data Entry Form

Claim Number: 24- 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. BAC

Transfers Changing POU _____

Reviewer: _____ Date: _____

IDWR Field Exam Form 04/03/2002

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

Water Use	Start	End	Rate	Volume

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

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

Reviewer: _____ Date: _____

Period of Use and Quantity Data Entry Form

Claim No.: _____

Summary Data Entry Form

Remarks and Conditions (Include Type, Category and Code if applicable):

Split or Combined Right Analysis:

Attached Field Notes or Other Documents:

field amendment copy (1), photos (1), POU list (1), Waypoint list (1)
Bac

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

DIRK KEMPTHORNE
Governor
KARL J. DREHER
Director

30 November 2005

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

COPY

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): Robert Petersen ← 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

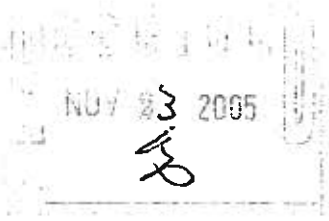
- ☐ Adjudication Bureau
  Idaho Dept. of Water Resources
  15 West Center Street
  Soda Springs, ID 83276
  Ph. 208/547-3993 or
  FAX 208/547-3939

SS
ADDRESS FM
Revised 11/1/2004

IDWR Use Only: Date Entry: CB

Date: 11/23/05

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 respectively 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.

Respectifully,

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

DIRK KEMPTHORNE
Governor
KARL J. DREHER
Director

3 November 2005

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/bjp

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

TERN REGION
900 N SKYLINE DR STE A
IDAHO FALLS ID 83402

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
Colleville

[ ] New Mailing Address: PO Box 194
Colleville 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. Peter
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

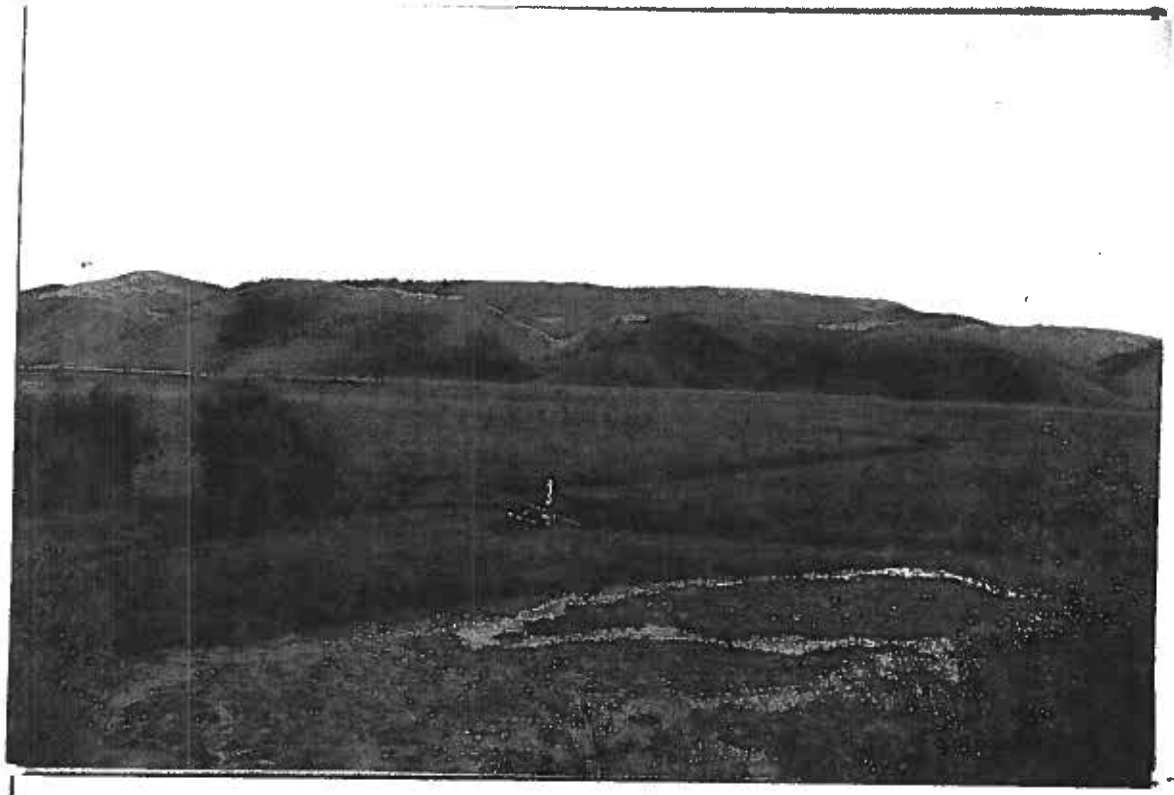
Notary Public residing at Iona, ID

Commission expires 10/14/2005

Signed at ranch, Caribou County, 12 Aug 2005

original in file A24-04078

A24-4081



looking E towards S POD.
Photo taken from Waypoint 27 which is a 100' West of POD

looking W at N POD.
Stick is 5 feet long.
Waypoint 26

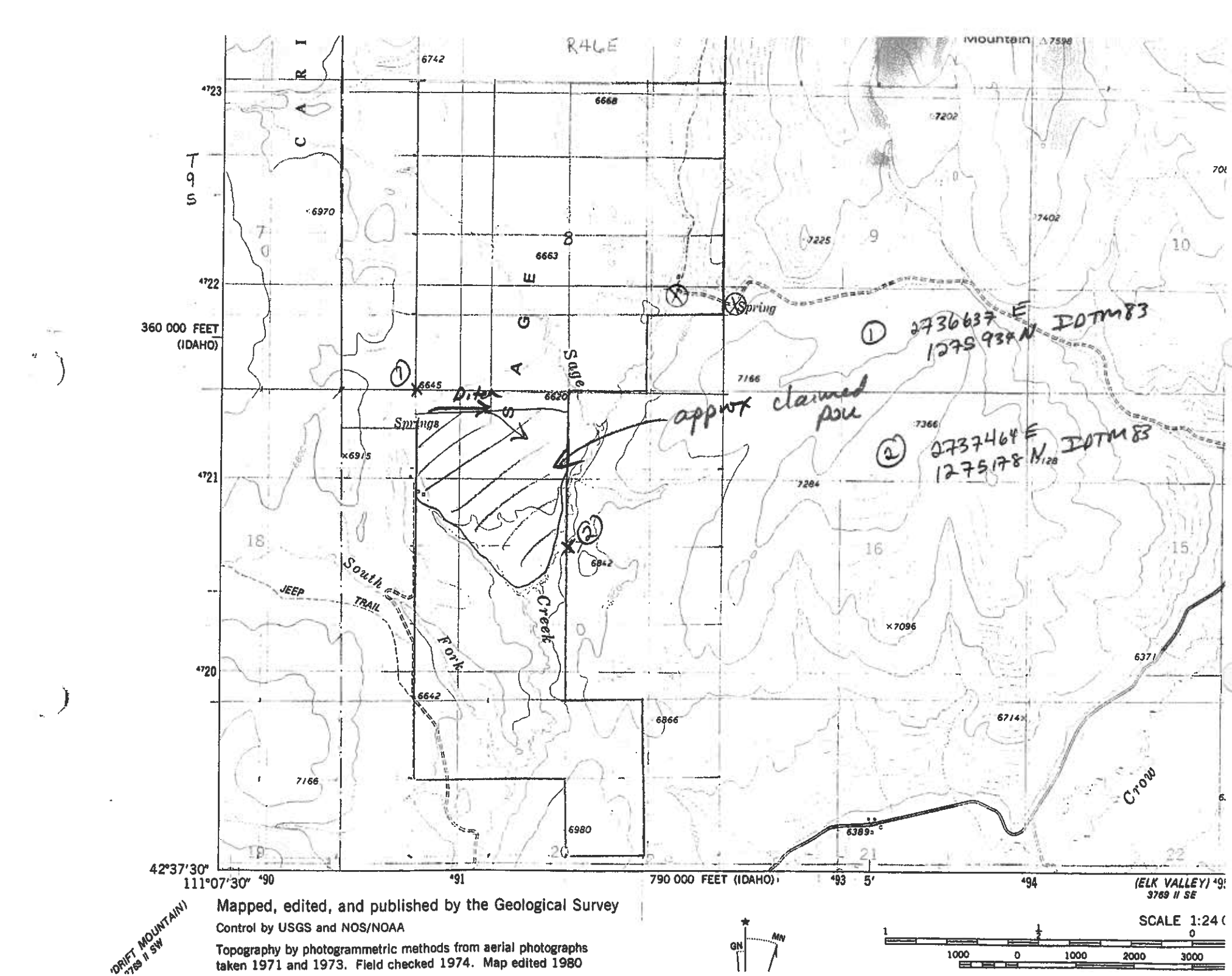
Bac

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

9S 46E 18 NE SE1



① 2736637 E 1275934 N IDTM83

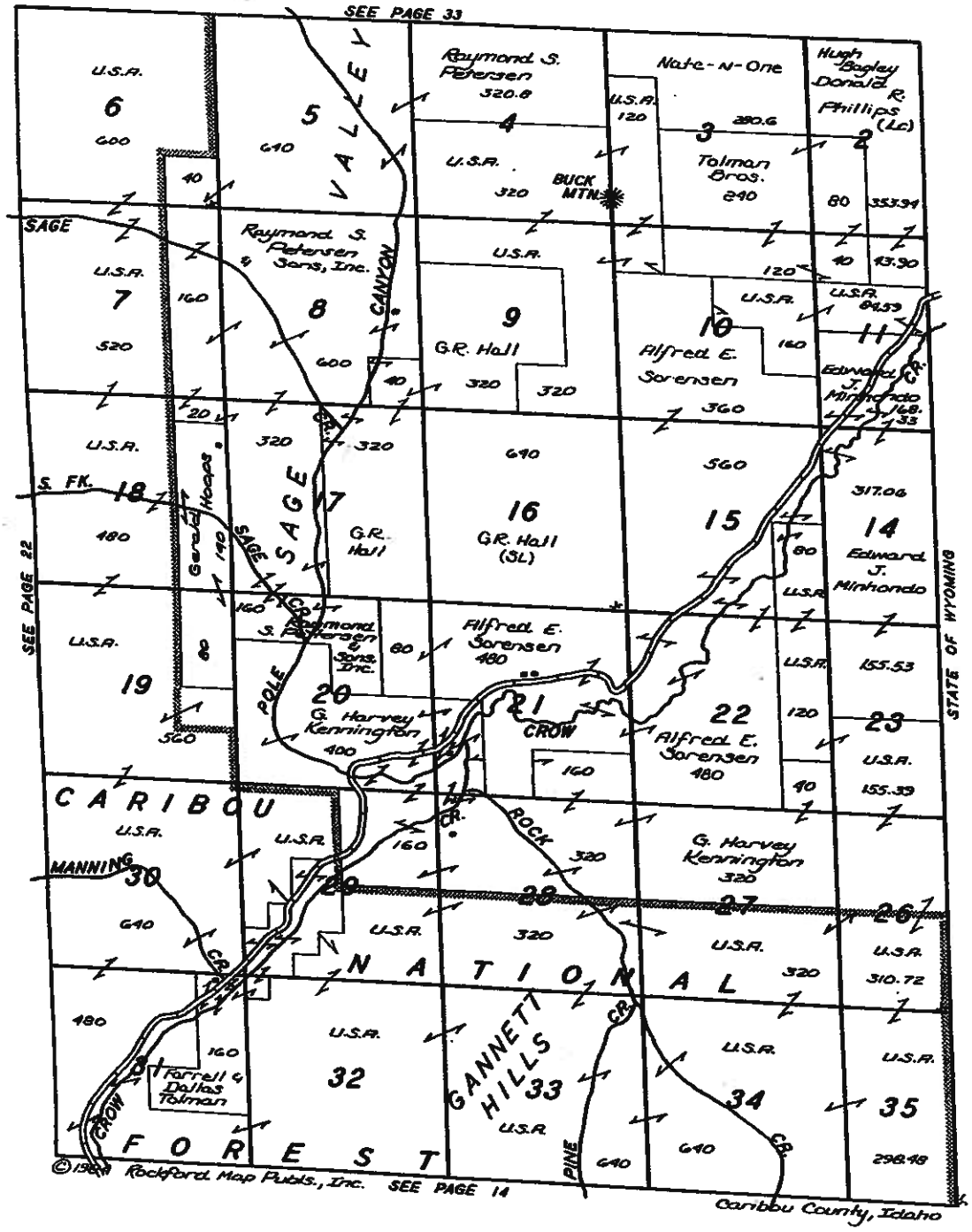
② 2737464 E 1275178 N IDTM83

approx claimed pit

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 1980



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

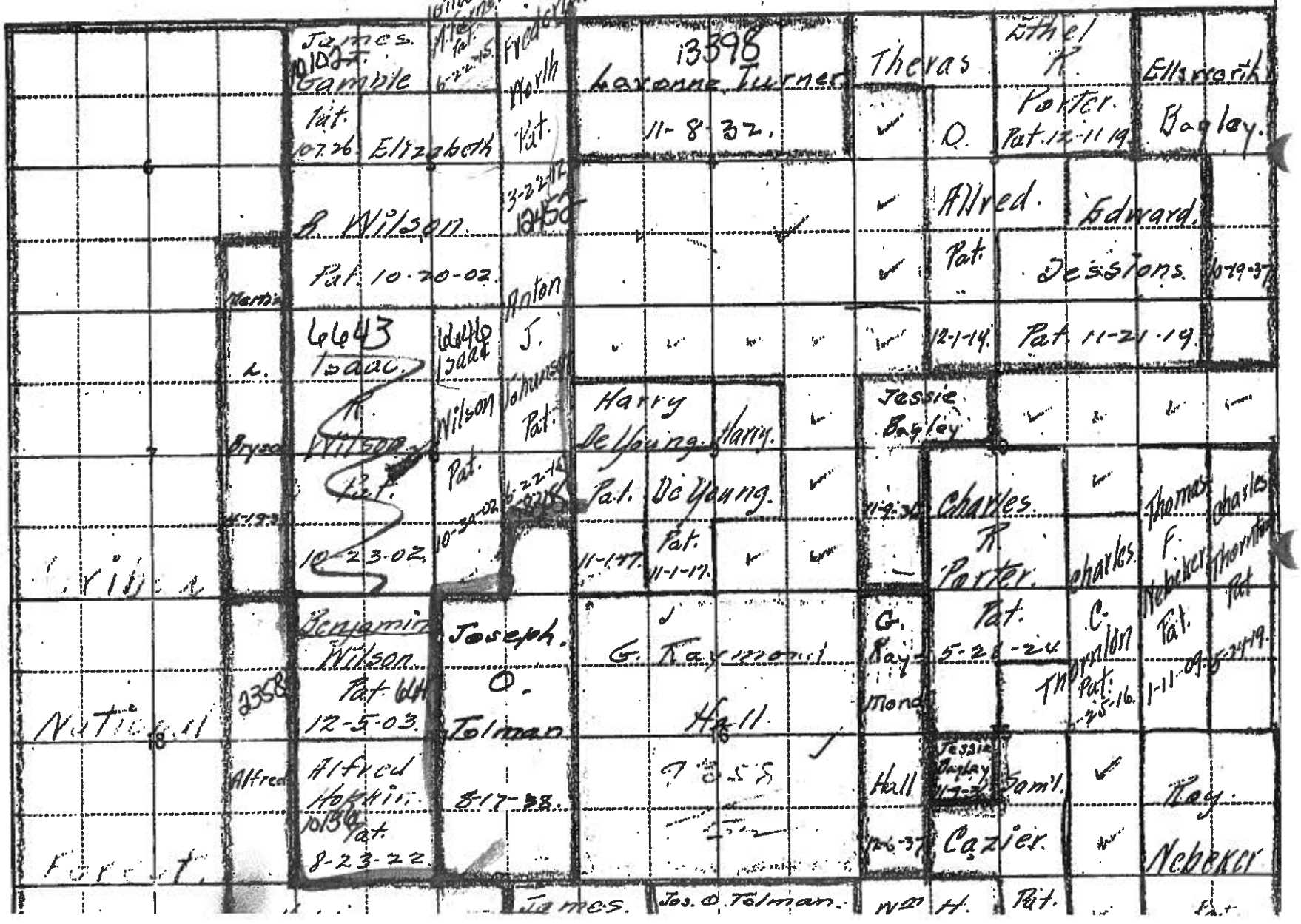
NELSON & HARDING
Attorneys at Law

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

547-2135
172 South Main - Soda Springs, Idaho

4—590 B.

Township No. 9 South. Range No. 46 E.



BY THE PRESID[illegible] T. Roosevelt, By F. M. McKean, Secretary.

Idaho Vol.59, Page 176. [illegible]. H. Brush, Recorder [illegible]he General Land Office.

Filed for record at 1:10 o'clock P.M., Dec.4", A.D.,1905, and recorded at the [illegible] of D.J.Clark. E.G.Gallet, Recorder, By D.H.Campbell, Deputy.

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

THE UNITED STATES OF AMERICA.

No.6647.

Certificate No.4514 } TO ALL TO WHOM THESE PRESENTS SHALL COME -- GREETING:
" 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 to Actual 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 [illegible] quarter of section seventeen in Township nine South of Range forty six East of the Boise Meridian in Idaho, containing one hundred and 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 Benjamin Wilson, the tract of land above described: TO HAVE AND TO HOLD the said tract of 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 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 [illegible] 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.

Idaho Vol.55, Page 385. C.H.Brush, Recorder of the General Land Office.

Filed for record at 2:04 o'clock P.M., Apl.18, A.D.,1906, and recorded at the [illegible] Bannock Abst.Co. E.G.Gallet, Recorder, By D.H.Campbell, Deputy, Fee $1.25.

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

7,46
17, NW
160ac

NOV 16 2004
BY

June 26, 1929. at 11:36 A.M. Fee $1.00.

Recorder.

--------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 seventeen 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:

7,46,17
SW
160 ac

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 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.

Seal

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.

Recorder.

----------000----------

NOV 16 2004

Instrument No. 10225.

Blackfoot 032108.

USDA-Forest Service — Pocatello Idaho

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
___/___/___	___	___	___

Congressional Dist. Number	Forest Code (Admin. Unit No.)	Unit ID Symbol (NFFID No.)
___	___	___
Ranger Dist. No. (Resp. Dist.)	**User Number**	**Kind of Use 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.

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.

NOV 16 2004
BT

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 any 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 1965. We have several ranches & are experienced with all type of Ditches & Irrigation.

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 right are within the Forest Boundary in order to water the North end of our land the ditch need 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 minimized.

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 & 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
BY

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 <u>all documents with the corresponding Notice number.</u> If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Barbara Payne

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

SS
ADRESS FM
Revised 2/10/2004

IDWR Use Only:
Data Entry: _____

Date: _____

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, E½ SW, SE
32
33 SW, W½ NW

Dry grazing 1025 ac

Parcel 21130
8, 46, 3, NE, E½ NW, NW NW — 280 ac dry grazing
Parcel 21160
7, 46, 4 N½
5
8 N½, SW N½ SE, SW SE
17 W½
20 N½ NW, W½ NE

dry grazing 1155 ac
meadow 863 "

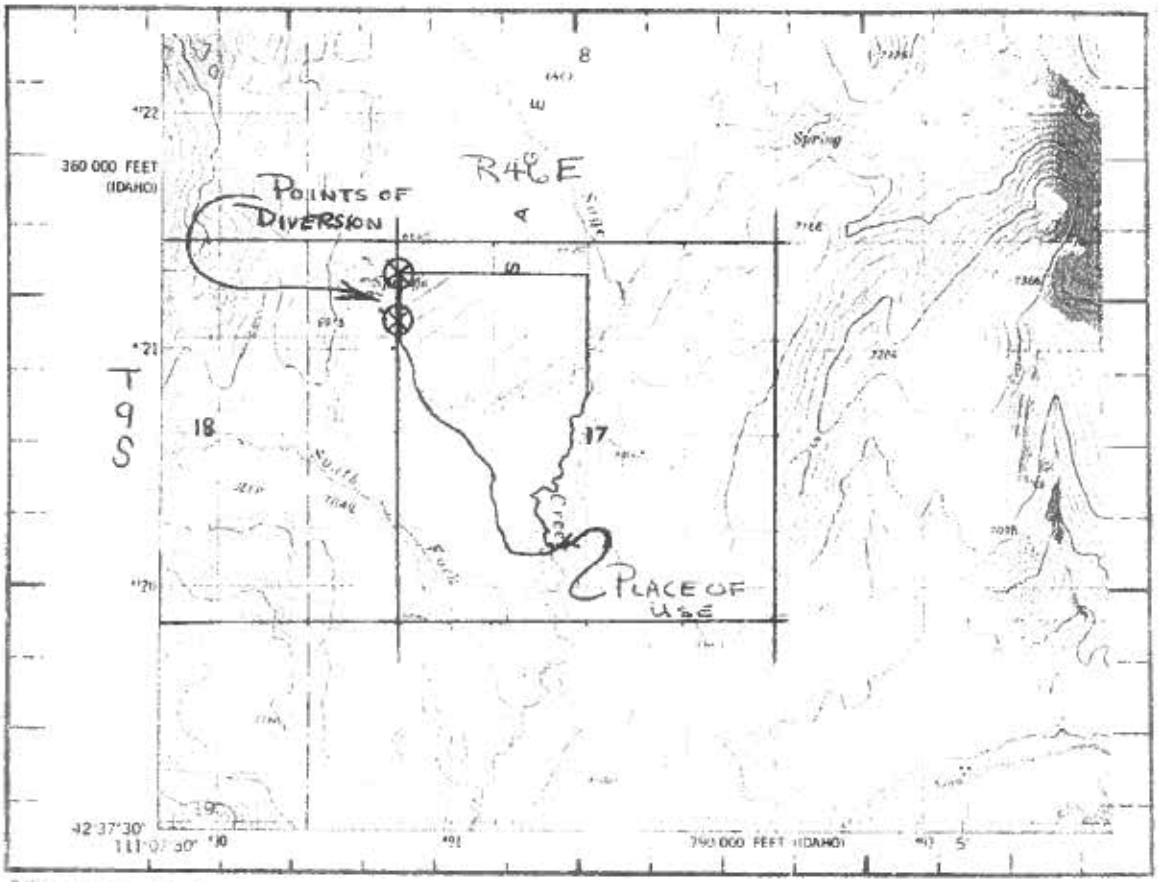
10-21-04

Raymond S Peterson & Sons

Parcel 21170
9, 46, 6 SESE dry grazing 40 ac

Parcel 21180
9, 46 7 E½E½
18 N½NENE
dry grazing 160 ac NAP

18. Remarks



Scale: 2 inches equal 1 mile.

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

State of ~~Idaho~~ Wyo)
County of ~~Bonneville~~ 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.

Raymond S. Petersen
(Claimant)

Sworn to before me this 6 day of February, 1984

Shirley P. Desmond
Notary Public
Residing at Cokeville, Wyo

My commission expires July 9, 1986

FOR DEPARTMENT USE ONLY

Received by [illegible] Date 2-09-84 Exception filed by: Forwarded to claimant by: Date
Prelim. check by KCW Date Feb 13, 1984
$30.00 fee received by [illegible] Date 2-9-84 [illegible]
Published in Cannon County Sun
Dates [illegible]

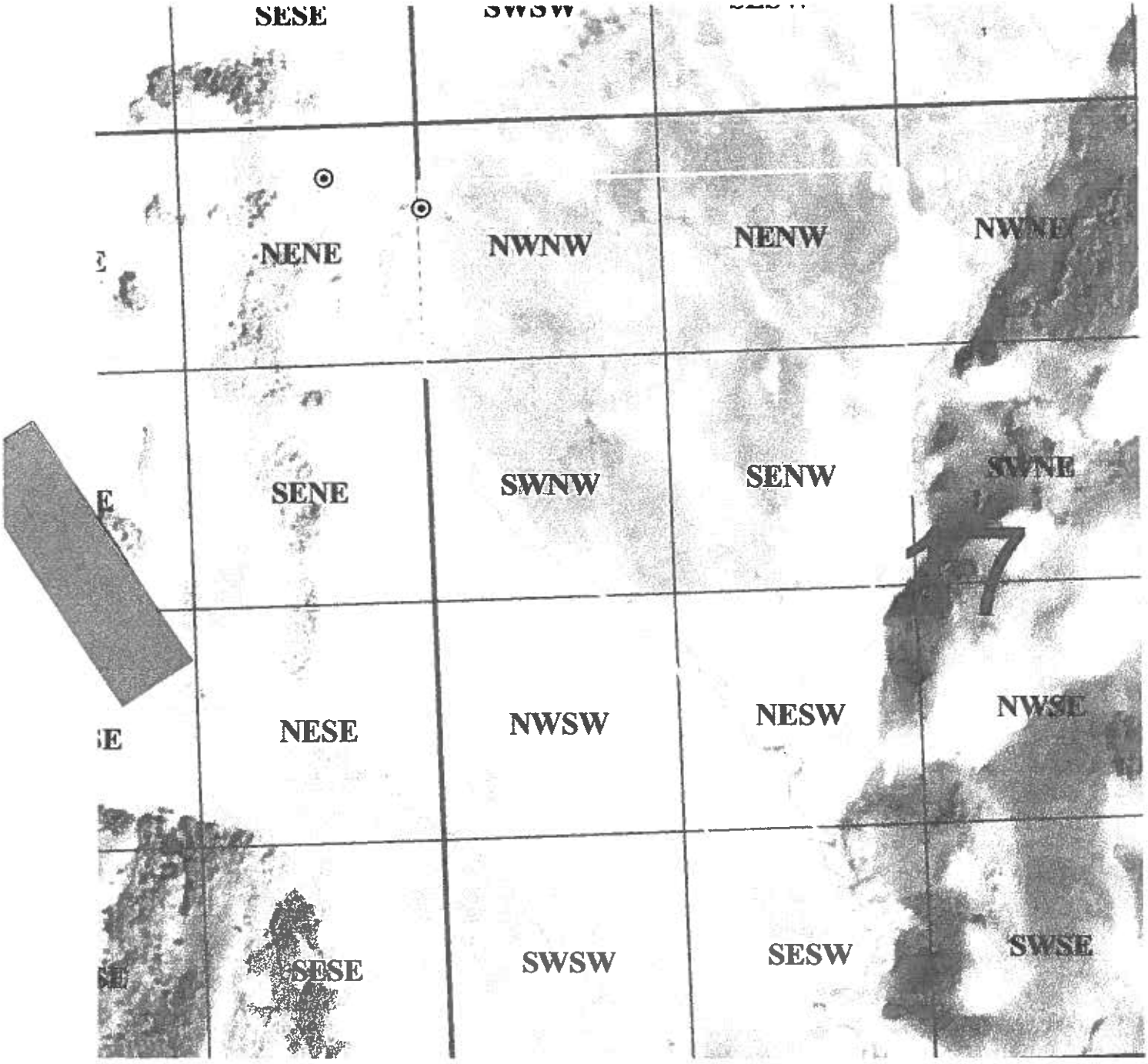
Log for claim 24-04081 **Spatial Dynamics BTD** **4/30/01**

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

04/30/2001

Township , 9S46E



Legend

Irrigated Area
Place of Diversion
Section Line
Quarter Section Line
Roads
Streams and Canals

N

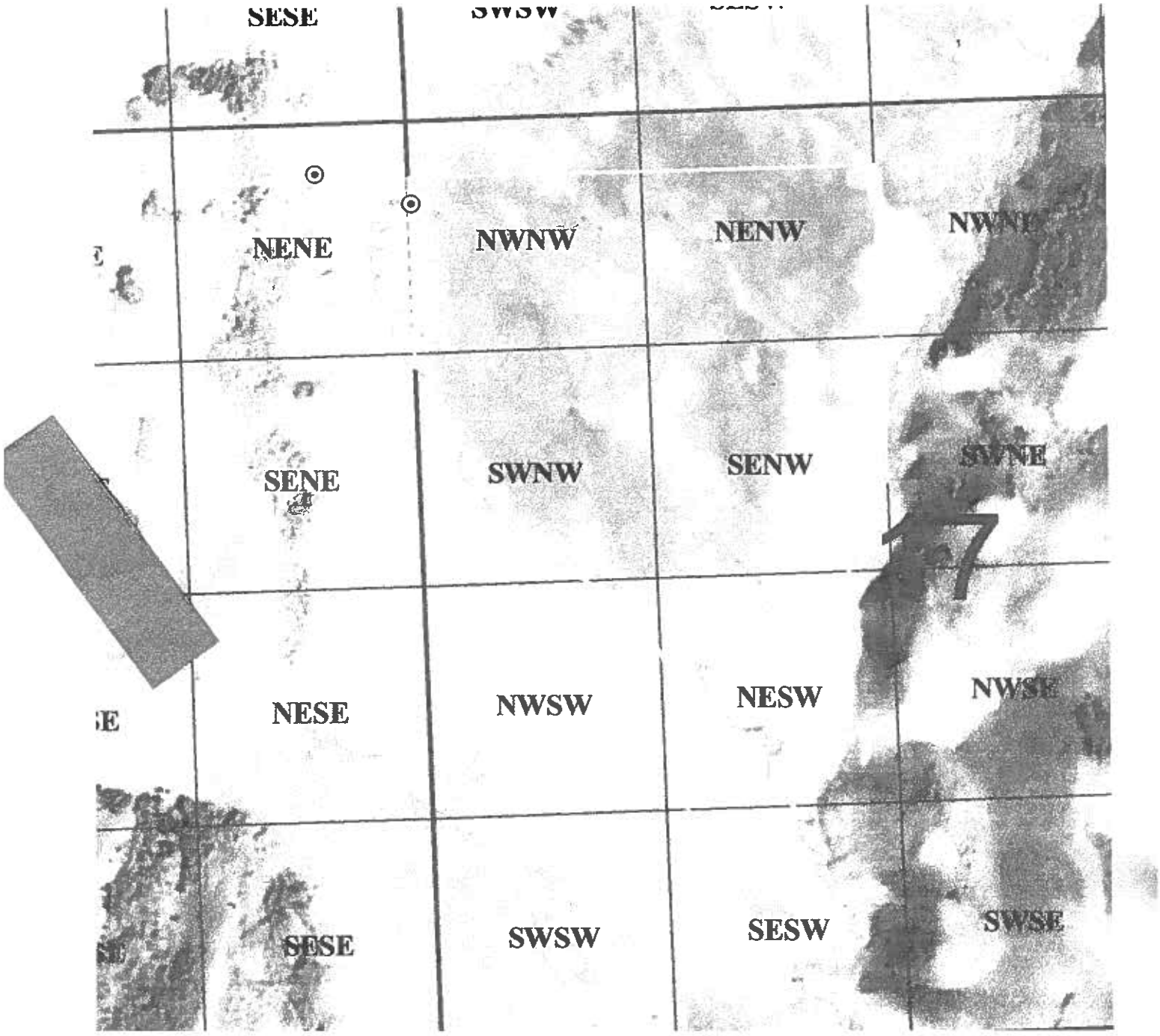
600 0 600 1200 Feet

SPATIAL DYNAMICS

Water Right Claim Number 24-04081

04/30/2001

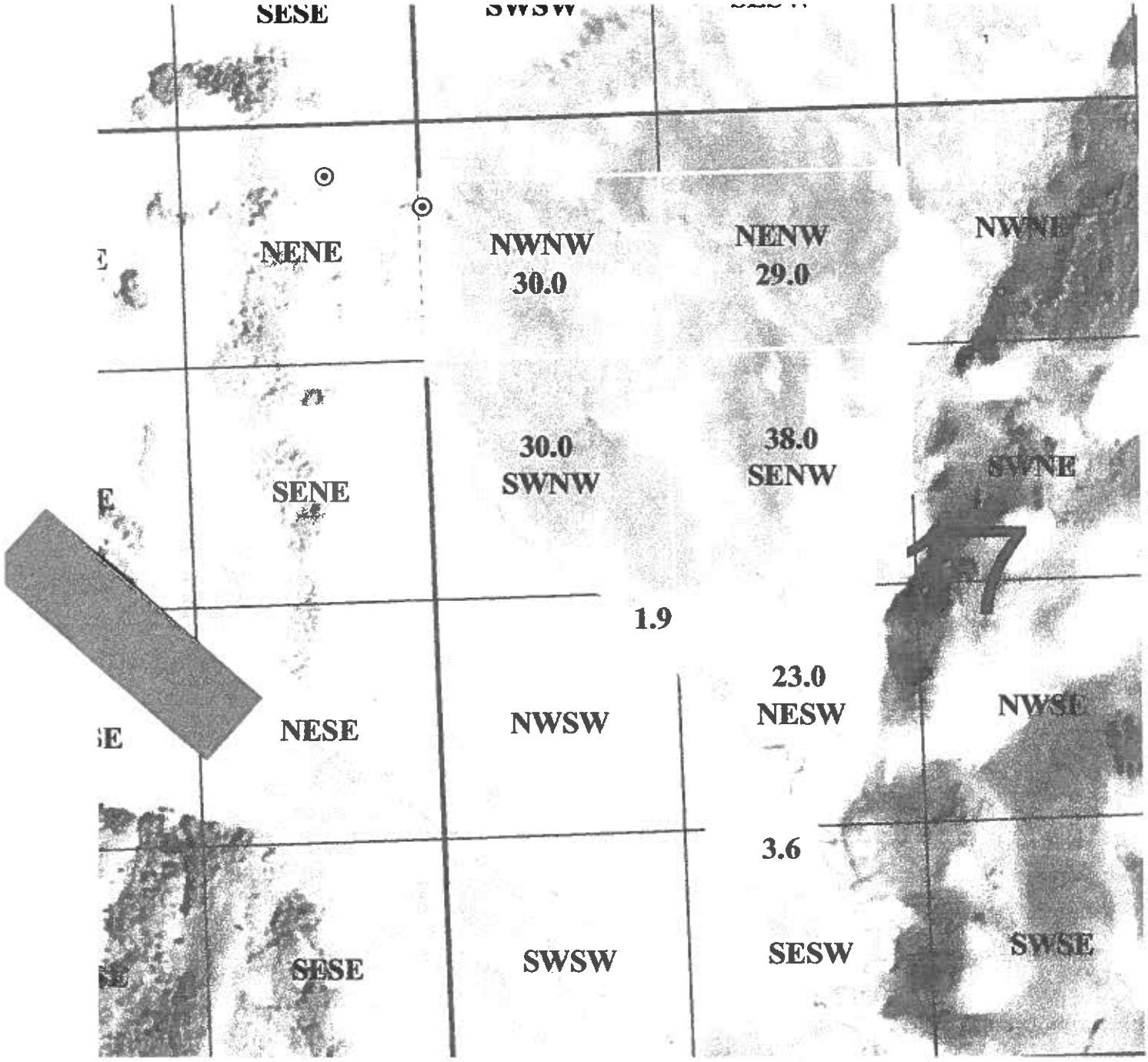
Township , 9S46E



Water Right Claim Number 24-04081

04/30/2001

Township , 9S46E



Legend

Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals

N

600 0 600 1200 Feet

SPATIAL DYNAMICS

Form No. 243
9/81

No. 24 1081

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

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

Notice is hereby given that R. S. Peterson & Sons, Inc. (Name of Claimant)

Box 237 (Mailing Address) Cokeville, WY 83114 (Zip Code) Telephone No. 279-3417

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) May 1, 1936

A claim is not acceptable on a ground water source with a priority later than March 26, 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)
Springs 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) Period of Use From (Mo., Day)	To (Mo., Day)
Quantity	3.06	Use Irrigation	5-1	9-30
Quantity	2.00	Use Stockwater	5-1	11-15
Quantity		Use		
Quantity		Use		
Quantity		Use		

(4) 5.06cfs (cfs, af) TOTAL QUANTITY USED.

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 17 Twp. 9S Rge. 46E B.M., County of Caribou
Additional points of diversion: NENE, Sec. 18, T. 9S, R. 46E

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.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	46E	17					30	30	30	38	20	2		3					153

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
(307) 279-3430