

01/08/2004

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

RIGHT NUMBER: 25-55D
NAME AND ADDRESS: NANCY PETERSON
735 ROBINS
IDAHO FALLS ID 83401

ROBERT PETERSON
735 ROBINS AVE
IDAHO FALLS ID 83401

SOURCE: ALLEY LYONS CREEK
LITTLE POISON CREEK

TRIBUTARY: MILL CREEK
TRIBUTARY: MILL CREEK

QUANTITY: 0.772 CFS

PRIORITY DATE: 04/01/1874

POINT OF DIVERSION:

T02S R39E S24 SESWNE Within BINGHAM County
T02S R39E S24 SESENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.772 CFS
STOCKWATER	04/15 10/31	0.020 CFS

Stockwater use is for 250 range cattle.

PLACE OF USE: IRRIGATION Within BINGHAM County

T02S R40E S19	NESW	13.0	T02S R40E S19 Lot 3 NWSW	1.1
T02S R40E S19	NWSE	21.0		

STOCKWATER same as IRRIGATION

35.1 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: Decreed

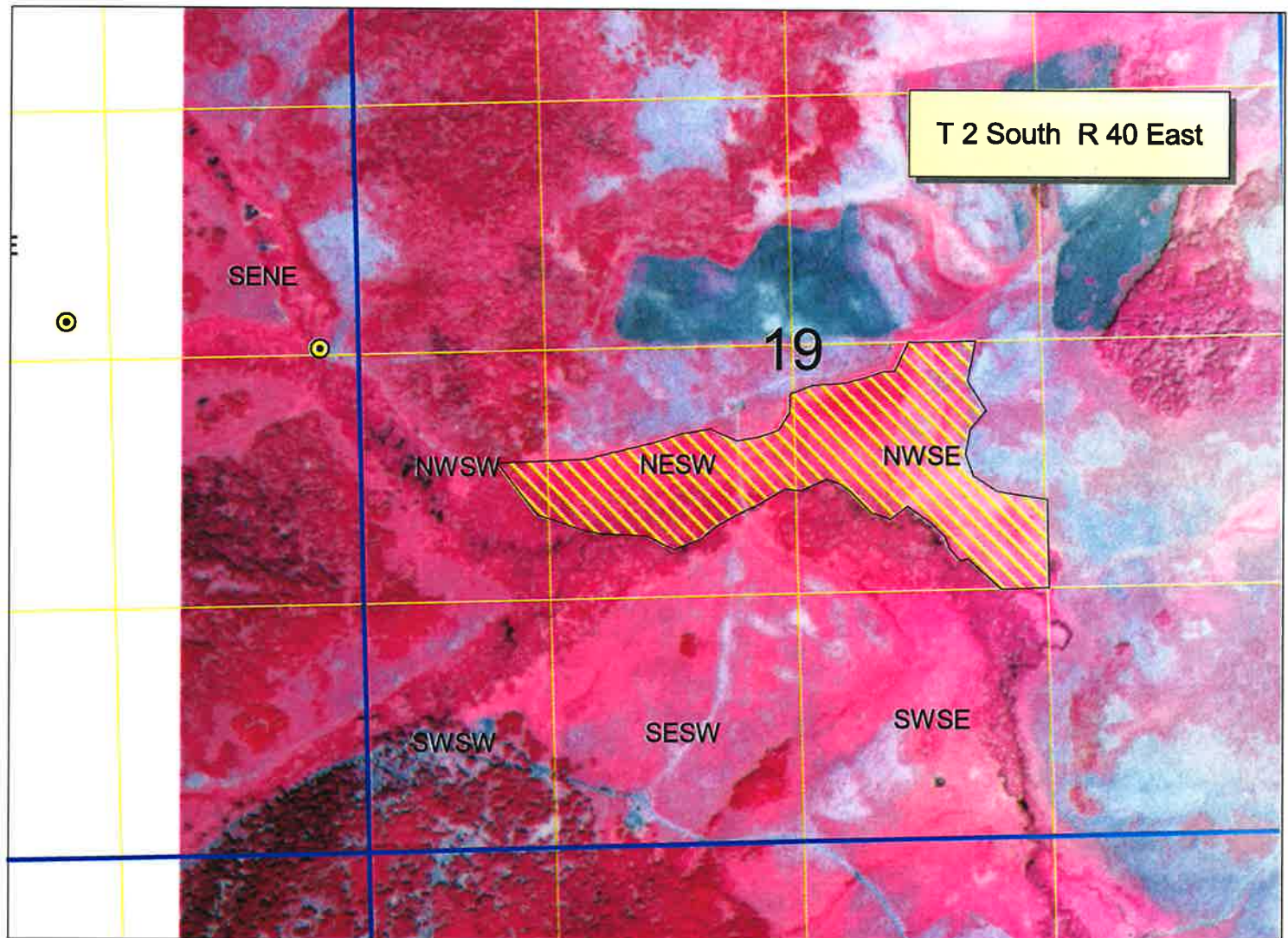


State of Idaho

Division of Water Resources

Eastern Region

Water Right(s): 25-00055D



1320 0 1320 2640 Feet

- Place of Use
- Point of Diversion
- Section
- Quarter Quarter



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: January 2004

Alley Lyons creek diverted to Little Poison creek



Little Poison creek diversion to ditch



SCANNED

JUL 25 2001

Log for claim 25-00055D

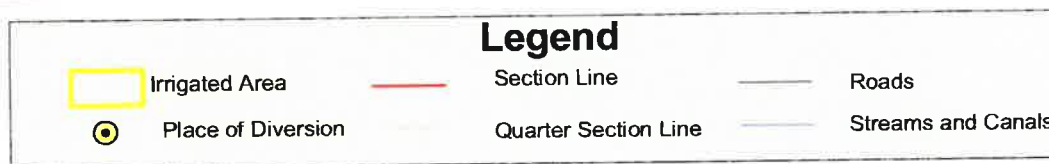
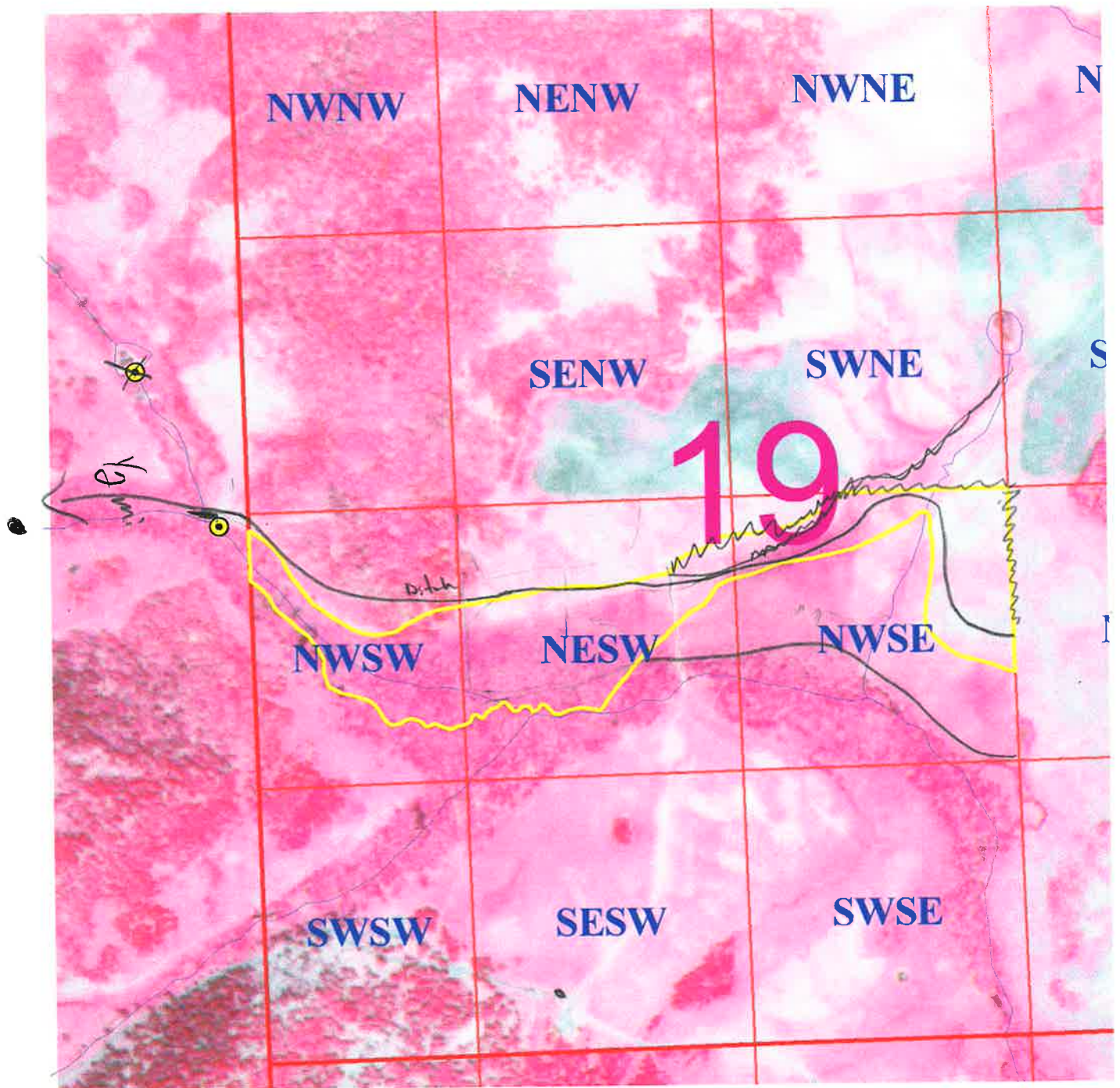
Spatial Dynamics CAT

11/1/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02s40e	19	NESW	3	13	Indiscernible
02s40e	19	NWSW	6	8.4	Indiscernible
02s40e	19	NWSE	6	11	Indiscernible
Totals:			15	32.4	

Water Right Claim Number 25-00055D
Township , 2S40E

11/02/2000

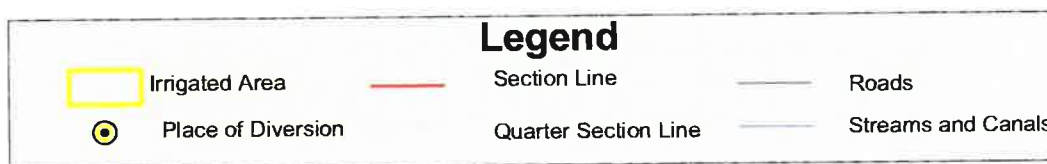
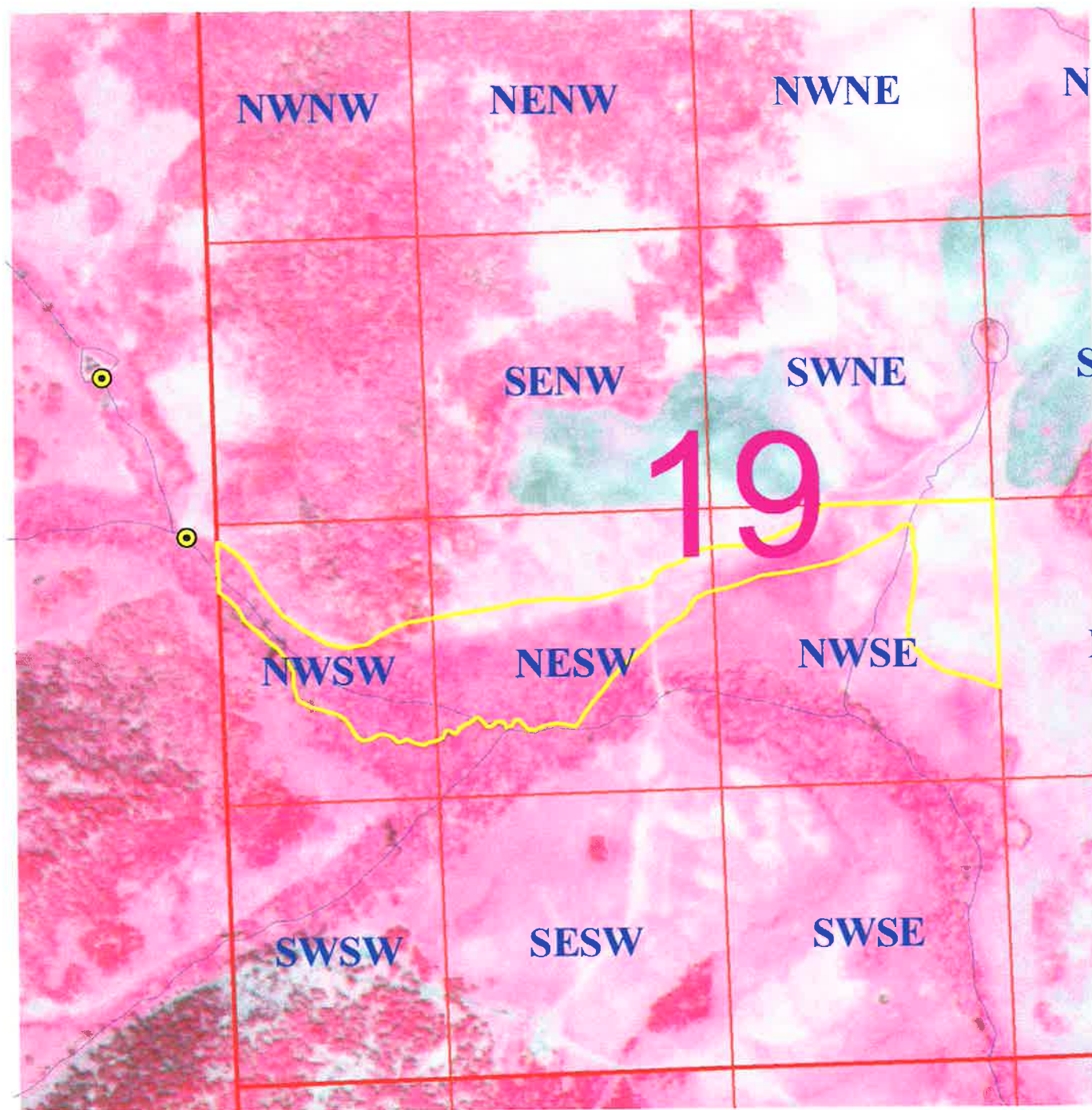


SPATIAL
DYNAMICS



Water Right Claim Number 25-00055D
Township , 2S40E

11/02/2000



400 0 400 800 1200 1600 Feet

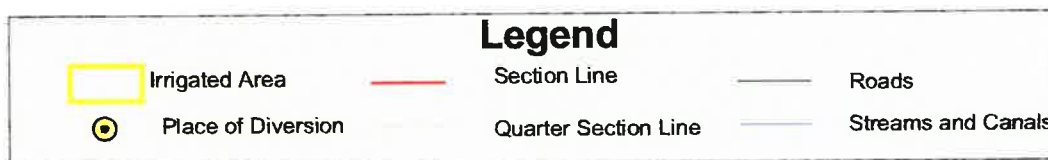
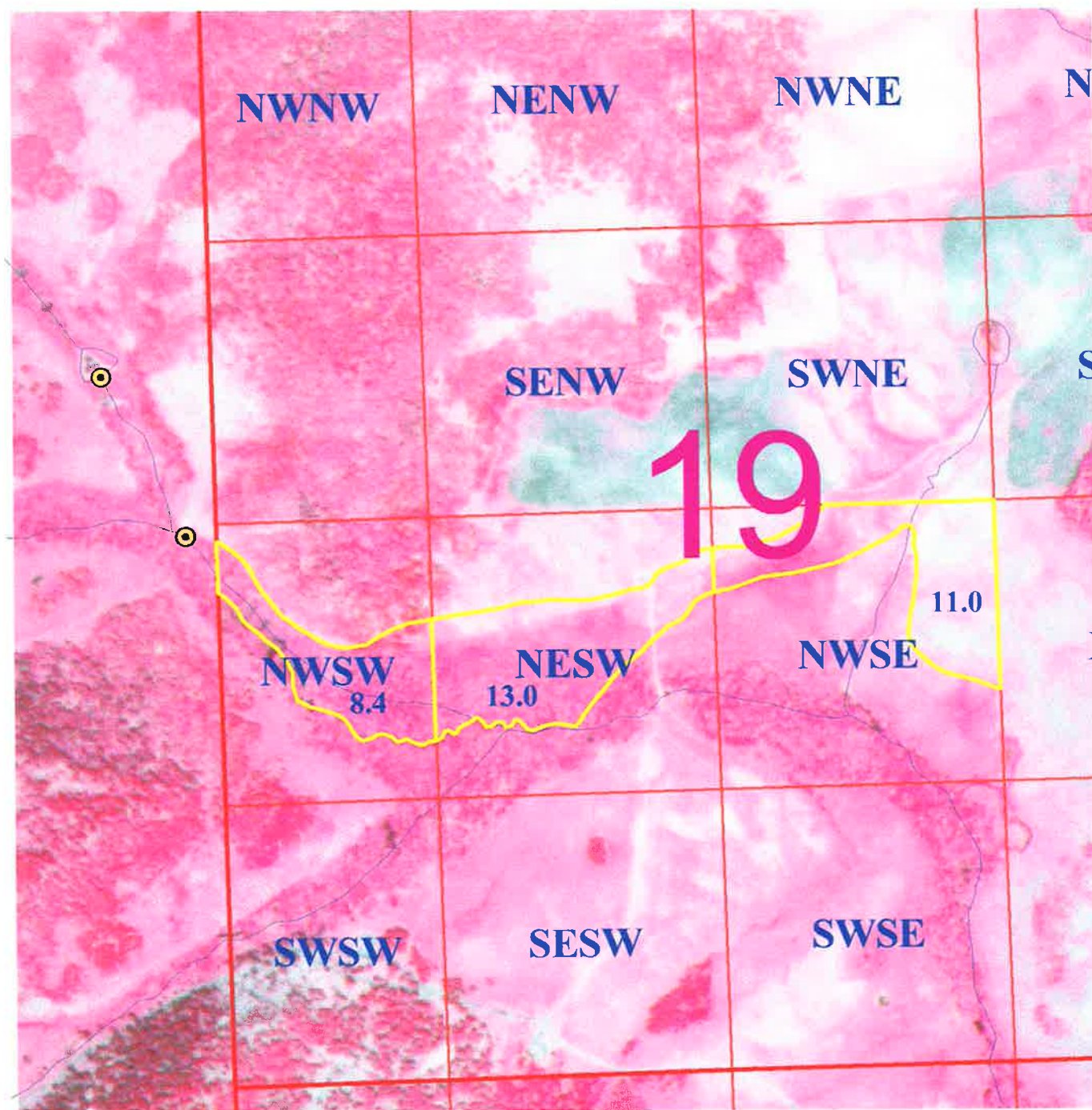


SPATIAL
DYNAMICS



Water Right Claim Number 25-00055D
Township , 2S40E

11/02/2000



400 0 400 800 1200 1600 Feet



SPATIAL
DYNAMICS



AJ5809NP
No. A25-00055D

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/18/00
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT PETERSON	04/01/1874	IRRIGATION	04-15 10-15	0.800 CFS	
C	NANCY PETERSON		STOCKWATER	04-15 10-15	0.020 CFS	
	735 ROBINS					
	IDAHO FALLS ID 83401			TOTAL DIVERSION:	0.800 CFS	
	(208) 524-5250					
	Water Source: LITTLE POISON CREEK		Tributary to: MILL CREEK			Stage: DECREED
	ALLEY LYONS CREEK		MILL CREEK			
Point(s) of Diversion:	T02S R39E S24	SENE	NESE			BINGHAM County
Place of use Legal Description for: IRRIGATION						
	NE	NW	SW	SE		
T R S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: SUM
02S 40E 19	:	:	03 06	:	06	15.0
					TOTAL ACRES	15.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: BINGHAM

Non-Irrigation Uses: 250 HEAD OF CATTLE

Remarks: GEN TRANS. 567.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 01

Field Inspection Flag:
Presumption Flag:

Audit: 05/09/89 SCHULD 02/07/95 SBALL 02/14/95 SBALL 03/29/95 POST-STD



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

FEB 13 1995

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. _____
 Lot _____, Block _____, Subdivision/Townsite _____
 If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources
Eastern District Office

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A25-000550
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Kenneth Peterson
1379 N 800 E
Shelley, Idaho
- ☐ New Owner/Claimant (Purchaser): Robert Peterson / Nancy Peterson
- ☐ New Mailing Address: 735 Robins
Idaho Falls, Idaho
- ☐ New Telephone Number: (208) 524-5250 WORK 528-3738
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: _____

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

- ☐ Signature of New Owner/Claimant(s): [Signature] Date 2/12/95
- ☐ Signature of Former Owner/Claimant(s): Kenneth Peterson Date 2/12/95

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED
NOV 07 1996

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

Warranty Deed

For Value Received

KENNETH PETERSON AND FERN PETERSON, , WHOSE NAME ALSO APPEARS OF RECORD AS FERN T. PETERSON
husband and wife
the grantors, do hereby grant, bargain, sell and convey unto

C. ROBERT PETERSON AND NANCY LEE PETERSON, husband and wife
whose current address is

735 ROBINS IDAHO FALLS, IDAHO 83401

the grantees, the following described premises, in BINGHAM

County Idaho, to wit:

TOWNSHIP 2 SOUTH, RANGE 40 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO
SECTION 19: $W\frac{1}{2}SE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$, LOTS 3 AND 4
SECTION 30: LOT 1, $NE\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{2}NE\frac{1}{4}$

SUBJECT TO: ALL existing patent reservations, easements, rights of way, protective covenants, zoning ordinances and applicable building codes, laws and regulations.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s ,
their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said
Grantee s , thatt heyare the owner sin fee simple of said premises; that they are free from all incumbrances

and that t hey will warrant and defend the same from all lawful claims whatsoever.

Dated: July 7, 1994

Kenneth Peterson
KENNETH PETERSON

Fern Peterson
FERN PETERSON

STATE OF IDAHO, COUNTY OF Bonneville

On this 7th day of JULY, 1994,
before me, a notary public in and for said State, personally appeared

KENNETH PETERSON
FERN PETERSON

known to me to be the personS whose nameS are
subscribed to the within instrument, and acknowledged to me that
they executed the same.

Dianna Webb

Notary Public

Residing at IDAHO FALLS
Comm. Expires 12/22/95

Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right No. 567.

THIS IS TO Certify that WILLIAM REED, of Idaho Falls, Idaho, is the owner of and using a certain water right, bearing date of priority of April 1, 1874, for 1.6 cubic feet per second of the waters of WILLOW CREEK, in the County of Bonneville, Idaho, said water being decreed to ORVILLE BUCK, by decree of Judge Joseph C. Rich of the Fifth (now Ninth) Judicial District of the State of Idaho, in and for the County of Bingham, in the case of

THE EAGLE ROCK & WILLOW CREEK WATER CO. vs. HENRY W. KIEFER, et al
said decree bearing date of July 23, 1901, for the purpose of irrigating the following described lands, to-wit:

NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11,
Township 1 North, Range 39 East, Boise
Meridian, except public road;

THAT THE Said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 1 of Decrees, at Page 7.

THAT THE SAID Applicant has become the owner of said land and said water right by purchase thereof.

THAT NOW, UPON THE APPLICATION of the said WILLIAM REED for a Certificate of Transfer of Water Right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 0.8 cubic feet per second of the waters of WILLOW CREEK, upon the lands above described, is HEREBY ABANDONED and the lands to be irrigated under such right and to which the water right hereby confirmed shall become appurtenant, by this Certificate for irrigation and domestic purposes, are described as follows:

E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 19, W $\frac{1}{2}$ SE $\frac{1}{4}$ of
Section 19, both in Township 2 South,
Range 40 East, Boise Meridian

situate, lying and being in the County of Bingham, State of Idaho, and said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.8 cubic feet per second of the waters
of WILLOW CREEK, priority of April 1, 1874.

MICROFILMED

THAT THE WATER RIGHT, Hereby transferred has been diverted from the said WILLOW CREEK at a point in the

NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3) of Section 7,
Township 3 North, Range 40 East,
Boise Meridian,

and conducted to the first above described lands through the Buck Slough Ditch, and will hereafter be diverted as set forth below:

From Little Poison Creek in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 13,
Township 1 South, Range 40 East, Boise Meridian;
From Ally Lyon's Creek in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34,
Township 1 South, Range 40 East, Boise Meridian;
From Mill Creek in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19, Town-
ship 2 South, Range 40 East, Boise Meridian; and
From Mill Creek in the E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 19, Town-
ship 2 South, Range 40 East, Boise Meridian,

said Little Poimon and Ally Lyon's Creek being tributaries of Mill Creek, and Mill Creek being a tributary of Willow Creek, and will be conducted to the new place of use through the Beasley Ditches.

THAT THE LAST ABOVE Described lands have appurtenant to them no other water rights.

THAT THE RIGHT to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the Laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho to be affixed at Boise, Idaho, this 27th day of July, 1936.

R. W. FARIS,
Commissioner of Reclamation

Frederick E. Drager
Frederick E. Drager
Director of Water Resources

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the matter of the application of

WILLIAM REED

For a Transfer of Water Right, in Water
District No. 16, County of Bonneville.

WHEREAS, On the 20th day of July, 1936, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of WILLIAM REED, of Idaho Falls, Idaho, for a Transfer of Water Right came on regularly for hearing, pursuant to the published notice, in due and statutory form; and

WHEREAS, NO Protest has been filed against the application and the evidence filed by the applicant, with the application, shows that a greater duty of water would result by reason of the Transfer, and that no one would be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho to be affixed, at Boise, Idaho, this 27th day of July, 1936.

R. W. FARIS,
Commissioner of Reclamation


Frederick E. Drager,
Director of Water Resources

RECORDED

STATE OF IDAHO.

County of Bonneville

ss.

James Buck and Geo. F. Cleverly

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at Idaho Falls, Idaho

that he is user of water from Willow Creek, in Water District No. 16

County of Bonneville, State of Idaho; that he has read or heard read the foregoing affidavit and petition of William Reed and is familiar with its allegations and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

James Buck
Geo. F. Cleverly

Subscribed and sworn to before me this..... day of June
A. D. 1936....

John T. Brown

Notary Public - Idaho Falls, Idaho.

STATE OF IDAHO.

County of Bonneville

ss.

I, E. MILTON CHRISTENSEN, Watermaster of Willow Creek

Water District No. 16, County of Bonneville, State of Idaho, whose postoffice address is Idaho Falls, Idaho, have read or heard read the foregoing affidavit and petition

of William Reed, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue the certificate of transfer as petitioned; or (do not approve of the issuance of the

certificate of transfer prayed for) for the following reasons: The lands now being irrigated can be supplied by waters from Farmers Friend Irrigation Canal but the lands to which the application of transfer is to can be watered only by the Waters of Willow creek, which would result in a more beneficial use of the water.

Watermaster Dist. No. 16

E. Milton Christensen

Dated at Idaho Falls, Idaho, this 17 day of June, 1936.

RECORDED

Name of A.

William Reed

How water is to be diverted.

Twp. 3 N.R. 39 E.B.M.

Twp 3 N.R. 40 E.B.M.

SEC. 22

SEC. 12

SEC. 7

SEC. 13

SEC. 18

SEC. 17

SEC. 16

Buck Slough Ditch

Willow Creek

Point of Diversion

SEC.

SEC.

SEC. 24

SEC. 19

SEC. 20

SEC. 21

Little Poison Creek

Point of Diversion

Ditch

Point of Diversion

SEC. 25

SEC. 30

SEC. 29

SEC. 28

Mill Creek

Mill Creek

Mill Creek

How Water is now Diverted

Scale: 2 Inches—1 Mile. Draw Map in Ink.

Application For Transfer of Water Right



STATE OF IDAHO

County of Bonneville

ss.

William Reed

being first duly sworn, deposes and says:

That his name is William Reed that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Idaho Falls, Idaho

That he is the owner and using a certain water right, bearing date of priority of April 1, 1874, for 1.6 cubic feet per second of the waters of Willow Creek

County of Bonneville, State of Idaho, decreed to Orval Buck (now Ninth) by decree of Judge Joseph C. Rich of the Fifth Judicial District of the State of Idaho, in and for the County of Bingham (now Bonneville) in the case of Eagle Rock & Willow Creek Water Co., et al. vs. Henry W. Kiefer, et al. said decree bearing date of July 23, 1901

(or obtained by virtue of License No. _____, issued by the State Engineer of the State of Idaho, dated _____, 19____, bearing date of _____, 19____)

for the purpose of irrigating the following described lands situate, lying and being in Water District No. 18 in the County of Bonneville and State of Idaho, to-wit: The Northwest Quarter of the Southeast Quarter, and the Southwest Quarter of the Northeast Quarter of Section 11, Township 3 North, Range 39, East Boise Meridian, except public road.

_____ and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e. by purchase

as per abstract of title of said water right hereto attached and made a part of this statement:

That said waters are now diverted from said stream in the NW 1/4 SW 1/4 (Lot 3) of Section Seven, Township 3 North, Range 40, East, B. M., and conducted to the above described lands through Buck Slough ditch

as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of 0.8 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Bonneville Bingham and State of Idaho, to-wit: The East Half of the Southwest Quarter of Section 19, the West Half of the Southeast Quarter of Section 19, both in Township Two, South Range, 40, East Boise Meridian.

That his reasons for desiring to make such transfer are as follows: That affiant and petitioner has sold said water right to Orla Beasley for use on lands that can be irrigated only from Willow Creek and an equivalent amount of water in the Farmer's Friend Irrigation Co. Canal from Snake River is being acquired to continue irrigation of the land formerly watered from Willow Creek.

MICROFILMED

That he intends to divert and convey said 0.8 second feet of water to the tract of land last above described in the following manner, to-wit: Part out of Little Poison Creek in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, Twp. 1 S. R. 40 E. B. M., part out of Ally Lyon's creek in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, Twp. 1 S. R. 40 E. B. M.; part out of SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 19, Twp. 2 S. R. 40 E. B. M. (Mill Creek) and part out of Mill Creek in E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 19, Twp. 2 S. R. 40 E. B. M.

Said Little Poison and Ally Lyon's creek being tributaries of Mill Creek and Mill Creek being a tributary of Willow Creek.

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

William Reed

Applicant.

Subscribed and sworn to before me this 19th day of June

A. D. 1936

John A. Libon

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Willow Creek
Where is the diversion point located? NW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 3) Sec. 7, Twp. 3 N. R. 40 E. B. M.
Through what ditch is it now conducted? Buck Slough ditch
How much land is now irrigated by the water sought to be transferred? 40 acres
Give the description: One half of NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, Twp 3 N. R. 39 East Boise Meridian.
What is the total amount of water in inches, or second feet, dedicated to said land? 0.8 Sec. Ft.
What kind of crops are being raised? general crops
How much water per acre is now required to irrigate said land? 1 miner's inch
What will be the effect on the land now irrigated, if the use of water on it is discontinued? Other waters will be applied to the place from Farmer's Friend Canal.

Give location of new point of diversion, if change is to be made from Little Poison, Ally Lyon's and Mill creeks, as shown at top of this page.

Through what ditch will it be conducted after transfer? Beasley ditches

How much water will be required per acre to irrigate the land to which this water is transferred?
1 miner's inch

Do you claim any other water right for the land from which you seek to abandon the use of this water?

If so, give amount, date and source Will be supplied from Farmer's Friend Canal Co.

Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source No.

Signed

William Reed

Applicant.

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 25-55D
Date Received: 5/9/1989
Receipt No: M003494
Received By: *lv*

Amended

Amended

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT PETERSON Phone: (208)524-5250

735 ROBINS AVE
IDAHO FALLS ID USA 83401

NANCY PETERSON Phone: (208)524-5250

735 ROBINS
IDAHO FALLS ID USA 83401

2. Date of Priority: 04/01/1874

3. Source: LITTLE POISON CREEK , ALLEY LYONS CREEK Trib. to: MILL CREEK , MILL CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	39E	24	SE NE	BINGHAM	
02S	39E	24	NE SE	BINGHAM	

5. Description of diverting works:

ALLEY LYONS DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.8	
STOCKWATER	04/15	10/15	0.02	

7. Total Quantity Appropriated is:
0.8 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
02S	40E	19	NW	SW	IRRIGATION	6
			NW	SE	IRRIGATION	21
			NE	SW	IRRIGATION	13
					Section Acres	40
					Total Acres	40

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

TRANS. 567.

Amended to include additional acreage for

15. Basis of Claim: Decreed

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): [Signature] Date: 1/6/2004
_____ Date: _____

State of Idaho)
County of BONNEVILLE) SS.

Subscribed and sworn (or affirmed) before me this 7th
of January 2004 Allen B. Ruberry

Notary Public

Residing at Donna Faus Idaho

My commission Expires 9/23/09



SCANNED

JUL 1989

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: **A25-00055D**
Date Received: 5/ 9/1989
Receipt No: M003494
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ROBERT PETERSON 208-524-5250
Address: 735 ROBINS
IDAHO FALLS ID 83401
OR
Name: NANCY PETERSON 208-524-5250
Address: 735 ROBINS
IDAHO FALLS ID 83401

2. Date of Priority: APR 1, 1874

3. Source: LITTLE POISON CREEK Trib. to: MILL CREEK
ALLEY LYONS CREEK MILL CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	39E	24	SE	NE			BINGHAM
			NE	SE			BINGHAM

5. Description of diverting works:
ALLEY LYONS DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.800		
STOCKWATER	04/15	10/15	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
250 HEAD OF CATTLE

MICROFILMED
NOV 07 1990

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	40E	19	NE	SW		IRR	3.0
			NW	SW		IRR	6.0
			NW	SE		IRR	6.0
						Section Acres	15.0
						Total Acres	15.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

TRANS. 567.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

EAGLE ROCK WATER CO. ET AL

Decree Plaintiff

HENRY KIEFER ET AL.

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ___ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

MICROFILMED
NOV 07 1996

For Individuals:

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

Signature of Claimant(s): [Signature] Date: 2/16/95
_____ Date: _____

State of Idaho)
County of Bonneville) SS.

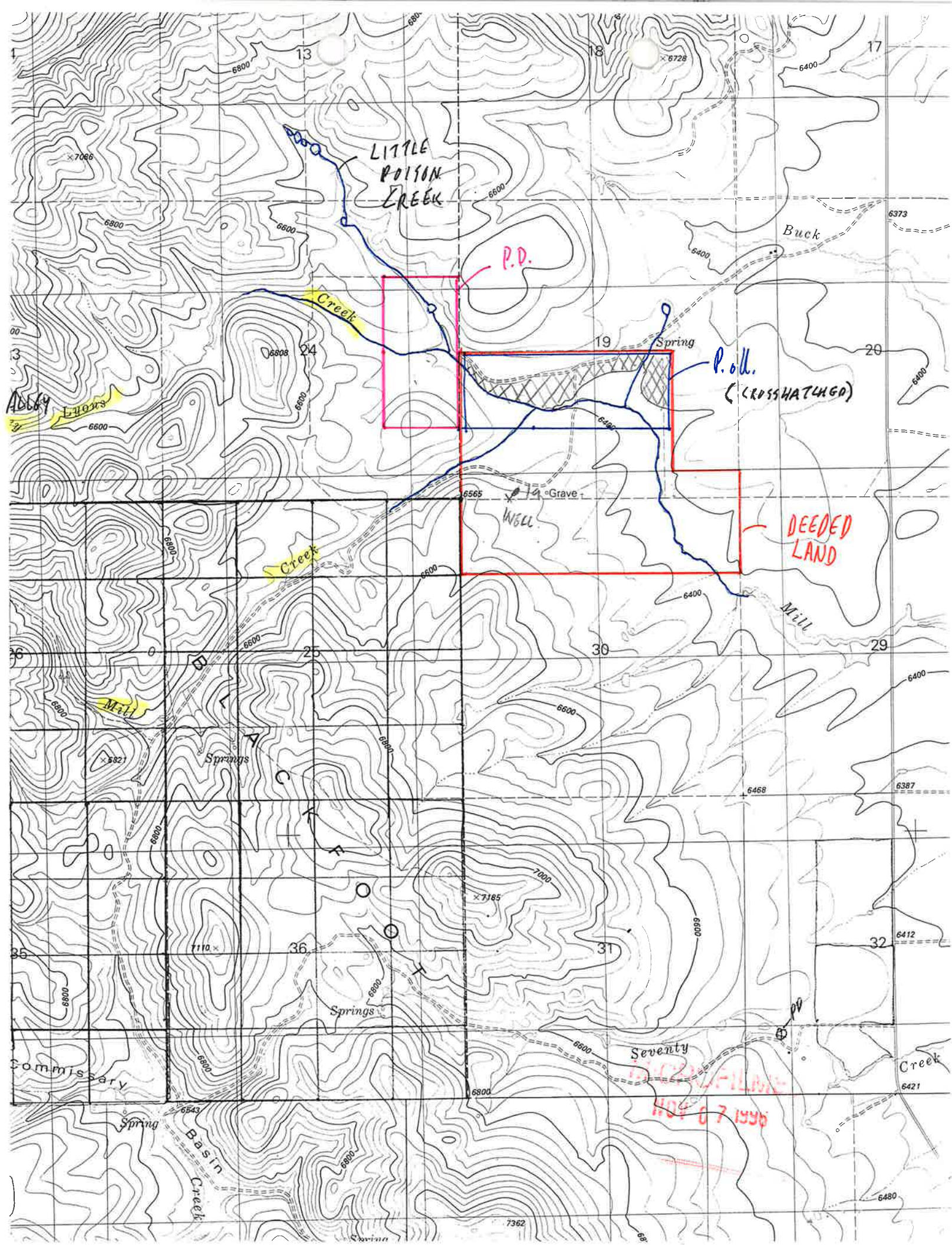
Subscribed and sworn (or affirmed) before me this 15 day
of February 19 95

Betty J. Thompson
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires 7-05-2000

MICROFILMED
NOV 07 1990



LITTLE
POISON
CREEK

P.D.

P.O.U.
(CROSS HATCHING)

DEEDED
LAND

Seventy
NOT A FILM
NOT 07 1996

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A25-00055D
Date Received: 5/09/1989
Receipt No: M003494
Received By: BAJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KENNETH PETERSON 208-357-3524
Address: 1379 N 800 E
SHELLEY, ID 83274

OR

Name: FERN PETERSON 208-357-3524
Address: 1379 N 800 E
SHELLEY, ID 83274

2. Date of Priority: APR 01, 1874

3. Source: LITTLE POISON CREEK Trib. to: MILL CREEK
ALLY LYONS CREEK MILL CREEK
MILL CREEK WILLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	40E	13	SE	NE			BONNEVILLE
		34	SW	NE			BONNEVILLE
02S	40E	19	NE	SW			BONNEVILLE
			SW	SW			BONNEVILLE
			SE	SW			BONNEVILLE

5. Description of diverting works:
ALLAY LYONS DITCH TO FLOOD IRRIGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			0.800		
DOMESTIC					
STOCKWATER					

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

A25-00055D

Page 1

Date: 05/09/89

MICROFILMED
NOV 06 1992



8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	40E	30	SE	SE		IRR	15.0
Section Acres							15.0
Total Acres							15.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:
TRANS. 567.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

EAGLE ROCK WATER CO. ET AL
Decree Plaintiff

vs

HENRY KIEFER ET AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

For Individuals:

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

Signature of Claimant(s): Kenneth Pitson Date: 5/9/89

Date: _____

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 9 day

of May 19 89

Seal

Bruce A. Schuld
Notary Public

BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO

Residing at _____
MY COMMISSION EXPIRES APRIL 11, 1995
My Commission Expires _____