

THE CHRONICLE-NEWS

ST. ANTHONY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Fremont } ss

I, Terry Weatherston,
being first duly sworn, depose and say, that I am
the printer of THE CHRONICLE-NEWS, a weekly
newspaper printed and published weekly at St.
Anthony, Fremont County, Idaho; and I do
solemnly swear that the

Notice Of Claims To Water Rights

a copy of which notice appears attached here-
to, was published in the regular and entire issue
of said newspaper, and not in any

supplement issue thereof for Two
consecutive issues, the first publication hav-

ing been made on March 22, 1984
and the last publication having been made
on March 29, 1984.

Further, that said newspaper is one of general
circulation in said county; that it is a legal
newspaper, conforming to legal specifications
under the Idaho Statutes; that it has at least two
hundred bona fide subscribers living within the
county of publication; and that it has been
continuously and uninterruptedly published in said
county during a period of seventy-eight con-
secutive weeks prior to the first publication of the
said notice.

Terry Weatherston



Subscribed to and sworn to before me

this March 30, 1984

Dere Garner

Notary Public.

(SEAL)

My commission expires Life.

RECEIVED

APR 9 1984

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim has been filed on water
right(s) created by diversion and beneficial
use:

22-4175
PETERSON, R. GENE &/or LYNETTE &/or
NYALL &/or YVONNE
RT. 2, BOX 116, REXBURG, ID 83440
Source: GROUNDWATER
Priority Date: 01/25/1892
Diversion Pt: SENE Sec 25 T 07N R 39E
Use: STOCKWATER (0.10 CFS)
In: SENE Sec 25 T 07N R 39E
Exceptions to a claim may be filed with the
Director, Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho
83402.
KEN DUNN
Director
Publ. March 22 and 29, 1984CN

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.
R. Gene Peterson and Lynette Peterson, husband and wife, and Nyal
Peterson and Yvonne Peterson, husband and wife, partners, dba R. G.
Notice is hereby given that _____
& N. L. Peterson (Name of Claimant)

c/o R. Gene Peterson, R2, Bx 116, Rexburg, Idaho 83440 Telephone No. 356-6254
(Mailing Address) (Zip Code)

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

(1) Date of priority: (When was the water first applied to a beneficial use) January 25, 1892

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>.10 c.f.s.</u>	Use	<u>stockwatering</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____

(4) 10 c.f.s. TOTAL QUANTITY USED.
(cfs. of)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NE ¼, Sec. 25 Twp. 7N Rge. 39 E B.M., County of Fremont
 Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 1 sandpoint pump, well drilled to depth of between 20 and 30 feet, which has a 1 1/2 inch casing, pumping into trough.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Water is used for watering cattle consisting of up to 400 range cattle and up to five horses.

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:

RECORDED

[illegible]

TOWNSHIP 7 NORTH, RANGE 39 E B.M.
 Section 25
 x Well
 and trough

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.

County of Madison

matters and facts therein are true to the best of the

R. Gene Peterson Lyath Peterson
Vigal L. Peterson Yvonne Peterson
(Claimant)

Notary Public for Idaho
Residing at Rexburg, Idaho

My commission expires Life

Received by W Date 2-27-84 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Y Date 3/12/84 claimant by: _____
\$30.00 fee received by BP Date 3/12/84 #33470
Published in Fremont Chronicle
Dates 3/22 - 3/29/84

THE CHRONICLE-NEWS
ST. ANTHONY, IDAHO

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Department of Water Resources
Eastern District Office

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Notice Of Claims To Water Rights

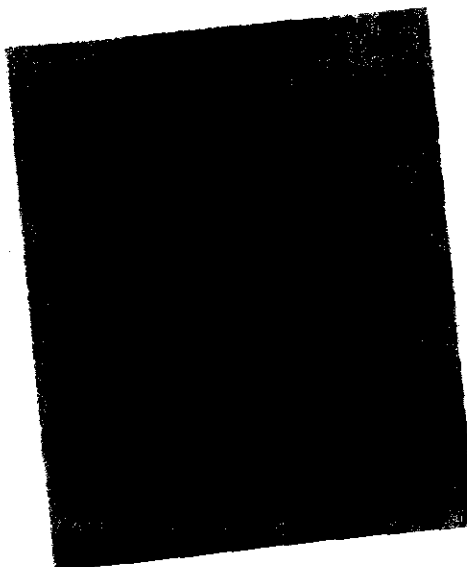
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Terry Weatherston
~~~~~



Subscribed to and sworn to before me

March 30, 1984

*Dere Garner*

Notary Public.

(SEAL)

My commission expires Life.

MICROFILMED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

APRIL 9, 1984

R. GENE PETERSON  
LYNETTE PETERSON  
NYAL L. PETERSON  
YVONNE PETERSON  
RT. 2, BOX 116  
REXBURG

ID 83440

RE: Claim No. 22-4175

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON  
Eastern Region Supervisor

RECORDED  
INDEXED

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: G. F. RAMSEY G. F. RAMSEY  
FEB 28 1984 MAR 12 1984  
Right Number 22 4175 Applicant PETERSON

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By Ernest Carlson Date April 11, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 4/13/84

April 9, 1984

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APR 13 1984

Department of Water Resources

CW



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
Director

150 Shoup - Suite 15  
Idaho Falls, Idaho 83401  
(208) 525-7161

February 28, 1984

Rigby, Thatcher, Andrus, Barton  
& Walters  
Attn: Ray Rigby  
P.O. Box 250  
Rexburg, ID 83440

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- \_\_\_\_\_ Complete name.
- \_\_\_\_\_ Complete mailing address.
- \_\_\_\_\_ Date of priority (month, day, and year).
- \_\_\_\_\_ Source of water.
- \_\_\_\_\_ Quantity claimed to have been used.
- \_\_\_\_\_ Nature of use and period of use.
- \_\_\_\_\_ Location of point(s) of diversion.
- \_\_\_\_\_ Location of place of use (acres irrigated if water is claimed for irrigation).
- ✓ \_\_\_\_\_ Filing Fee (Amount \$ 100<sup>00</sup> ).
- \_\_\_\_\_ Signature.
- \_\_\_\_\_ Notarization of signature.
- \_\_\_\_\_ ~~Other:~~ Three claims were originally received.  
This was not one of the three. Since it was  
received in 1984 the filing fee is \$100<sup>00</sup>

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

*Gerald Romsay*

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

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150 Shoup Ave., Suite 15  
Idaho Falls, Idaho 83402  
(208) 525-7161

MARCH 14, 1984

Fremont County Chronicle News  
P. O. Box 568  
St. Anthony, Idaho 83445

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 9, 1984.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

MICROFILMED

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KEN DUNN, Dir.

Published 3/22 & 3/29/84.

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