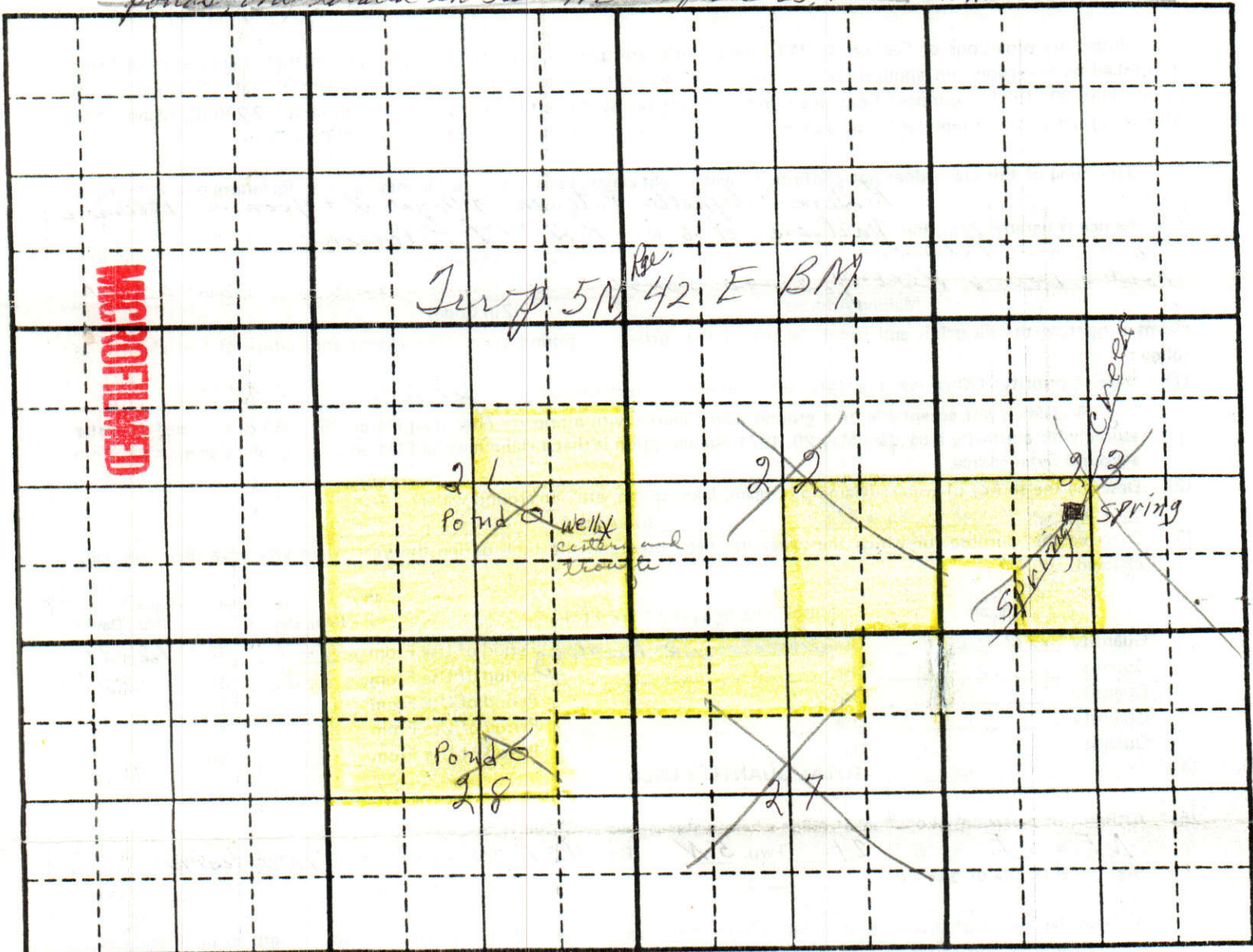


There are times when the livestock may be using only the creek or the well to the exclusion of the other.
 (8) Remarks The cattle also get water from a spring and stream therefrom centered in NE 1/4 SW 1/4 of Sec. 23 (which is the subject of a separate claim. Also there are 2 areas where water collects from seepage into ponds, one located in SW 1/4 NE 1/4 of Sec. 28 & one in NW 1/4 SE 1/4 in Sec. 21.



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)
) ss.
 County of Madison)

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.
R. Gene Peterson, Lynette Peterson
Ned L. Peterson & Anne Peterson
 (Claimant)

Sworn to before me this 29th day of June, 19 83.

Phyllis Ann Edwards
 Notary Public
 Residing at Reynolds, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY			
Received by <u>CW</u>	Date <u>6-30-83</u>	Exception filed by:	Forwarded to
Prelim. check by <u>B</u>	Date		claimant by:
\$30.00 fee received by <u>CW</u>	Date <u>6-30-83</u>		
Published in	<u>#22214</u>		
Dates			

- (7) If you are claiming water as a member of an organization, list name of organization:

- (8) Remarks There are times when the livestock may be using only the creek, or the well to the exclusion of the other. The cattle also get water from a spring and stream centered in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 23, which is the subject of a separate claim.

MICROFILMED	TOWNSHIP 5 NORTH										RANGE 42 E.B.M.									
	Section 21																			
	x Well, cistern and troughs																			

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)
County of Madison) 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.

R. Gene Peterson Lynette Peterson
Nigel L. Peterson Yvonne Peterson
(Claimant)

Sworn to before me this 29th day of June

19 83

Phyllis Ann Edwards
Notary Public for Idaho
Residing at Rexburg, Idaho

My commission expires Life

Received by CW Date 2-27-84 FOR DEPARTMENT USE ONLY
Prelim. check by BW Date 6-30-83 Exception filed by: Forwarded to: Date:
\$30.00 fee received by CW Date 7/25/84
Published in Standard Journal #29214
Dates

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 & Lynette Peterson & Myrl L. & Joanne Peterson,
partners, J. L. & M. L. Peterson*

(Name of Claimant)

Telephone No. 356-6254

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) June 1, 1929

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 cfs</u>	Use	<u>~~domestic~~ stock water</u>	Period of Use From	<u>1-1</u> To <u>12-31</u>
Quantity	<u>.04 cfs</u>	Use	<u>domestic</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 _____

(4) 14 cfs TOTAL QUANTITY USED.
(cfs. at)

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

NE ¼ SE ¼, Sec. 21 Twp. 5N. Rge. 42E B.M., County of Madison
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. *hole dug to depth of 27 feet originally into which a well*

change. hole dug to depth of 27 feet originally, into which a pipe (2") from a pump & motor is inserted. The water is pumped into a Cistern and from there fed into a 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.

delete all except "X"

[illegible]

No. of acres ~~X~~ 1280.

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

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: all used for stockwatering - up to 400 head of cattle and 5 horses at various times throughout the year as well as water, at times, for 3 small cabins upon the premises, for domestic purposes.

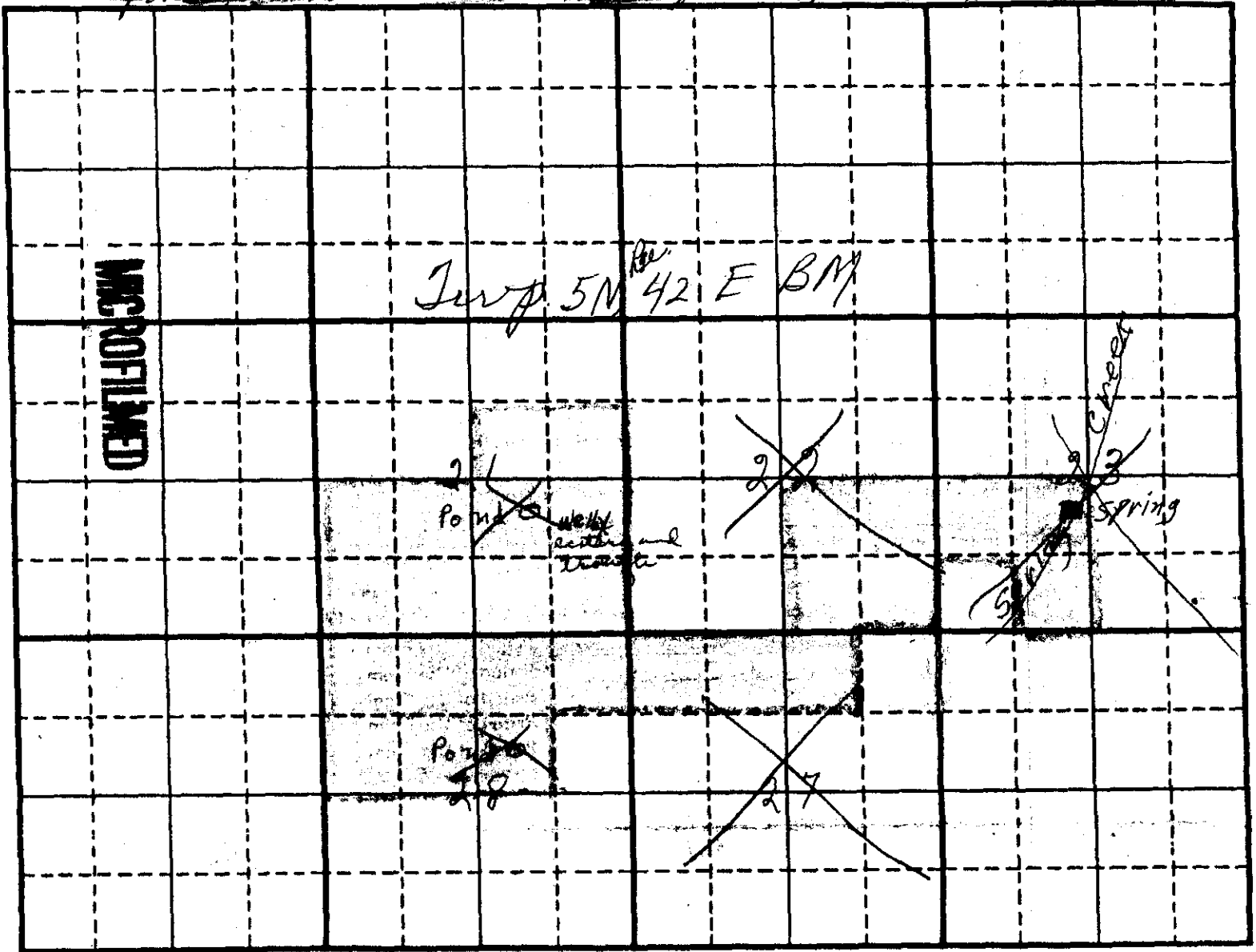
NOTE: Include here the type and number of stock watered:

If you are claiming water as a member of an organization, list name of organization:

same word
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(8) Remarks

There are times when the livestock may be using only the creek or the well to the exclusion of the other. The cattle also get water from a spring and stream therefrom centered in NE 1/4 SW 1/4 of Sec. 23 (which is the subject of a separate claim. ~~There are 2 areas where water collects from seepage into ponds located in SW 1/4 of Sec. 23 and NW 1/4 of Sec. 21.~~



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)

County of Madison) 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.

R. Gene Peterson, Lynette Peterson
Ned L. Peterson & Anne Peterson
(Claimant)

Sworn to before me this 29th day of June, 19 83

Notary Public
Residing at Reynolds, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by AW Date 6-30-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by AW Date _____
\$30.00 fee received by AW Date 6-30-83
Published in #22214
Dates _____

The REXBURG STANDARD and
The REXBURG JOURNAL
REXBURG, IDAHO

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APR 5 1984

Department of Water Resources
Eastern District Office

Affidavit of Publication

STATE OF IDAHO }
County of Madison } ss.

I, Bruce Porter
being first duly sworn, depose and say,
that I am the printer of THE REXBURG

Journal, a newspaper printed and
published weekly at Rexburg, Madison
County, Idaho; and I do solemnly swear
that the

Notice Of Claims To Water Rights
a copy of which notice appears attached
hereto, 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 8, 1984
and the last publication having been made

on March 15, 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 sub-
scribers living within the county of publica-
tion; and that it has been continuously and
uninterruptedly published in said county dur-
a period of seventy-eight consecutive weeks
prior to the first publication of the said not-
ice.

Subscribed to and sworn to before me

this March 16, 1984

Notary Public.

(SEAL)

My commission expires Life.

**NOTICE OF CLAIMS
TO WATER RIGHTS**

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

22-4173

PETERSON, R. GENE &/or LYNETTE &/or
NYALL, &/or YVONNE

RT. 2, BOX 116, REXBURG, ID 83440
Source: SPRING trib. to CANYON CREEK,
SPRING CREEK trib. to CANYON CREEK

Priority Date: 08/01/1924

Diversion Pt: NESW Sec 23 T 05N R 42E
Use: STOCKWATER (0.10 CFS),
DOMESTIC (0.12 CFS)

In: NESW Sec 23 T 05N R 42E

22-4174

PETERSON, R. GENE &/or LYNETTE &/or
NYALL, &/or YVONNE

RT. 2, BOX 116, REXBURG, ID 83440

Source: GROUNDWATER

Priority Date: 08/01/1929

Diversion Pt: NESE Sec 21 T 05N R 42E
Use: STOCKWATER (0.10 CFS),
DOMESTIC (0.04 CFS)

In: NESE Sec 21 T 05N R 42E

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 8 and 15, 1984J

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MARCH 26, 1984

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

ID 83440

RE: Claim No. 22-4174

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

Enclosure

MICROFILM



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

April 2, 1984

RE: Claim to a Water Right No. 22-4173 PETERSON
22-4174 "

Standard Journal
P.O. Box 10
Rexburg, ID 83440

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on March 8 and 15, 1984.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

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State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: G. F. RAMSEY 22 4174
Right Number FEB 28 1984 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 6, 1984

March 26, 1984

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 4/12/84

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APR 12 1984

Department of Water Resources



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

Retype

November 8, 1983

R. Gene Peterson
Rt. #2, Box 116
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. *only a single source can be claimed on a single form*
- ☒ Quantity claimed to have been used. *Fill in Item #4*
- ☒ Nature of use and period of use. *Separate Stock water and domestic*
- _____ Location of point(s) of diversion.
- ☒ Location of place of use (acres irrigated if water is claimed for irrigation). *indicate by an X*
- _____ Filing Fee (Amount \$_____).
- _____ Signature.
- _____ Notarization of signature.
- ☒ Other: *Please come to the IF office to straighten out this claim - a well/pond and surface water are shown as sources*

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,

Guild Ramsey

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22-4174

PETERSON, R. GENE &/or LYNETTE &/or NYAL L. &/or YVONNE

RT. 2, BOX 116, REXBURG, ID 83440

Source: GROUNDWATER

Priority Date: 06/01/1929

Diversion Pt: NESE Sec 21 T 05N R 42E

Use: STOCKWATER	(0.10 CFS)
DOMESTIC	(0.04 CFS)

In: NESE Sec 21 T 05N R 42E

RECEIVED