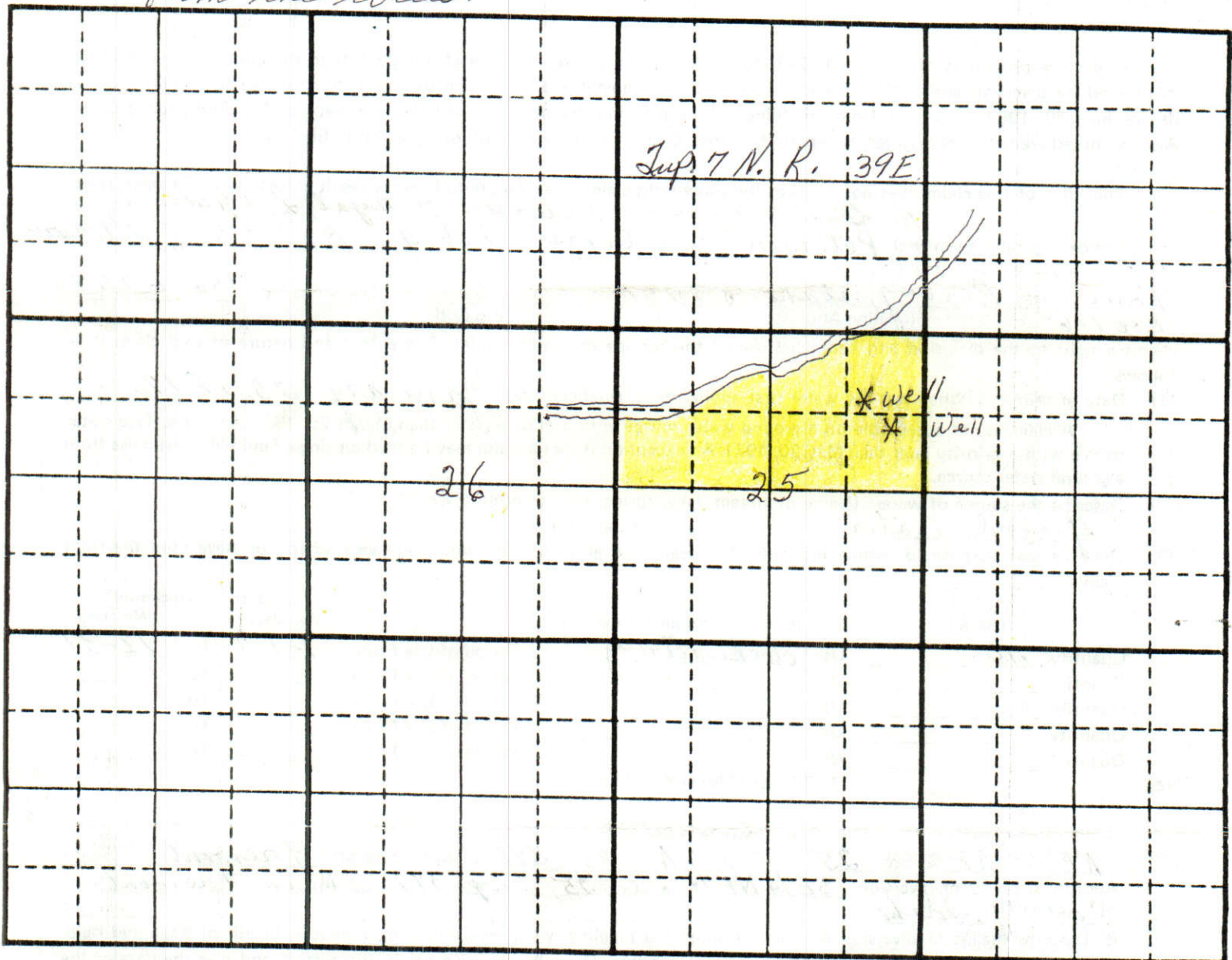


(8) Remarks The grazing land described herein borders the north fork of the Snake River which was the historical source of stock water, and the livestock still use the river water, as well as the water from the wells.



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, Yvonne Peterson
(Claimant)

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

Notary Public
Residing at

Thyllis Ann Edwards
Rexburg, 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 _____ Date _____
\$30.00 fee received by aw Date 6-30-83 #29215
Published in _____
Dates _____

THE CHRONICLE-NEWS

ST. ANTHONY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Fremont } ss

I, Bruce Porter,
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 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 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.



~~~~~

Subscribed to and sworn to before me  
this March 16, 1984

Jeri Garner  
Notary Public.

(SEAL) Life.  
My commission expires \_\_\_\_\_

RECEIVED

APR 9 1984

Department of Water Resources  
Eastern District Office

### NOTICE OF CLAIMS TO WATER RIGHTS

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

22-4172  
PETERSON, R. GENE &/or LYNETTE &/or  
NYALL L. &/or YVONNE  
RT. 2, BOX 116, REXBURG, ID 83440  
Source: GROUNDWATER  
Priority Date: 01/25/1892  
Diversion Pt: NENE Sec 25 T 07N R 39E  
Use: STOCKWATER (0.10 CFS)  
In: NENE 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 8 and 15, 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.

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

c/o R. Gene Peterson, R2, Bx 116, Rexburg, ID 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)

Ground water tributary to

(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 | .10 cfs   | Use stockwatering                   | Period of Use From 1-1 | To 12-31   |
| 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, af)

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

NE 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 1½ 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.

| T  | R    | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|----|------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|    |      |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 7N | 39 E | 25   | X   |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|    |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

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:

[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.

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*

R. Hene Peterson, Lynette Peterson  
Njal L. Peterson & Anne Peterson  
(Claimant)

Sworn to before me this 29th day of June, 1983

Notary Public for Idaho  
Residing at Rexburg, Idaho

My commission expires Life

2-27-84 FOR DEPARTMENT USE ONLY

|                                        |                     |                     |              |      |
|----------------------------------------|---------------------|---------------------|--------------|------|
| Received by <u>CW</u>                  | Date <u>6-30-83</u> | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>HW</u>             | Date <u>2/22/84</u> |                     | claimant by: |      |
| \$30.00 fee received by <u>CW</u>      | Date <u>6-30-83</u> |                     |              |      |
| Published in <u>Freemont Chronicle</u> | <u>#29215</u>       |                     |              |      |
| Dates <u>3/8 - 3/15/84</u>             |                     |                     |              |      |

**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

(Name of Claimant)

Telephone No. 356-6254

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

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

(cfs, af)

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)

(Mo., Day)                      (Mo., Day)

|          |    |     |               |                    |     |    |       |
|----------|----|-----|---------------|--------------------|-----|----|-------|
| Quantity | 10 | Use | stockwatering | Period of Use From | 1-1 | To | 12-31 |
| 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) | TOTAL QUANTITY USED. |
|-----|----------------------|
|     |                      |

(cfs, af)

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

NE ¼ NE ¼, Sec. 25 Twp. 7N Rge. 39E. B.M., County of Fremont  
Additional points of diversion: SE ¼ NE ¼, Sec. 25, Twp. 39E. B.M. in Fremont  
County, Idaho

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. 2 sandstone pumps, wells drilled to depths of between

20 and 30 feet, both have 1 1/2 inch casings, plunging into  
troughs.

(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 258

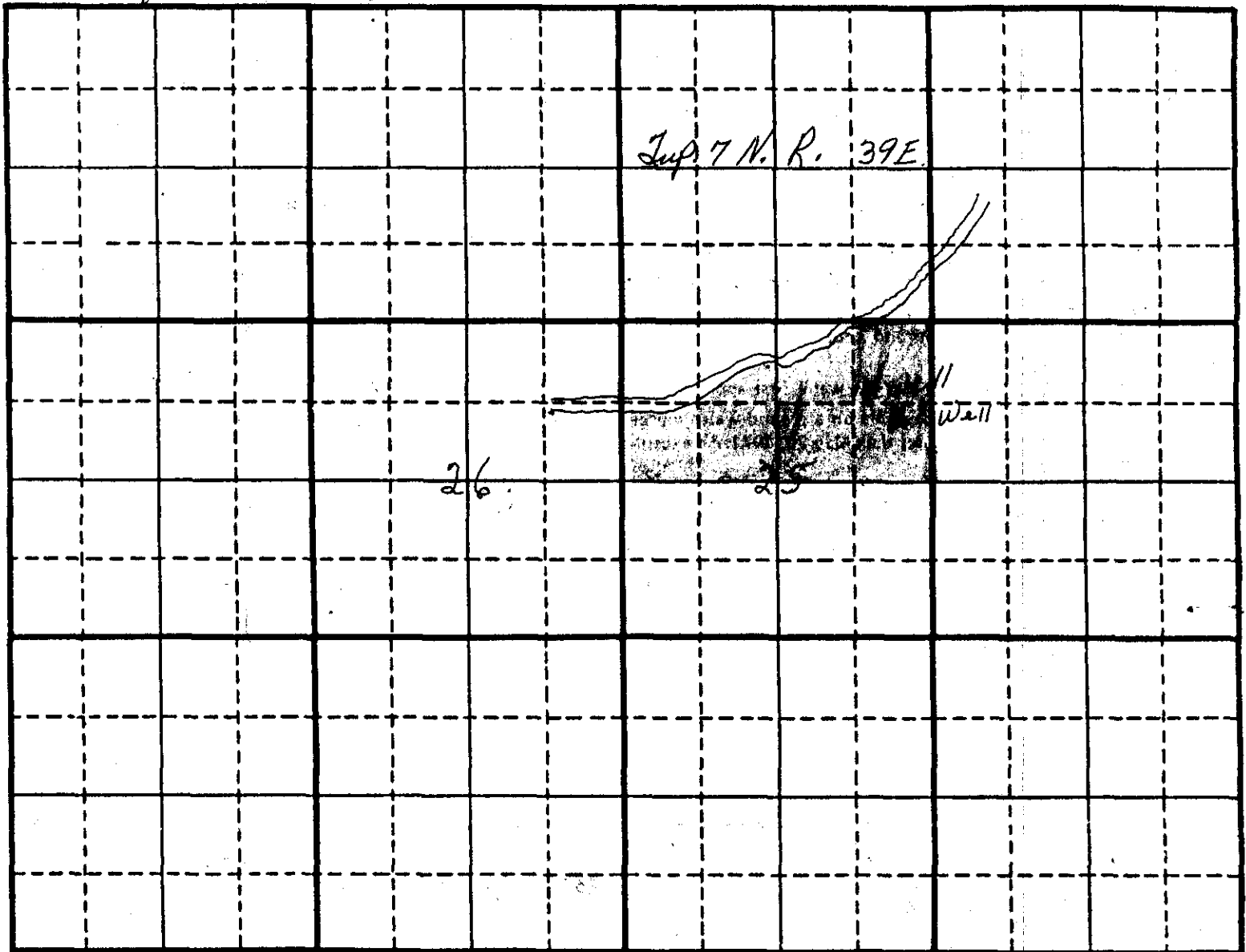
**B) If water is used for other than irrigation, fully describe that use, being as specific as possible:**

Water is used for watering cattle consisting of up to 400 cattle and up to 15 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: \_\_\_\_\_

(8) Remarks The grazing land described herein borders the north fork of the Snake River which was the historical source of stock water, and the livestock still use the river water, as well as the water from the wells.



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.

B. Gene Peterson, Lynette Peterson  
Neal S. Peterson, Yvonne Peterson  
(Claimant)

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

Phyllis Ann Edwards  
Notary Public  
Residing at Rexburg, Idaho

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by aw Date 6-30-83 Exception filed by: \_\_\_\_\_ Date \_\_\_\_\_  
Prelim. check by \_\_\_\_\_ Date 6-30-83 Forwarded to claimant by: \_\_\_\_\_  
\$30.00 fee received by aw Date 6-30-83 Published in \_\_\_\_\_  
Dates \_\_\_\_\_ #29215

**SECRET**

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. 22-4172

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

MICROFILMED

April 2, 1984

RE: Claim to a Water Right No. 22-4172 PETERSON

Fremont County Chronicle  
Box 568  
St. Anthony, ID 83445

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

RECEIVED

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: G. F. RAMSEY 22 4172  
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.

March 26, 1984

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Calum Date 4-11-84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Da Date 4/13/84

MICROFILMED

RECEIVED  
APR 13 1984

Department of Water Resources

ew



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

John V. Evans  
Governor

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

A. Kenneth Dunn  
Director

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.
- ✓ \_\_\_\_\_ Quantity claimed to have been used. *Fill in item #4*
- \_\_\_\_\_ Nature of use and period of use.
- \_\_\_\_\_ Location of point(s) of diversion.
- ✓ \_\_\_\_\_ Location of place of use. *[redacted] only an X should be used to indicate the place of use*
- \_\_\_\_\_ Filing Fee (Amount \$ \_\_\_\_\_). *indicate type of cattle*
- \_\_\_\_\_ Signature.
- \_\_\_\_\_ Notarization of signature.
- ✓ \_\_\_\_\_ Other: *a claim for river water must be filed separately. I recommend that a representative come to Idaho Falls to straighten this out.*

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 Romans*

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

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

FEBRUARY 29, 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 MARCH 26, 1984.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

MICROFILMED

## NOTICE OF CLAIMS TO WATER RIGHTS

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

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, Dir.

Published 3/8 & 3/15/84.

MICROFILMED

22-4172

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

RT. 2, BOX 116, REXBURG, ID 83440

Source: GROUNDWATER

Priority Date: 01/25/1892

Diversion Pt: NENE Sec 25 T 07N R 39E

Use: STOCKWATER (0.10 CFS)

In: NENE Sec 25 T 07N R 39E

REPROFILED