

WHITE — State Auditor  
 BLUE — Purchasing Copy  
 YELLOW — Remittance Advice  
 PINK — State Auditor then Agency  
 GOLDENROD — Agency Copy

AGENCY USE

|      |          |
|------|----------|
| Date | 8-14-75  |
| Code | 19 30.02 |

AGENCY NAME: Department of Water Resources  
 Eastern District Office

## EXPENDITURE VOUCHER

STATE OF IDAHO  
 Office of State Auditor

AUDITOR USE

|              |      |
|--------------|------|
| Document No. |      |
| Pre-Audit    | Date |
| Warrant No.  |      |

PAY

TO

Christman & Hopkins, Inc.  
 Loyal A. Hopkins, Secretary  
 Wood Canyon Road  
 Soda Springs, Idaho 83276

CHECK ONE:

☒ MISCELLANEOUS EXPENDITURE☐ STATE CONTRACT☐ PURCHASE ORDER☐ MISCELLANEOUS  
ENCUMBRANCE REQUISITIONPAYMENT: ☐ PARTIAL ☐ FINAL

Encumbrance Reference No.

| LINE No. | PROGRAM |     |     | FUND | CLASS |     | DESCRIPTION<br>(Include Quantity)                                                                                                                                                     | COMPLETE ONE |             | AGENCY USE |
|----------|---------|-----|-----|------|-------|-----|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|-------------|------------|
|          | MAJ     | MIN | ELE |      | MAJ   | MIN |                                                                                                                                                                                       | %            | LINE AMOUNT |            |
| 1        | 03      | 01  | 003 | 067  | 88    | 31  | Refund of \$30.00 for appli-<br>cation for transfer of water<br>right No. 35-4025. After<br>staff review it was apparent<br>the transfer was filed in<br>error and was not necessary. |              | \$30.00     |            |
| TOTAL    |         |     |     |      |       |     |                                                                                                                                                                                       | 100%=        | \$30.00     |            |

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

Date

Head of Agency or Institution

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

State Auditor

Identification No. 35 4025  
Claim No. \_\_\_\_\_  
Map No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT  
Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Irene Pedersen  
post office address Route 1, Box 199, Pingree, Idaho, 83262
2. The point of diversion is in NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  Section 29 Township 4 South  
Range 33 East B.M. located on ground water  
(name of source)  
tributary to \_\_\_\_\_ in Bingham County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
  - a. Date of priority claimed:  
1 April 1947 amount: 1.0 c.f.s. or \_\_\_\_\_ acre feet  
\_\_\_\_\_ amount: \_\_\_\_\_ c.f.s. or \_\_\_\_\_ acre feet  
\_\_\_\_\_ amount: \_\_\_\_\_ c.f.s. or \_\_\_\_\_ acre feet  
Total claimed \_\_\_\_\_ c.f.s. or \_\_\_\_\_ acre feet.
  - b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:  
use irrigation period of use from 1 April to 31 October (both dates inclusive)  
use \_\_\_\_\_ period of use from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
use \_\_\_\_\_ period of use from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
use \_\_\_\_\_ period of use from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive).
4. Description of diverting works:
  - a. Surface water diversion dam and/or headgate: material is composed of \_\_\_\_\_  
\_\_\_\_\_ ; length is \_\_\_\_\_ feet; height is \_\_\_\_\_ feet;  
width at bottom is \_\_\_\_\_ feet; width at top is \_\_\_\_\_ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  - b. Underground water diverting works: is well flowing or pumped pumped ; depth of well is 32 feet; diameter of well is 16 inches; type of pump is turbine  
capacity of pump is 450 g.p.m.; name and address of well driller is Bill Findley,  
Blackfoot, Idaho ;

35-4025

35-4025

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if feeder canal is used give maximum carrying capacity \_\_\_\_\_ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated 102

Explain any significant increase in area irrigated since first use, give dates and acreages if known. Land  
broken out of sagebrush starting in 1946 and ending about 1955--each year there was  
an increase in acreage to the above levels.



RECEIVED

## INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

### Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

|                           |                |         |               |           |
|---------------------------|----------------|---------|---------------|-----------|
| Date of priority claimed: | May 18, 1871   | amount: | 0.8 c.f.s. or | acre feet |
|                           | June 1, 1901   | amount: | 0.4 c.f.s. or | acre feet |
|                           | Total claimed: |         | 1.2 c.f.s. or | acre feet |

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Water Administration, Statehouse, ~~Annex 2, Boise, Idaho, 83707~~, is \$10.00.

IDAHO DEPARTMENT OF WATER ADMINISTRATION  
EASTERN DISTRICT OFFICE  
240 S. HOLMES  
IDAHO FALLS, IDAHO 83401

## AFFIDAVIT of PUBLICATION

County of Bingham  
State of Idaho

} ss.  
}

I, ..... David Mark Brown ..... do solemnly

Publisher

swear that I am the ..... of  
The Blackfoot News which is a daily newspaper of general  
circulation published each day except Sunday at Blackfoot,  
Bingham County, Idaho, said newspaper having been so  
published at Blackfoot, aforesaid for more than one year  
past; that said newspaper heretofore complied with all the  
provisions of Chapter 154 of the Sessions Laws of Idaho of  
1933, approved March 11, 1933, and duly designated,  
pursuant to law, a particular day of the week as the day on  
which legal notices required by law or by the order of any  
Court of competent jurisdiction within the State of Idaho  
shall be published to-wit: Friday of each week; that the  
notice attached hereto and which is a part of this affidavit  
and part of the proof of publication was, published in said

Friday issue of said newspaper ..... 2 ..... consecutive  
weeks, the first publication having been made on  
the ..... 16th day of ..... August ..... 19 ..... 73 .....

and the last publication having been made on the  
.... 23rd .. day of ..... August .., 19 73 .....; that said  
notice was published in the regular and entire issue of every  
number of the paper as aforesaid during the period and time  
of publication, and that notice was published in the  
newspaper and not in a supplement.

Subscribed and sworn to before me this ..... 22<sup>nd</sup> .....  
day of ..... August ..... 19 ..... 73 .....

Patricia H. Johnson

Notary Public for the State of Idaho,  
Residing at Blackfoot, Idaho  
My commission expires  
~~NOV 10 1972~~

October 20, 1975

### NOTICE OF CLAIM TO A WATER RIGHT NO. 35-4025

Notice is hereby given that  
Irene Pedersen, Route 1, Box  
199, Pingree, Idaho, has filed a  
claim to a water right  
established by diversion and  
application to beneficial use of  
1.0 cubic feet per second of  
water from a ground-water  
source with point of diversion in  
the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 29, T. 4S, R.  
33E, B.M., Bingham County.

The water is claimed to be  
used from Apr. 1 to Oct. 31 for  
the irrigation of 102 acres with a  
priority of April 1, 1947; the  
place of use is within the  
NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 29, NW $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
Lot 4, Sec. 28, T. 4S, R. 33E,

B.M.

Any exception to this claim of  
water right may be filed with  
the Idaho Department of Water  
Administration, 1515 Lincoln  
Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON  
Director

(3521)

Pub.: 8-16, 23

32

35-4025

RECEIVED

SEP 14 1973

# AFFIDAVIT of PUBLICATION

County of Bingham  
State of Idaho

} ss.  
}

I, David Mark Brown do solemnly  
Publisher

swear that I am the ..... of  
The Blackfoot News which is a daily newspaper of general  
circulation published each day except Sunday at Blackfoot,  
Bingham County, Idaho, said newspaper having been so  
published at Blackfoot, aforesaid for more than one year  
past; that said newspaper heretofore complied with all the  
provisions of Chapter 154 of the Sessions Laws of Idaho of  
1933, approved March 11, 1933, and duly designated,  
pursuant to law, a particular day of the week as the day on  
which legal notices required by law or by the order of any  
Court of competent jurisdiction within the State of Idaho  
shall be published to-wit: Friday of each week; that the  
notice attached hereto and which is a part of this affidavit  
and part of the proof of publication was, published in said

Friday issue of said newspaper ..... 2 ..... consecutive  
weeks, the first publication having been made on  
the 6th day of Sept, 19 73,  
and the last publication having been made on the  
13th day of Sept, 19 73; that said  
notice was published in the regular and entire issue of every  
number of the paper as aforesaid during the period and time  
of publication, and that notice was published in the  
newspaper and not in a supplement.

Subscribed and sworn to before me this 13th  
day of Sept, 19 73

Patricia H. Johnson  
Notary Public for the State of Idaho,  
Residing at Blackfoot, Idaho  
My commission expires  
~~November 20, 1973~~

October 20, 1975

## NOTICE OF CORRECTION

Notice is hereby given that  
Claim to a Water Right No. 35-  
4025 in the name of Irene  
Pedersen was advertised in-  
correctly on August 16 and  
August 23, 1973. The place of  
use was advertised as being  
within the N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 29;  
NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Lot 4, Sec. 28, T.  
4S, R. 33E, B.M.;

WHEREAS, the actual place  
of use is within the N $\frac{1}{2}$ SE $\frac{1}{4}$ ,  
Sec. 29; NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Lot 4, Sec.  
28, T. 4S, R. 33E, B.M.

Any exception to this claim of  
water right as a result of this  
correction may be filed with the  
Idaho Department of Water  
Administration, 1515 Lincoln  
Road, Idaho Falls, Idaho 83401.

R. KEITH HIGGINSON  
Director

(3545)  
Pub.: 9-6, 13

20

35-4025

FORM DA-8 (7-1-73)  
 WHITE - State Auditor  
 BLUE - Purchasing Copy  
 YELLOW - Remittance Advice  
 PINK - State Auditor then Agency  
 GOLDENROD - Agency Copy

# EXPENDITURE VOUCHER

STATE OF IDAHO  
 Office of State Auditor

AUDITOR USE

Document No.

Pre-Audit

Date

Warrant No.

|            |          |
|------------|----------|
| AGENCY USE |          |
| Date       | 8-14-75  |
| Code       | 19 30.02 |

AGENCY NAME: Department of Water Resources  
 Eastern District Office

PAY TO  
 Christman & Hopkins, Inc.  
 Loyal A. Hopkins, Secretary  
 Wood Canyon Road  
 Soda Springs, Idaho 83276

CHECK ONE:

(X) MISCELLANEOUS EXPENDITURE

( ) STATE CONTRACT

( ) PURCHASE ORDER

( ) MISCELLANEOUS  
 ENCUMBRANCE REQUISITION

PAYMENT: ( ) PARTIAL ( ) FINAL

Encumbrance Reference No.

| LINE No. | PROGRAM |     |     | FUND | CLASS |     | DESCRIPTION<br>(Include Quantity)                                                                                                                                    | COMPLETE ONE |             | AGENCY USE |
|----------|---------|-----|-----|------|-------|-----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|-------------|------------|
|          | MAJ     | MIN | ELE |      | MAJ   | MIN |                                                                                                                                                                      | %            | LINE AMOUNT |            |
| 1        | 03      | 01  | 003 | 067  | 33    | 31  | Refund of \$30.00 for application for transfer of water right No. 35-4026. After staff review it was apparent the transfer was filed in error and was not necessary. |              | \$30.00     |            |
| TOTAL    |         |     |     |      |       |     |                                                                                                                                                                      | 100%=        | \$30.00     |            |

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

8/15/75 R. Keith Blagmon  
 Date Head of Agency or Institution

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

State Auditor

FORM DA-8 (7-1-73)  
WHITE - State Auditor  
BLUE - Purchasing Copy  
YELLOW - Remittance Advice  
PINK - State Auditor then Agency  
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AGENCY USE

|          |
|----------|
| Date     |
| 8-14-75  |
| Code     |
| 19 30.02 |

AGENCY NAME: Department of Water Resources  
Eastern District Office

EXPENDITURE VOUCHER

STATE OF IDAHO

Office of State Auditor

AUDITOR USE

|              |      |
|--------------|------|
| Document No. |      |
| Pre-Audit    | Date |
| Warrant No.  |      |

PAY  
TO

Christman & Hopkins, Inc.  
Loyal A. Hopkins, Secretary  
Wood Canyon Road  
Soda Springs, Idaho 83276

CHECK ONE:

☒ MISCELLANEOUS EXPENDITURE  
☐ STATE CONTRACT

☐ PURCHASE ORDER

☐ MISCELLANEOUS  
ENCUMBRANCE REQUISITION

PAYMENT: ☐ PARTIAL ☐ FINAL

Encumbrance Reference No.

| LINE No. | PROGRAM |     |     | FUND | CLASS |     | DESCRIPTION<br>(Include Quantity)                                                                                                                                                     | COMPLETE ONE |             | AGENCY USE |
|----------|---------|-----|-----|------|-------|-----|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|-------------|------------|
|          | MAJ     | MIN | ELE |      | MAJ   | MIN |                                                                                                                                                                                       | %            | LINE AMOUNT |            |
| 1        | 03      | 01  | 003 | 067  | 88    | 31  | Refund of \$30.00 for appli-<br>cation for transfer of water<br>right No. 35-4025. After<br>staff review it was apparent<br>the transfer was filed in<br>error and was not necessary. |              | \$30.00     |            |
| TOTAL    |         |     |     |      |       |     |                                                                                                                                                                                       | 100%=-       | \$30.00     |            |

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

Date 8/15/75 R. Keith Higginson  
Head of Agency or Institution

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there funds in the state treasury and balances in appropriation accounts of which the same may be lawfully paid.

State Auditor

RECEIVED

AUG 11 1975

Department of Water Resources  
Eastern District Office

Christman & Hopkins, Inc.  
Wood Canyon Road  
Soda Springs, Idaho  
83276  
Aug. 1, 1975

Loy H. Johnsen  
Water Resource Supervisor  
Department of Water Resources  
Idaho Falls, Idaho 83401

Dear Sir:

Will you please withdraw the transfer of the point  
of diversion on my claim number 35-4025 and refund the  
\$30.00 that I paid.

Thank you.

Sincerely

  
Christman & Hopkins, Inc.  
By Loyal A. Hopkins, (Sec)

July 14, 1975

RE: Application for Transfer No. 35-4025

Christman & Hopkins, Inc.  
c/o Loyal A. Hopkins, Secretary  
Wood Canyon Road  
Soda Springs, Idaho 83276

Dear Mr. Hopkins:

In order for us to submit a DA-8 form to initiate a refund of the \$30.00 you paid for the transfer of the point of diversion on your claim No. 35-4025 we will need a letter from you requesting a withdrawal of your transfer on the above numbered claim.

As soon as we receive your letter requesting the withdrawal of the transfer we can further process the refund.

If you have any questions concerning this matter, please feel free to contact me.

Very truly yours,

LOY H. JOHNSON  
Water Resource Supervisor

LHJ:cw

RECEIVED

Identification No. 35 4025

Transfer No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

*Withdrawn*

APPLICATION FOR TRANSFER OF WATER RIGHT  
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Christman & Hopkins, Inc.

Post office address Wood Canyon Road, Soda Springs, Idaho 83276

2. Right obtained by:

a. Decree to \_\_\_\_\_ in Case of \_\_\_\_\_  
(Name)

vs. \_\_\_\_\_, Dated \_\_\_\_\_ in \_\_\_\_\_  
(Name of Court)

Court. County of \_\_\_\_\_.

Claim

b. ~~License~~ No. 35-4025 issued by the State of Idaho, Department of Reclamation.

3. Source of water ground water tributary to \_\_\_\_\_

4. Date of Priority April 1, 1947  
(Name of stream or source)

5. Amount of water a. 1.00 c.f.s. and/or

b. \_\_\_\_\_ acre feet/annum

6. Water is used for Irrigation from Apr. 1 to Nov. 1  
(Month, Day) (Month, Day)

7. Original location of point of diversion is NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Section 29,

Township 4S, Range 33E, B.M., in Bingham County;

Additional points of diversion, if any \_\_\_\_\_

8. Lands presently irrigated or place of use:

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 4S   | 33E   | 28   |                  |                  |                  |                  |                  |                  |                  |                  |                  | 30               | 27               |                  |                  |                  |                  |                  | 57     |
|      |       | 29   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 40               | 5                |                  |                  | 45     |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres presently irrigated 102

RECORDED

9. If applicant was not the original holder of this right explain how it was acquired: \_\_\_\_\_

Cash purchase from Irene Pedersen

Withdrawn

10. CHANGE IN POINT OF DIVERSION

a. Quantity to be diverted at new point: 1.00 c.f.s. and/or \_\_\_\_\_ acre feet

b. New point of diversion: NE 1/4 SE 1/4, Section 29, Township 4S, Range 33E, B.M.

c. Description of method of diversion and conveyance from new points of diversion: Well, pump and sprinkler system

d. Is water to be conveyed to the lands previously irrigated? Yes X No

If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion: Old well not adequate for sprinkler system now in use

f. Do you intend to make the transfer permanent? Yes

g. Do you intend to abandon completely the old point of diversion? Yes

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE NO CHANGE

a. Describe the new lands on which you wish to use your right.

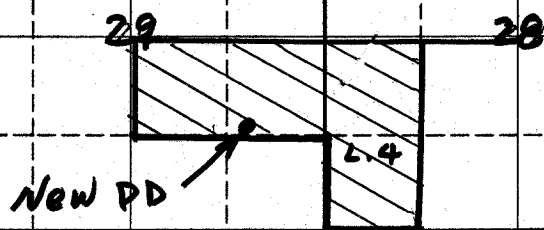
| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
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|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated \_\_\_\_\_

RECEIVED

R 33 E

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4  
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Withdrawn

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

MICROFILMED

b. Do you intend to make the transfer permanent?\_\_\_\_\_

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right:\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

*Christman & Hockins, Inc.*  
*by Lloyd H. Hockins (Sec.)*  
(signature of applicant)

Subscribed and sworn to before me this 2<sup>nd</sup> day of July, 1975

*Ronald P. Carson*  
(notary public)

My commission expires 2/14/78

**ACTION OF STATE RECLAMATION ENGINEER  
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_,  
and said application is hereby \_\_\_\_\_

1. Approval of said application is subject to the following limitations and conditions:

\_\_\_\_\_  
\_\_\_\_\_

2. Denial of said application is for the following reasons:

\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

*Withdrawn*

\_\_\_\_\_  
State Reclamation Engineer

**FOR DEPARTMENT USE ONLY**

Received by MB Date 7-2-75

Protest filed by: \_\_\_\_\_ Date \_\_\_\_\_

Prelim. check by LMJ Date 7/2/75

Fee received by MB Date 7-2-75 Fee \$ 30.<sup>00</sup>

#4319

Approved for publication by \_\_\_\_\_

Published in \_\_\_\_\_ Dates \_\_\_\_\_

Hearing held \_\_\_\_\_

Watermaster Recommendation sent \_\_\_\_\_

**MICROFILMED**

## WARRANTY DEED

WARRANTY DEED made this 11 day of June 1975, between IRENE PEDERSEN, a widow, of Bingham County, Idaho, herein referred to as grantor, and CHRISTMAN & HOPKINS, INC., a corporation created and existing under and by virtue of the laws of the State of Idaho, and having a mailing address of 179 South First East, Soda Springs, Idaho, herein referred to as grantee.

Grantor, for and in consideration of the sum of TEN DOLLARS, and other good and valuable consideration, the receipt whereof is hereby acknowledged, has granted, bargained, and sold, and does, by these presents, grant, bargain, sell, convey and confirm unto grantee, its successors and assigns forever, all the following described real estate situated in the County of Bingham, State of Idaho:

Tract One:

Township 4 South, Range 33 East, Boise Meridian, Bingham County, Idaho:

Section 29: Lot 1; SW $\frac{1}{4}$  SE $\frac{1}{4}$

Section 32: Lots 1 and 2

Lands along Snake River claimed by U.S. Government to be omitted lands lying between boundary of above described property and mean high water mark of Snake River, but claimed by grantor to be included within above land description. Said land is herein referred to as omitted lands.

## SUBJECT TO:

1. Taxes and assessments for the year 1975 and all subsequent years.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Discrepancies, conflicts in boundary lines, shortages in area, encroachments, or any other facts which a correct survey would disclose.
4. Unpatented mining claims, reservations or exceptions in patents or in acts authorizing the issuance thereof.
5. All reservations, restrictions, easements, road and road rights of way, ditch and ditch rights of way, zoning restrictions, governmental regulations, protective covenants of record for Bingham County, Idaho.
6. The obligation to fence cattle out of the area reserved as a life estate to Irene Pedersen as hereinafter set forth, and also the obligation to construct and maintain the right of way hereinafter described in favor of Irene Pedersen to provide free access to and from said life estate.
7. Lease dated 7 August 1967, executed by Oscar Pedersen and Irene Pedersen, husband and wife, as lessor, and Bingham County, Idaho, as lessee, for a term of eight years, beginning 11 August 1967, recorded 17 August 1967, as instrument no. 133335, records of said county.
8. All defects in title of any kind or nature in any way pertaining to the omitted lands.

Reserving and excepting therefrom a life estate in favor of Irene Pedersen in and to the home located on the above described property, together with approximately one acre of surrounding yard, and a free right of access to the county road lying on the

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north of said land, which right of access shall not be impeded by gates of any nature which would require anyone to leave a vehicle for purposes of opening or shutting the same. Such access shall exist along the east side of Lot 1, Section 29, and Lot 1, Section 32, Township 4 South, Range 33 East, Boise Meridian, unless such free and open access otherwise exists.

TOGETHER WITH all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including all growing crops and appurtenant water rights, which includes but is not limited to 2.4 cfs. of water from wells located on NE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 29, Township 4 South, Range 33 East, Boise Meridian, with a priority date of 1 April 1945 as to .7 cfs., and a priority date of 1 April 1946 as to 1.7 cfs., the reversion and reversions, remainder and remainders, rents, issues, and profits thereof, and all estate, right, title and interest in and to the property as well in law as in equity.

Tract Two:

Township 4 South, Range 33 East, Boise Meridian, Bingham County, Idaho:

Section 28: NW $\frac{1}{4}$  SW $\frac{1}{4}$ ; Lot 4

Section 29: N $\frac{1}{2}$  SE $\frac{1}{4}$

Lands along Snake River claimed by U.S. Government to be omitted lands lying between boundary of above described property and mean high water mark of Snake River, but claimed by grantor to be included within above land description. Said land is herein referred to as omitted lands.

SUBJECT TO:

1. Taxes and assessments for the year 1975 and all subsequent years.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Discrepancies, conflicts in boundary lines, shortages in area, encroachments, or any other facts which a correct survey would disclose.
4. Unpatented mining claims, reservations or exceptions in patents or in acts authorizing the issuance thereof.
5. All reservations, restrictions, easements, road and road rights of way, ditch and ditch rights of way, zoning restrictions, governmental regulations, and protective covenants of record for Bingham County, Idaho.
6. All defects in title of any kind or nature in any way pertaining to the omitted lands.

TOGETHER WITH all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including all growing crops and appurtenant water rights, which include but are not limited to 1 cfs. of water from well located on NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 29, Township 4 South, Range 33 East, Boise Meridian, which has a 1 April 1947 priority date, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the property as well in law as in equity.

TO HAVE AND TO HOLD, a fee simple title in the above described premises, together with the appurtenances unto grantee and its successors and assigns forever.

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Grantor and its successors shall and will warrant and by these presents forever defend the premises, exclusive of the omitted lands, in the quiet and peaceable possession of grantee, its successors and assigns against grantor and her heirs, personal representatives, or assigns, and against all and every person or persons whomsoever lawfully claiming the same.

IN WITNESS WHEREOF, grantor has hereunto set her hand on the day and the year first above written.

Irene Pedersen  
IRENE PEDERSEN

STATE OF IDAHO )  
County of Bingham ) ss.

On this 11 day of June 1975, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared IRENE PEDERSEN, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Seal)

Winston V. Beard  
WINSTON V. BEARD - NOTARY PUBLIC  
RESIDING AT IDAHO FALLS, IDAHO  
MY COMMISSION EXPIRES 6-4-76

ACCEPTANCE OF DEED

CHRISTMAN & HOPKINS, INC., does hereby acknowledge delivery to it of this deed and does hereby accept the same and agree to be bound by all of the terms and provisions thereof, specifically including but not limited to the obligation to fence out cattle and provide right of access to grantor.

CHRISTMAN & HOPKINS, INC.

Attest: Lyla G. Hopkins (Secy) By: Albert B. Christman  
Its:

STATE OF IDAHO )  
County of Bingham ) ss.

On this 11 day of June 1975, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared Albert B. Christman known to me to be the President of Christman & Hopkins, Inc., the corporation that executed the foregoing document, and the person who executed the same on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Seal)

Winston V. Beard  
WINSTON V. BEARD - NOTARY PUBLIC  
RESIDING AT IDAHO FALLS, IDAHO  
MY COMMISSION EXPIRES 6-4-76

MICROFILMED

1515 Lincoln Road

September 25, 1973

Re: Claim to a Water Right No. 35-4025

Irene Pedersen  
Route 1 Box 199  
Pingree, ID 83262

Dear Ms. Pedersen:

The Department of Water Administration has completed the processing of your claim to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

NORMAN C. YOUNG  
District Engineer

NCY:mb  
Enc: Copy of Claim  
cc: Winston V. Beard

35-4025

1515 Lincoln Road

August 30, 1973

Re: Claim to a Water Right No. 35-4025 Irene Pedersen  
(correction)

The Blackfoot News  
P. O. Box 70  
Blackfoot, ID 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

-----  
(signature of claimant)

Very truly yours,

NORMAN C. YOUNG  
District Engineer

Bill submitted 9-14-73 by mb

NCY:mb  
Enc: Legal Correction (1)

35-4025

35-4025-9E

ml

# NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 35-4025 in the name of Irene Pedersen was advertised incorrectly on August 16 and August 23, 1973. The place of use was advertised as being within the N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 29; NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Lot 4, Sec. 28, T. 4S, R. 33E, B.M.;

WHEREAS, the actual place of use is within the N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 29; NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Lot 4, Sec. 28, T. 4S, R. 33E, B.M.

Any exception to this claim of water right as a result of this correction may be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho 83401.

R. KEITH HIGGINSON  
Director

(3545)

Pub.: 9-6, 13

NOTICE OF CORRECTION

Notice is hereby given that Claim to a Water Right No. 35-4025 in the name of Irene Pedersen was advertised incorrectly on August 16 and August 23, 1973. The place of use was advertised as being within the N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 29; NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Lot 4, Sec. 28, T. 4S, R. 33E, B.M.;

WHEREAS, the actual place of use is within the N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 29; NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Lot 4, Sec. 28, T. 4S, R. 33E, B.M.

Any exception to this claim of water right as a result of this correction may be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho 83401.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho on September 6 and September 13, 1973.

JP-2  
aw-B  
aw-A

35-4025

1515 Lincoln Road

August 10, 1973

Re: Claim to a Water Right No. 35-4025 - Pedersen

Blackfoot News  
P. O. Box 70  
Blackfoot, ID 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

-----  
(signature of claimant)

Very truly yours,

NORMAN C. YOUNG  
District Engineer

Bill submitted

8-30-73 by ml

NCY:mb  
Enc: Legal Notice (1)

35-4025

5007-58

**NOTICE OF CLAIM  
TO A WATER RIGHT  
NO. 35-4025**

Notice is hereby given that Irene Pedersen, Route 1, Box 199, Pingree, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 1.0 cubic feet per second of water from a ground-water source with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 29, T. 4S, R. 33E, B.M., Bingham County.

The water is claimed to be used from Apr. 1 to Oct. 31 for the irrigation of 102 acres with a priority of April 1, 1947; the place of use is within the N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 29, NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Lot 4, Sec. 28, T. 4S, R. 33E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON  
Director

(3521)

Pub.: 8-16, 23

NOTICE OF CLAIM TO A WATER RIGHT

NO. 35-4025

Notice is hereby given that Irene Pedersen

Route 1, Box 199, Pingree, Idaho

has filed a claim to a water right established by diversion and application  
to beneficial use of 1.0 cubic feet per second ~~XXXXXXXXXXXX~~

of water from a ground-water source

with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 29, T. 4S, R. 33E, B.M.

Bingham County.

The water is claimed to be used from Apr. 1 to Oct. 31 for the  
irrigation of 102 acres

with a priority of April 1, 1947

the place of use is within the N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 29; NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Lot 4, Sec. 28, T. 4S,  
R. 33E, B.M.

Any exception to this claim of water right may be filed with the Idaho  
Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho,  
83401.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on August 16 and August 23, 1973.

35-4025

Aw-L  
Aw-Ed  
Jag-A.

August 9, 1973

Petersen, Moss, Olsen & Beard  
Attorneys at Law  
485 "E" Street  
Idaho Falls, Idaho 83401

Gentlemen:

Please find attached departmental receipt No. 10299 for Irene Pedersen's claim to a water right which was received in this office under the above date.

Very truly yours,

NORMAN C. YOUNG  
District Engineer

NCY:mb

Attachment

35-4025