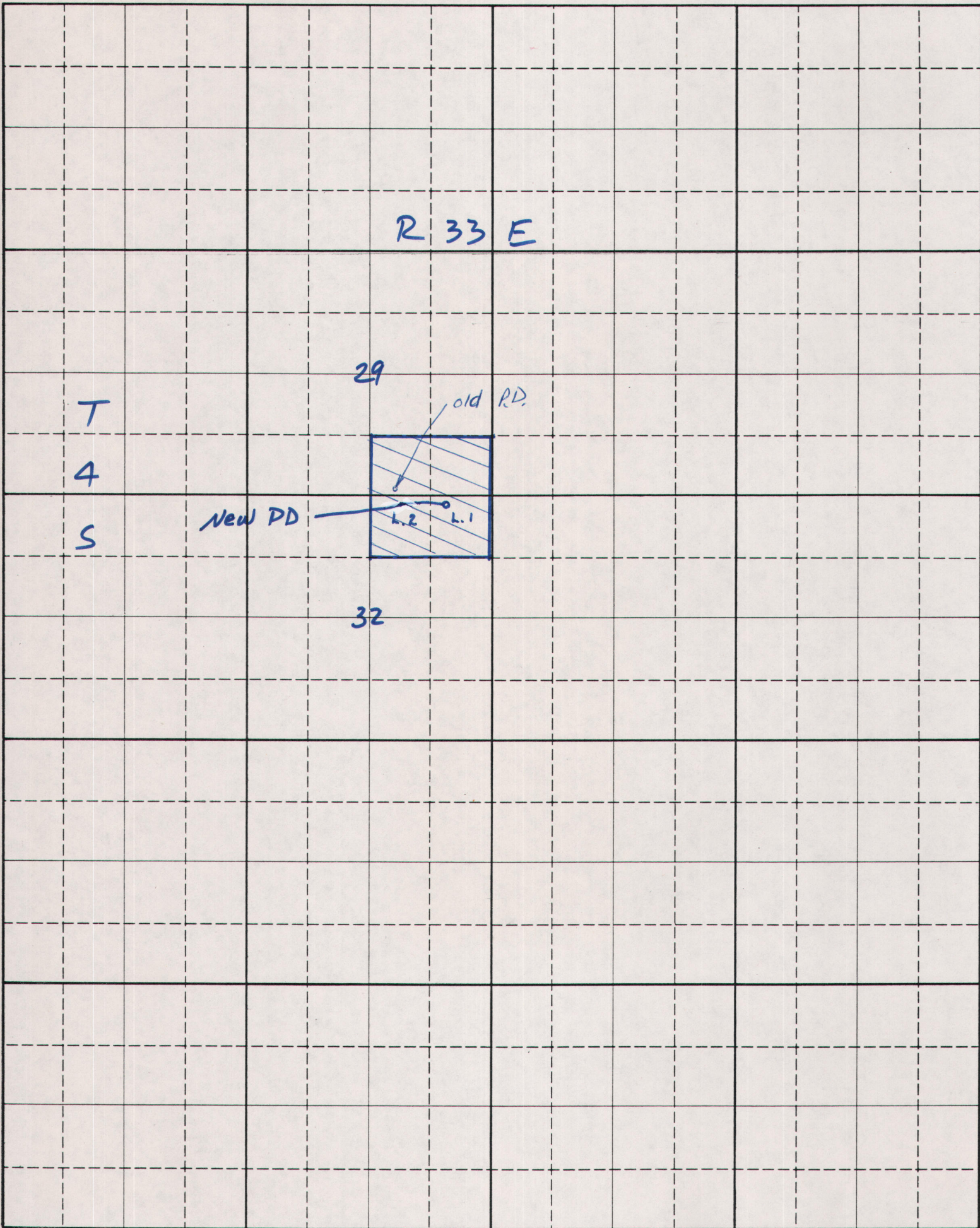




SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

MICROFILMED

RECEIVED

JUL 28 1975

Department of Water Resources
Bureau of Ground Water

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 10th day of July, 1975.....

and the last publication having been made on the
17th day of July, 1975.....; 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.

David Mark Brown
Subscribed and sworn to before me this 24th
day of July, 1975.....

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1975

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 35-4019

Notice is hereby given that
Christman & Hopkins, Inc.,
Soda Springs, Idaho, have
applied to the Department of
Water Resources for a change
in the point of diversion of a
ground-water source. The right
sought to be changed is
evidenced by Claim to a Water
Right No. 35-4019 and is
recorded as follows:

AMOUNT
1. 0.70 cfs
PRIORITY
1. 4-01-1945
AMOUNT
2. 1.70 cfs
PRIORITY
2. 4-01-1946

POINT OF DIVERSION:
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, T.
4S, R. 33E, B.M.,
Bingham County;

The water is used to irrigate
124.7 acres within the S $\frac{1}{2}$ SE $\frac{1}{4}$,
Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 32, T. 4S,
R. 33E, B.M.

TO BE CHANGED
AS FOLLOWS

The water will be diverted
within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32,
T. 4S, R. 33E, B.M., Bingham
County.

Any protests against ap-
proval of the above proposed
change of water right must be
filed with the Idaho Depart-
ment of Water Resources, 1515
Lincoln Road, Idaho Falls,
Idaho, 83401, on or before July
28, 1975.

R. KEITH HIGGINSON
Director

(4328)
Pub.: 7-10, 17

MICROFILM

April 28, 1972

Re: Application No. 35-7228 - Leslie Pratt
35-7229 - Leslie Pratt
35-7230 - Don C. Carter
35-7231 - Lakeview Ward Corp.
Claim No. 35-4019 - Mrs. Oscar L. Pedersen

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 our 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 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. 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

NCT:BJ

Encs: Legal notices (5)

Bill submitted 5-18-72. cl

35-4019

STATE OF IDAHO

DEPARTMENT OF RECLAMATION WATER RESOURCES

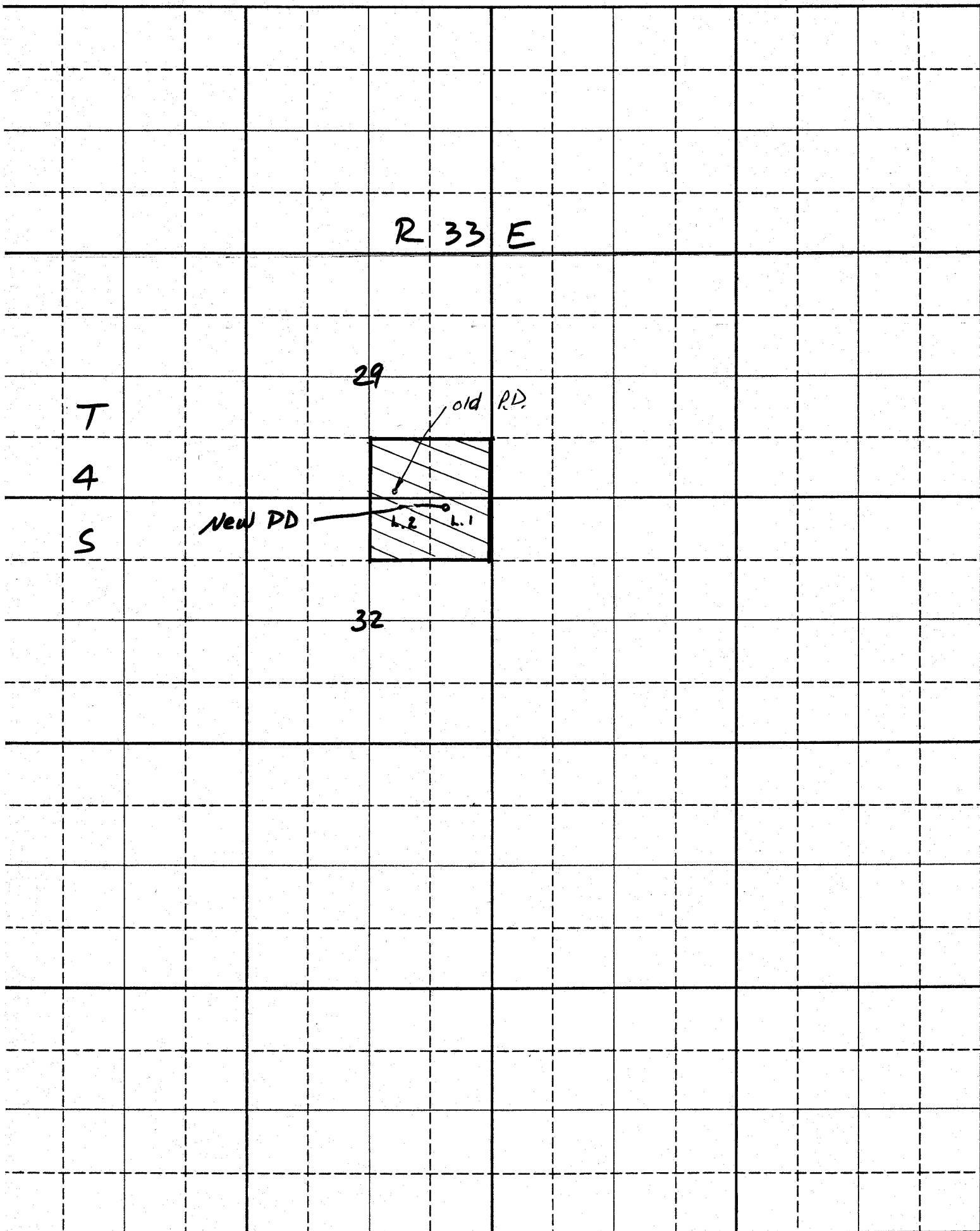
APPROVED

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. 35-4019 issued by the State of Idaho, Department of Reclamation.
3. Source of water Ground Water tributary to
- (Name of stream or source)
4. Date of Priority 1. 4/1/45 2. 4/1/46
5. Amount of water a. 2.40 c.f.s. and/or 1. 0.70 cfs
2. 1.70 cfs
- 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 SW ¼ SE ¼ 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	33E	29															40	39.9	79.9
		32	24.8	20															44.8



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

MICROFILMED

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

Cash purchase from Irene Pedersen

10. CHANGE IN POINT OF DIVERSION

a. Quantity to be diverted at new point: 2.40 c.f.s. and/or _____ acre feet

(Lot 1)

b. New point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, 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.

[illegible]

Total number of acres to be irrigated_____

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 & Hopkins, Inc.
by Lloyd M. Hopkins, (Sec.)
(signature of applicant)

Subscribed and sworn to before me this 2nd day of July, 1975

Ronald D. Carlson
(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. 1778/35-4019,
and said application is hereby APPROVED

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

(1) That this approval does not validate the water right as claimed under Claim to
a Water Right No. 35-4019.

(2) That a measuring device of a type approved by the Department be permanently
maintained as part of the diverting works.

Witness my hand this 12 day of August, 19 75

R. Keith Higginson
R. KEITH HIGGINSON, Director
Idaho Department of Water Resources

FOR DEPARTMENT USE ONLY

RECEIVED
Received by MB Date 7-2-75 Protest filed by: _____ Date _____
Prelim. check by Lay Date 7/2/75 _____
Fee received by MB Date 7-2-75 Fee \$ 30.⁰⁰ _____
Approved for publication by CW 7-28-75 # 4319 _____
Published in Blackfoot News Dates July 10 + 17, 1975 _____
Hearing held _____
Watermaster Recommendation sent N.A.

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

MICROFILMED

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.

MICROFILMED

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.

Attest: Loyal D. Hopkins (Secy) CHRISTMAN & HOPKINS, INC.
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

RECEIVED

JUL 28 1975

Department of Water Resources

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 10th July 19 75

and the last publication having been made on the
..... 17th day of July 19 75

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 24th

day of July 19 75

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1975

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 35-4019

Notice is hereby given that
Christman & Hopkins, Inc.,
Soda Springs, Idaho, have
applied to the Department of
Water Resources for a change
in the point of diversion of a
ground-water source. The right
sought to be changed is
evidenced by Claim to a Water
Right No. 35-4019 and is
recorded as follows:

AMOUNT

1. 0.70 cfs

PRIORITY

1. 4-01-1945

AMOUNT

2. 1.70 cfs

PRIORITY

2. 4-01-1946

POINT OF DIVERSION:

SW 1/4 SE 1/4, Sec. 29, T.

4S, R. 33E, B.M.,

Bingham County;

The water is used to irrigate
124.7 acres within the S 1/2 SE 1/4,
Sec. 29, N 1/2 NE 1/4, Sec. 32, T. 4S,
R. 33E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted
within the NE 1/4 NE 1/4, Sec. 32,
T. 4S, R. 33E, B.M., Bingham
County.

Any protests against ap-
proval of the above proposed
change of water right must be
filed with the Idaho Depart-
ment of Water Resources, 1515
Lincoln Road, Idaho Falls,
Idaho, 83401, on or before July
28, 1975.

R. KEITH HIGGINSON

Director

(4328)

Pub.: 7-10, 17.

52

Identification No. _____
Claim No. 35 4019
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 MRS. OSCAR L. PEDERSEN
post office address Pingree, Idaho 83262
2. The point of diversion is in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 29 Township 4 S
Range 33 E 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:

April 1, 1945 amount: 0.70 c.f.s. or _____ acre feet
April 1, 1946 amount: 1.70 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed 2.40 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 April 1 to Oct. 31 (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 centrifugal - 20 H.P.
capacity of pump is _____ g.p.m.; name and address of well driller is Lane Shelman, deceased ;

35-4019

c. Conveying works: length of ditch to place of use is 50 feet; width of ditch at top is 5 feet; width of bottom of ditch is 3 feet; depth of water is 1½ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is loam _____; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

d. If water is stored: name of reservoir _____;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

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_____

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe_____

[illegible]

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users? NO If yes, give the name of the ditch _____
The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities. _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
Paragraph #2 - This claim is for two wells. One well drilled in 1945 and the other
drilled in 1946. The second well is in Lot #1, of the SE $\frac{1}{4}$ in Section 29, Township
4 South, Range 33 East, Boise Meridian 16" well 31' deep - 10 HP
centrifugal pump - 6" discharge

State of Idaho

County of _____ } 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 affiants knowledge.

Sworn to before me this 17th day of April, 1972

Mrs. Oscar L. Pedersen
Claimant

Maimred Smith
Notary Public

My Commission Expires 10-26-74

Residing at BLACKFOOT, IDAHO

My commission expires _____

For Department Use Only

CMR 4/21/72

Received by ef Date 4-18-72

Exception filed by: _____

Forwarded to
claimant by: _____

Date _____

Prelim. check by D Date 4-18-72

Fee received by ef Date 4/18/72 Fee \$ 10.00

Approved for publication by NCY

Published in Blackfoot News Dates 4-27 & 5-4-72

4

35-4019

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.

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 35-4019**

Notice is hereby given that Mrs. Oscar L. Pedersen, Pingree, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 2.40 cubic feet per second of water from a ground-water source with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, T. 4S, R. 33E, B.M., Bingham County.

The water is claimed to be used from April 1 to October 31 for the irrigation of 125 acres with a priority of April 1, 1945 (0.7 cfs) and April 1, 1946 (1.7 cfs). The place of use is within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 32, T. 4S, R. 33E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON
Director

(3060)
Pub.: 5-4, 11

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

I, **Drury R. Brown** do solemnly

swear that I am the **publisher** 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 **4th** day of **May**, 19**72**,

and the last publication having been made on the **11th** day of **May**, 19**72**; 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 supplement.

Subscribed and sworn to before me this **11th** day of **May**, 19**72**

George Dayton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Nov. 10, 1972

35. 4019

USE TYPEWRITER OR
BALL POINT PEN

RECEIVED

WELL DRILLER'S REPORT

OCT 17 1975

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well. Department of Water Resources

1. WELL OWNER
Name Loyal Hopkins
Address Pingree, ID
Owner's Permit No. 35-4019

7. WATER LEVEL
Static water level 04 feet below land surface
Flowing? ☒ Yes ☐ No G.P.M. flow 90
Temperature 52 ° F. Quality Good
Artesian closed-in pressure 5 p.s.i.
Controlled by ☒ Valve ☐ Cap ☐ Plug

2. NATURE OF WORK
☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

8. WELL TEST DATA
☐ Pump ☐ Bailer ☐ Other ☐ Open Discharge
Discharge G.P.M. Draw Down Hours Pumped

3. PROPOSED USE
☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type)
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
6	0	6	Clay		
	6	20	Lava		
	20	40	Sand, Clay, Small Gravel		
	40	54	Gravel, Sand		
	54	93	Sandy Clay	x	
	93	106	Sand	x	
	106	125	Clay		
	125	139	Sand		
	139	143	Brown Clay, Sand		
	143	145	Small Gravel, Lots of Sand		
	145	158	Small Gravel, Lots of Sand		
	158	163	Small Gravel, Flowing	x	
	163	190	Sand, Gravel, Flowing	x	
	190	222	Sand, Gravel, Flowing	x	

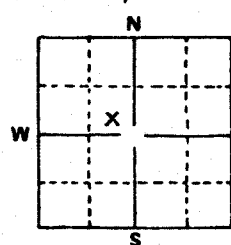
4. METHOD DRILLED
☒ Cable ☐ Rotory ☐ Dug ☐ Other

5. WELL CONSTRUCTION
Diameter of hole 16 inches Total depth 222' feet
Casing schedule: ☒ Steel ☐ Concrete
Thickness Diameter From To
.250 inches 16 inches + 2 feet 222 feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☒ Yes ☐ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation 3 inches by 3/8 inches
Number From To
192 perforations 173' feet 205' feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth 18 Material used in seal ☒ Cement grout
☐ Puddling clay ☐ Well cuttings
Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing
☐ Overbore to seal depth

RECEIVED

OCT 1 1975

Department of Water Resources
Eastern District Office

6. LOCATION OF WELL
Sketch map location must agree with written location.

Subdivision Name _____
Lot No. _____ Block No. _____
County Bingham
SW SE 29
SE 1/4 NW 1/4 Sec. 30, T. 4 N/S, R. 33 E/W

10. Work started 08/11/75 finished 09/5/75

11. DRILLERS CERTIFICATION
Firm Name Doug Cushman Drilling Co. Firm No. 72
Address 945 S. Broadway, Blackfoot Date 09/17/75
Signed by (Firm Official) Doug Cushman
and Dick
(Operator) Dick
Dick

August 14, 1975

Re: Application for Transfer No. 35-4019 (#1778)

Christman & Hopkins, Inc.
Wood Canyon Road
Soda Springs, ID 83276

Gentlemen:

Enclosed is a copy of your approved Application for Transfer No. 35-4019. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your transfer. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:rb

Enc.

INTER-DEPARTMENT MEMO — 1

DATE July 29, 1975

FROM Ronald Carlson

TO Bob Fleenor

SUBJECT Transfer No. 35-4019

I recommend that this transfer be approved with a measuring device requirement.

MICROFILMED

SIGNATURE

M E M O R A N D U M

TO: File

FROM: Loren O. Holmes

RE: Field Check on Application for Transfer No. 35-4019

DATE: August 6, 1975

I examined the proposed transfer of Christman & Hopkin's claim and talked with Terry Hopkins.

The property is being converted from surface irrigation to sprinkling with wheel moves. There are two wells to be abandoned. One as shown in the transfer and one about 100 yards north of the new well. Both old wells are set up with centrifugal pumps. The new well is being drilled. The sprinkler lines are installed and water is currently being pumped from Dipple Spring.



07/24/75

July 3, 1975

RE: Application for Transfer No. 35-4019 Christman & Hopkins, Inc.

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 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.

Very truly yours,

RONALD D. CARLSON
District Engineer

RDC:MB

Enc: Legal Notice (1)

Bill submitted 7-28-75 by MB

RECEIVED
JUL 10 1975

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 35-4019**

Notice is hereby given that Christman & Hopkins, Inc., Soda Springs, Idaho, have applied to the Department of Water Resources for a change in the point of diversion of a ground-water source. The right sought to be changed is evidenced by Claim to a Water Right No. 35-4019 and is recorded as follows:

AMOUNT

1. 0.70 cfs

PRIORITY

1. 4-01-1945

AMOUNT

2. 1.70 cfs

PRIORITY

2. 4-01-1946

POINT OF DIVERSION:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, T.
4S, R. 33E, B.M.,
Bingham County;

The water is used to irrigate 124.7 acres within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 32, T. 4S, R. 33E, B.M.

**TO BE CHANGED
AS FOLLOWS**

The water will be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 4S, R. 33E, B.M., Bingham County.

Any protests against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before July 28, 1975.

R. KEITH HIGGINSON
Director

(4328)

Pub.: 7-10, 17

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-4019

Notice is hereby given that Christman & Hopkins, Inc., Soda Springs, Idaho, have applied to the Department of Water Resources for a change in the point of diversion of a ground-water source. The right sought to be changed is evidenced by Claim to a Water Right No. 35-4019 and is recorded as follows:

AMOUNT: 1. 0.70 cfs PRIORITY: 1. 4-01-1945
 2. 1.70 cfs 2. 4-01-1946

POINT OF DIVERSION: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, T. 4S, R. 33E, B.M.,
Bingham County;

The water is used to irrigate 124.7 acres within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 32, T. 4S, R. 33E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 4S, R. 33E, B.M., Bingham County.

Any protests against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before July 28, 1975.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho, on July 10 and July 17, 1975.

*Called change 7/7/75
CW-4
CW-4*

TRANSFER ANALYSIS SHEET

ANALYSIS BY LSH

NO. 35-4019

1. Fee ✓
2. Name and Signature ✓
3. Source ✓

4. Right Being Transferred

a. Decree _____

License _____

Use ✓

b. Location - Original P. D. ✓

c. " - Original P. U. ✓

d. " - New P. D. ✓

e. " - New P. U. No change

5. Ownership of Original Right Right Transferred to

Comment applicant by deed.

6. Expansion of Right? NO

Comment _____

7. Watermaster's Comments

8. Comments

MICHAEL

C. J. [Signature]

July 13, 1972

Re: Claim to a Water Right No. 35-4019

C Mrs. Oscar L. Pedersen
Pingree,
Idaho 83262

Dear Mrs. Pedersen:

C The claim provision under which you have filed evidence of your water right does not provide for confirmation of a water right. If you wish the evidence filed under Claim No. 35-4019 confirmed as a water right, then you will have to take this evidence to court in a "Quiet Title Action." For most cases, to simply file a document such as Claim No. 35-4019 is normally sufficient without further confirmation.

P If we can be of further assistance, please feel free to contact us.

P Very truly yours,

Y Donald W. McEldowney
Water Rights Supervisor
State Office

DWM:cr

35-4019

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

June 1, 1972

Re: Claim to a Water Right No. 35-4019

Mrs. Oscar L. Pedersen
Pingree,
Idaho 83262

Dear Mrs. Pedersen:

The Department of Water Administration has completed the processing of your claim to a water right, and no further action is authorized under Section 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,


Donald W. McEldowney
Water Rights Supervisor
State Office

DWM:CR

Enc: copy of claim

Dear Sir: Thank you for your kindness. I would appreciate it if you would give me information as to what I have to do now in order to secure my water rights. Sincerely Yours,

Mrs. Oscar L. Pedersen

35-4019

June 1, 1972

Re: Claim to a Water Right No. 35-4019

Mrs. Oscar L. Pedersen
Pingree,
Idaho 83262

Dear Mrs. Pedersen:

The Department of Water Administration has completed the processing of your claim to a water right, and no further action is authorized under Section 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,

Donald W. McEldowney
Water Rights Supervisor
State Office

DWM:CR

Enc: copy of claim

bcc: Eastern District Office
240 South Holmes
Idaho Falls, Idaho

35-4019

April 28, 1972

Re: Application No. 35-7228 - Leslie Pratt
35-7229 - Leslie Pratt
35-7230 - Don C. Carter
35-7231 - Lakeview Ward Corp.
Claim No. 35-4019 - Mrs. Oscar L. Pedersen

The Blackfoot News
P.O. Box 79
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 our 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 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. 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

NCY:ES

Encs: Legal notices (5)

35-4019

NOTICE OF CLAIM TO A WATER RIGHT

NO. 35-4019

Notice is hereby given that Mrs. Oscar L. Pedersen, Pingree, Idaho

has filed a claim to a water right established by diversion and application to
beneficial use of 2.40 cubic feet per second ~~xxxxxx feet per second~~
of water from a ground-water source
with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29, T. 4S, R. 33E, B.M., Bingham
County

The water is claimed to be used from April 1 to October 31 for the irrigation
of 125 acres

with a priority of April 1, 1945 (0.7 cfs) and April 1, 1946 (1.7 cfs)

The place of use is within the S $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29; N $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, T. 4S, R. 33E,
B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on May 4 and May 11, 1972

NCY

35-4019

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

April 18, 1972

Mrs. Oscar L. Pedersen
Pingree,
Idaho 83262

Dear Mrs. Pedersen:

Attached herewith is your Receipt No. 8322 in the amount of \$ 10.00
for your claim application

which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

35-4019

35-4019

H

April 13, 1972

Mrs. Oscar L. Pedersen
Pingree,
Idaho 83262

Dear Mrs. Pedersen:

Thank you for returning your claim form. We have reviewed the claim and found that it is in acceptable form. However, you have failed to sign the form and to have it notarized. We are, therefore, returning your claim with check #92-63, for \$10.00. We have also taken the liberty of re-typing your claim form for reasons of clarification.

Please sign the new form and have it notarized, then return it to this office.

If we can be of any further assistance to you in this, or any other matter, please do not hesitate to contact this Department.

Very truly yours,

James Booker
Appropriation Examiner

JB:cs

Enc: check #92-63 (\$10.00)
original claim form
re-typed claim form

35-4019

April 11 1972
RECEIVED

State of Idaho
Dept. of Water Administration
Boise, Idaho

APR 11 1972

Department of Water Administration

Dear Mr. Barker:

Thank you so much for your prompt attention to my inquiry. I appreciate it very much. You will find my check enclosed.

Sincerely yours.

Mrs. O. L. Pedersen
Pine, Ida. 83262

35-4019

35-4019

April 6, 1972

Mrs. Oscar L. Pedersen
Pingree,
Idaho 83262

Dear Mrs. Pedersen:

We are returning your Claim to a Water Right form, in order that you can submit the proper filing fee.

The filing fee for the Claim will be \$10.00. Please return the form with the required fee as soon as possible.

If we may be of any assistance to you in the meantime, please do not hesitate to contact this Department.

Very truly yours,

James Booker
Appropriation Examiner

JB:cs

Enc: original claim form

35-4019

Pingree, Idaho
April 1972

Mr. Paul M. Castlein
Boise, Idaho

Dear Sir:

Last summer you met my husband Oscar Pedersen at Dipple Springs (near Pingree, Ida.) and gave him the information to file on our wells. I then sent him the necessary papers to be filled in.

He passed away in Oct. while on a hunting trip and now I'm trying to get things straightened up so I can probate the estate and eventually plan to sell the farm ground.

The papers (enclosed) are

35-4019

filled in to the best of my
knowledge and I hope they
meet with your approval.

If there is anything more
I have to do I would
appreciate it if you would
let me hear from you.

Thank you
Sincerely yours,

Mrs. O. L. Pedersen
Ponree, Idaho 83262