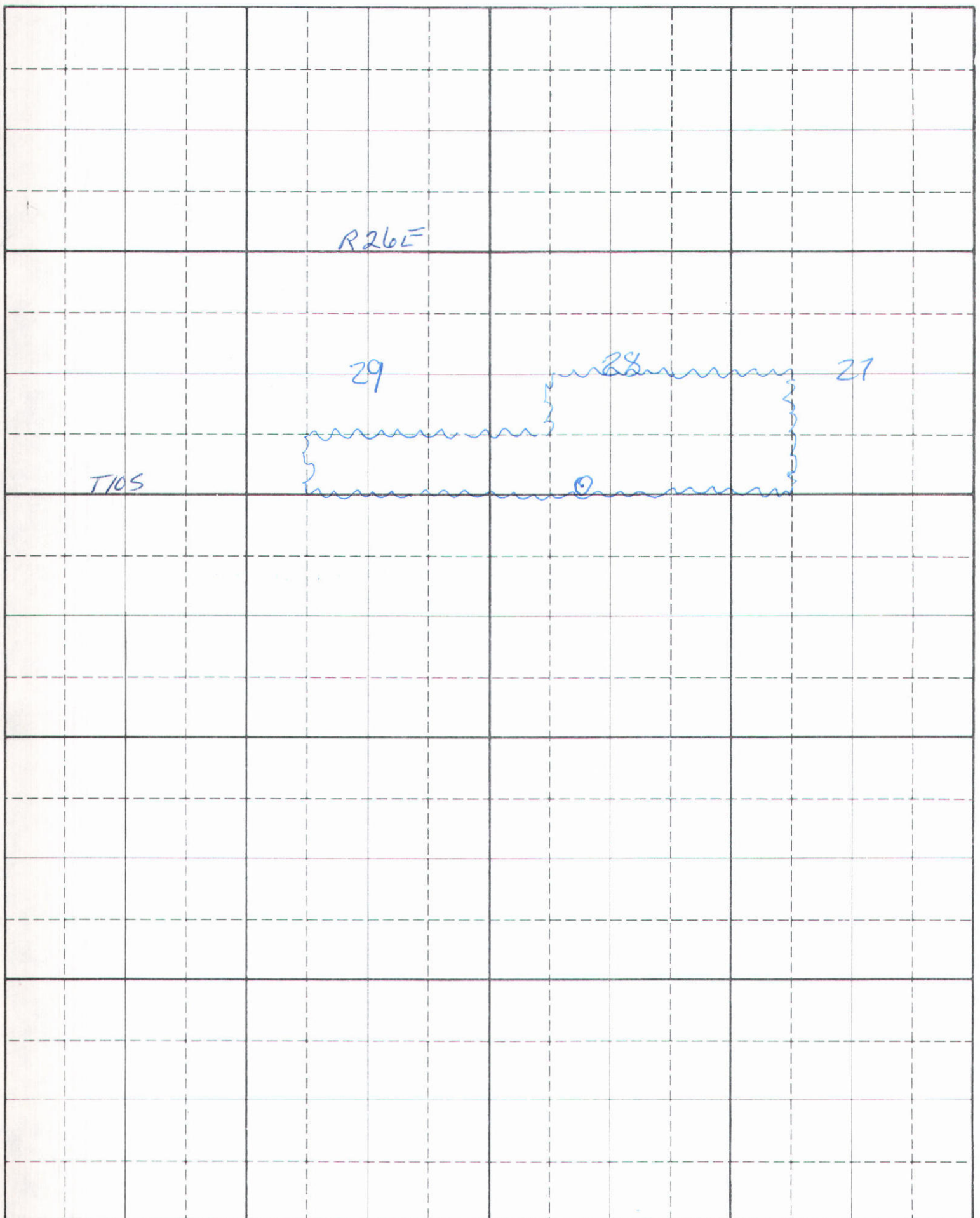


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Brent J. Peterson
(Applicant)

SOUTH IDAHO PRESS
BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Zelma Stinson being first

duly sworn, deposes and says that he is the
bookkeeper of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2
consecutive weeks, commencing with the issue
dated February 4 1975, and ending
with the issue dated February 11, 1975.

Zelma Stinson
Subscribed and sworn to before me
this 13th day of February
1975.

Edith Rautadt Notary Public

Cost of Publication 9.80

Notary Fee

Total Cost

My commission expires October 23, 1975

RECEIVED

FEB 14 1975

Department of Water Resources
Southern District Office

75-36

NOTICE OF APPLICATION FOR
WATER PERMIT

Notice is hereby given that Brent J. Peterson, Star Route, Declo, Idaho 83323 has on 1-27-75 submitted Application No. 43-7054 for a permit to appropriate 2.0 cubic feet per second of water from groundwater by means of well and pumps within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T 10S, R 26E, B.M., Cassia County to be used from March 15 - November 15 for Irrigation of 396 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29; NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 28; W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27, T 10S, R 26E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before February 21, 1975.

R. KEITH HIGGINSON
Director

Published in the South Idaho Press on 2-4 and 2-11-75.

O.K. cc
2-14-75

MICROFILMED

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10
S

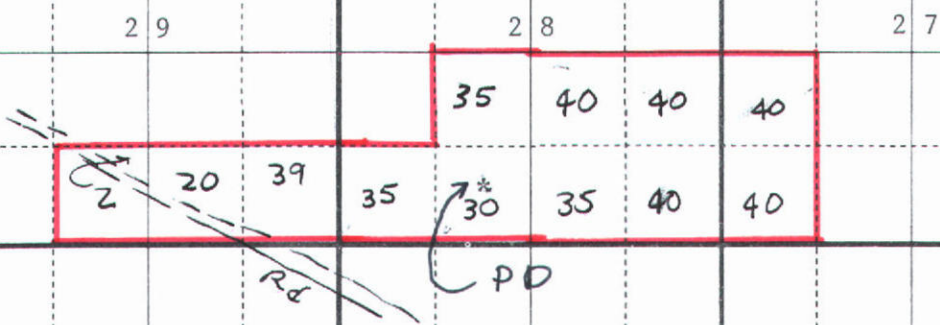


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 43-7054 Priority January 27, 1975 Amount 2.0 cfs

THIS IS TO CERTIFY that BRENT J. PETERSON
of Declo, Idaho, has complied with the terms and conditions of Permit
No. 43-7054 issued pursuant to Application for Permit dated January 27, 1975,
and has submitted proof to the Department of Water Resources on March 7, 1975,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 7.13 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>2.0</u> cfs and	<u>970</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
970 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Twp. 10S,
Rge. 26E, B.M., in the County of Cassia

Description and location of 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 $\frac{1}{4}$	
10S	26E	27										40	40						80
		28								8		35			40	1		40	124
		29											2				20	39	61

Total number of acres irrigated 265

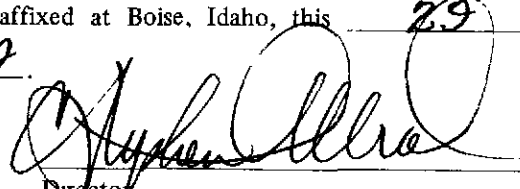
CONDITION:

The maximum rate of diversion under this license when combined
with license No. 43-2460 and Claim No. 43-4010 shall not exceed 0.02
cfs per acre.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of

May, 1979.

Director

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

Identification No. _____

Application No. 43-7054

1. Name of applicant Brent J. Peterson Phone 349-2024
post office address Star Route, Declo, Idaho 83323

2. Source of water supply groundwater which is a tributary of _____

3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 28 Township 10S
Range 26E B M Cassia County, additional points of diversion if any _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B M _____

4. Water will be used for the following purposes

Amount 2.0 cfs for irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

5. Total quantity to be appropriated

a. 2.0 cubic feet per second and/or

b. _____ acre feet per annum

6. Proposed diverting works

a. Description of ditches, flumes, pumps, headgates, etc. well and pumps

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet, total reservoir
capacity _____ acre feet, materials used in storage dam _____

Period of year during which storage will occur _____ to _____ inclusive
(Mo Day) (Mo Day)

c. Proposed well diameter is 20 inches, proposed depth of well is 530 feet

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years

b. Estimated construction cost is \$ _____

8. Description of proposed uses

a. If water is **not** for irrigation

(1) Give the place of use of water _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B M _____

(2) Amount of power to be generated _____ hp under _____ feet of head

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____

(5) If water is to be used for other purposes describe _____

MAILED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below

TWP	RANGE	SEC	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10S	26E	29											2				20	39	61
		28									35		35	30	40	40	35	40	255
		27										40	40						80

Total number of acres to be irrigated 396

c. Describe any other water rights used for the same purposes as described above

43-2460 & 43-4010

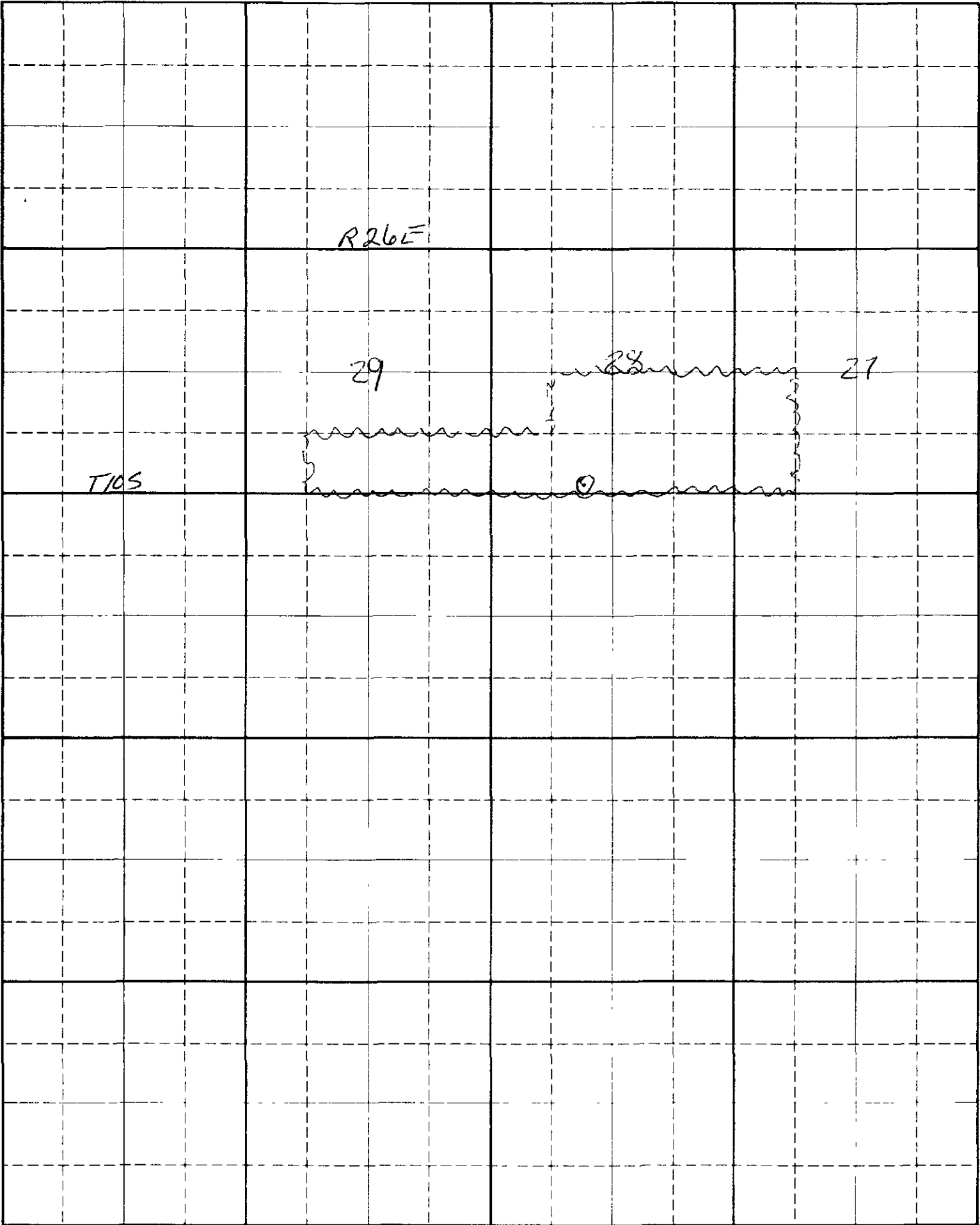
9 a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks Existing well whose capacity is increased.

11 Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number



Scale 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Brent J. Peterson
(Applicant)

Proposed Priority 1-27-1975

Received by RA Date 1-27-75 Time 4:15 PM
Preliminary check by NOT Fee \$ 3500 414723
Receipted by CC Date 1-27-75
NOT Publication prepared by CC Date 1-28-75
Published in South Idaho Press
Publication dates 2-4 & 2-11-75
Publication approved CC Date 2-14-75
Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by NOT NOT

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

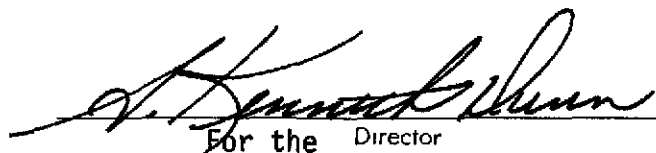
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 43-7054, and said application is hereby APPROVED.

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

- a SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 76.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2 Denial of said application is for the following reasons _____

Witness my hand this 4th day of March 19 75.


For the Director

by the Administrator, Operations Division

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
STATE OF IDAHO) ss.

Zelma Peterson being first
duly sworn, deposes and says that he is the
Chas. Kuper of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for 2
consecutive weeks, commencing with the issue
dated February 4 1975, and ending
with the issue dated February 11, 1975.

Zelma Peterson
Subscribed and sworn to before me
this 13th day of February
1975..

Edith Ravstadt Notary Public

Cost of Publication 9.80

Notary Fee

Total Cost

My commission expires October 23, 1975

Do, 21

Southern District Court

75-36

**NOTICE OF PUBLICATION FOR
WATER PERMIT**

Notice is hereby given that Robert J. Peterson, State Route, Declo, Idaho 83323 has on 1-27-75 submitted Application No. 43-7054 for a permit to appropriate 2.0 cubic feet per second of water from groundwater by means of well and pumps within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T 10S, R 26E, B M., Cassia County to be used from March 15 - November 15 for Irrigation of 396 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29; NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 28; W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27, T 10S, R 26E, B M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before February 21, 1975.

R. KEITH HUGGINSON
Director

Published in the South Idaho Press on 2-4 and 2-11-75.

NOT RECORDED

● ●

THIS

RIGHT HAS BEEN

DECREED IN THE

SRBA

May 30, 1979

Re: Permit No. 43-7054

Brent J. Peterson
Star Route
Declo, ID 83323

Dear Mr. Peterson:

Enclosed is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILM

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10
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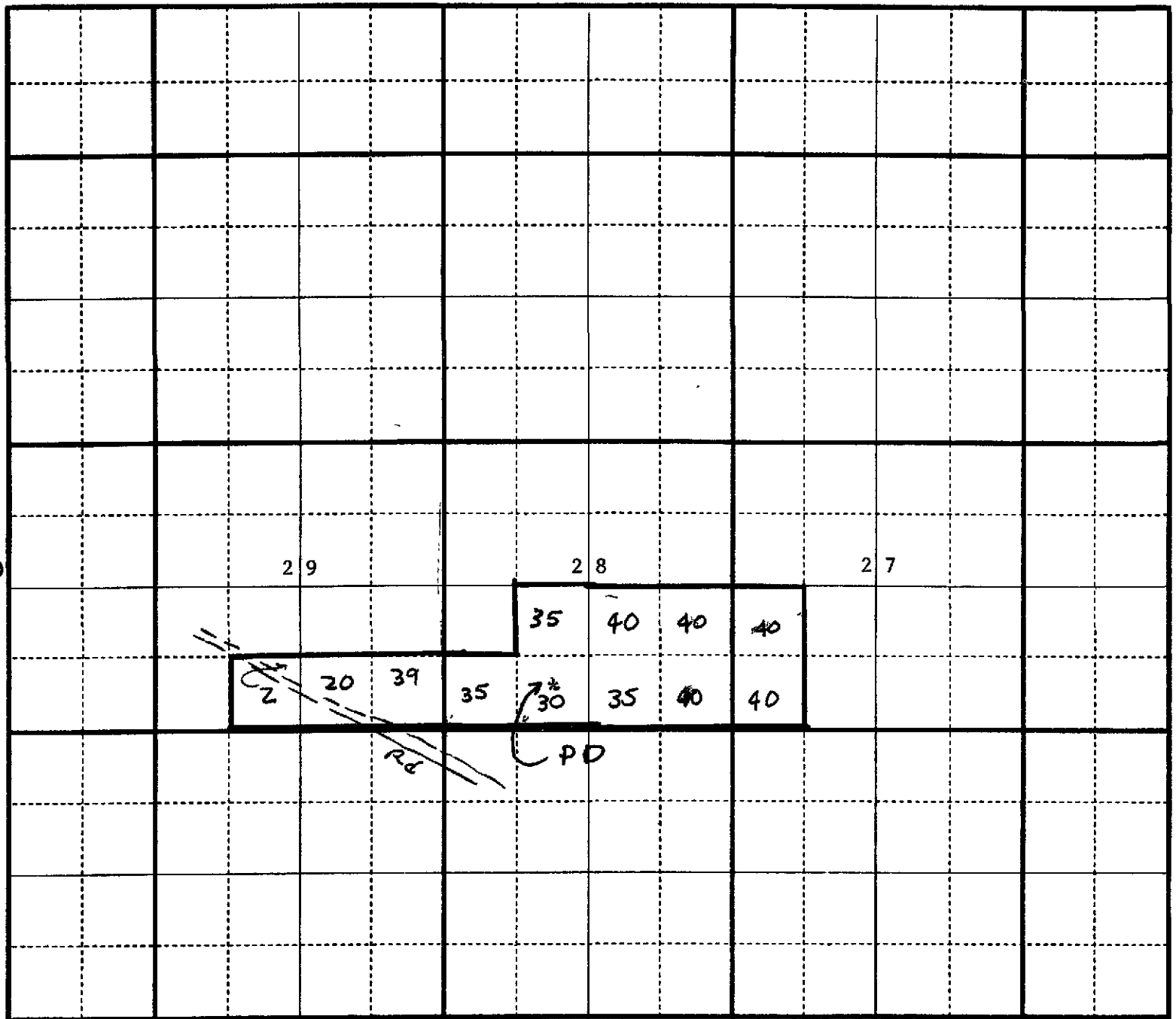


Diagram of System

DATE OF EXAM 6-3-76

ACREAGE
Found 396
Recommended 396

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q = 2.0 c.f.s. V = 970.2 AF/Ann from March 15 to Nov 15
Domestic Q = c.f.s. V = AF/Ann from to
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes no ✓

Name source
twp. N/S, Rge E/W, B.M., Sec. , Sub 1/4 1/4 County

Exchange? yes no ✓

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub 1/4 1/4 County

Point of injection
twp. N/S, Rge E/W, B.M., Sec. , Sub 1/4 1/4 County

Point of exchange
twp. N/S, Rge E/W, B.M., Sec. , Sub 1/4 1/4 County

Total Q measured 2.13 c.f.s. Method of measurement Badger Meter

Total Q recommended 2.0 c.f.s. Meter No. M0644560 Type 10" Condition New

Total V recommended 970.2 Ac Ft/Ann.

Recommended Amendments:

P D ✓
Place of Use ✓
Other
None

MEASUREMENT CALCULATION:

$Q = 2.13 \text{ c.f.s. } (3200 \text{ gal/min}) \div (448.8 \text{ gpm/c.f.s.})$
 $Q = 2.0 \text{ c.f.s. Amount applied for}$
 $V = 970.2 \text{ Ac Ft/Ann.} = (2.0 \text{ c.f.s.}) (1.98 \frac{\text{Ac Ft}}{\text{c.f.s. (days)}}) (245 \text{ days})$

SYSTEM DESCRIPTION

U.S. MOTORS 300 Hp #1121547
Layne Bowler Pump

Grav. Flow System The pump diverts the water and the earth filled ditches convey the water to its place of use.

REMARKS

Mr. Peterson was present during Exam.
43-4010 - 313 acres same land - same p.d. for 4.66 cfs (includes 43-2460)
43-2460 - 139 acres same land - same p.d. for 2.76 cfs 1.9 actually claimed

Examiner's Signature Mary Lundberg Date 6-2-76

Checked by Leid Newby Date 9-2-76

Approved by Michael L. Steele Date 9-15-76

March 23, 1975

Re: Permit No. 43-7054

Brent J. Peterson
Star Route
Declo, ID 83323

Dear Mr. Peterson:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Twin Falls.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder BRENT J. PETERSON
b) Post Office Address STAR ROUTE DECLU, IDA.
2. Permit Number 43-7054
3. Date of Priority that you are prepared to establish 1-27-75
4. a) Source from which water was appropriated GROUNDWATER.
b) Location of the point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28
Township 10S, Range 26E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
Amount 2.0 cfs. for IRR. purposes from MAR. 15 to NOV. 15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 2.0 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: -

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
-
b) Describe the agreement or understanding by which you take water from the works: -

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 20" DIA. 530' DEPTH 300 H.P. Pump.
OPEN DISCHARGE.

- b) Describe the type and size of measuring device which you have installed at your point of diversion: BADGER FLOW METER.
c) Give well driller's name and address and the date the well was completed: - UNKNOWN.

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10	26	29											2			20	39	61	
		28								35		35	30	40	40	35	40	255	
		27									40	40						80	

Total number of acres irrigated 396

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

3-7-75
(Date)

Brent J. Peterson
(Signature)

State of Idaho)
County of Twin Falls) ss.

On this 7 day of March, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Robert D. Haynes
Notary Public residing at Twin Falls

My commission expires 11-20-78

March 4, 1975

Re: Permit No. 83-7054

Mr. Brent Peterson
Star Route
Declo, Idaho 83323

Dear Mr. Peterson:

Enclosed is a copy of your approved Application for Permit No. 43-7054. 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 permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

MAR 11 1975

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 42-7054 Brent J. Peterson

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) 1404 1-28-75

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant

(4) 1404 1-28-75

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) CC 2-14-75

Affidavit of Publication received(date) 2-14-75

(12) _____

Final date for protests 2-21-75
Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority 1-27-75

_____ Reason for Reduction _____

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District Southern By Bob Haynes Date 2-21-75

January 28, 1975

RE: Application For Permit No. 43-7054 - Brent J. Peterson

South Idaho Press
Box 190
Burley, Idaho 83318

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.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Bob Haynes
Southern District Engineer

Bill submitted: 2-14-75-CC

75 36

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that Brent J Peterson, Star Route, Declo, Idaho 83323 has on 1-27-75 submitted Application No 43-7054 for a permit to appropriate 20 cubic feet per second of water from groundwater by means of well and pumps within the SE¹/₄SW¹/₄, Sec 28, T 10S, R 26E, B.M., Cassia County to be used from March 15 - November 15 for Irrigation of 396 acres within the SE¹/₄SW¹/₄, S¹/₂SE¹/₄, Sec 29, NE¹/₄SW¹/₄, S¹/₂SW¹/₄, SE¹/₄, Sec 28, W¹/₂SW¹/₄, Sec 27, T 10S, R 26E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd, North, Twin Falls, Idaho, 83301 on or before February 21, 1975.

P. KEITH HIGGINSON

Director

Published in the South Idaho Press
on 2-4 and 2-11-75

OK
2-3-75

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Brent J. Peterson

Star Route, Declo, Idaho 83323

has on 1-27-75 submitted Application No. 43-7054

for a permit to appropriate 2.0 cubic feet per second ~~xxx feet per second~~

of water from groundwater

by means of well and pumps

within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T 10S, R 26E, B.M., Cassia County

to be used from March 15 - November 15

for Irrigation of 396 acres

within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29; NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 28; W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27,
T 10S, R 26E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before February 21, 1975.

R. KEITH HIGGINSON

Director

Published in the South Idaho Press

on 2-4 and 2-11-75

MICROFILMED