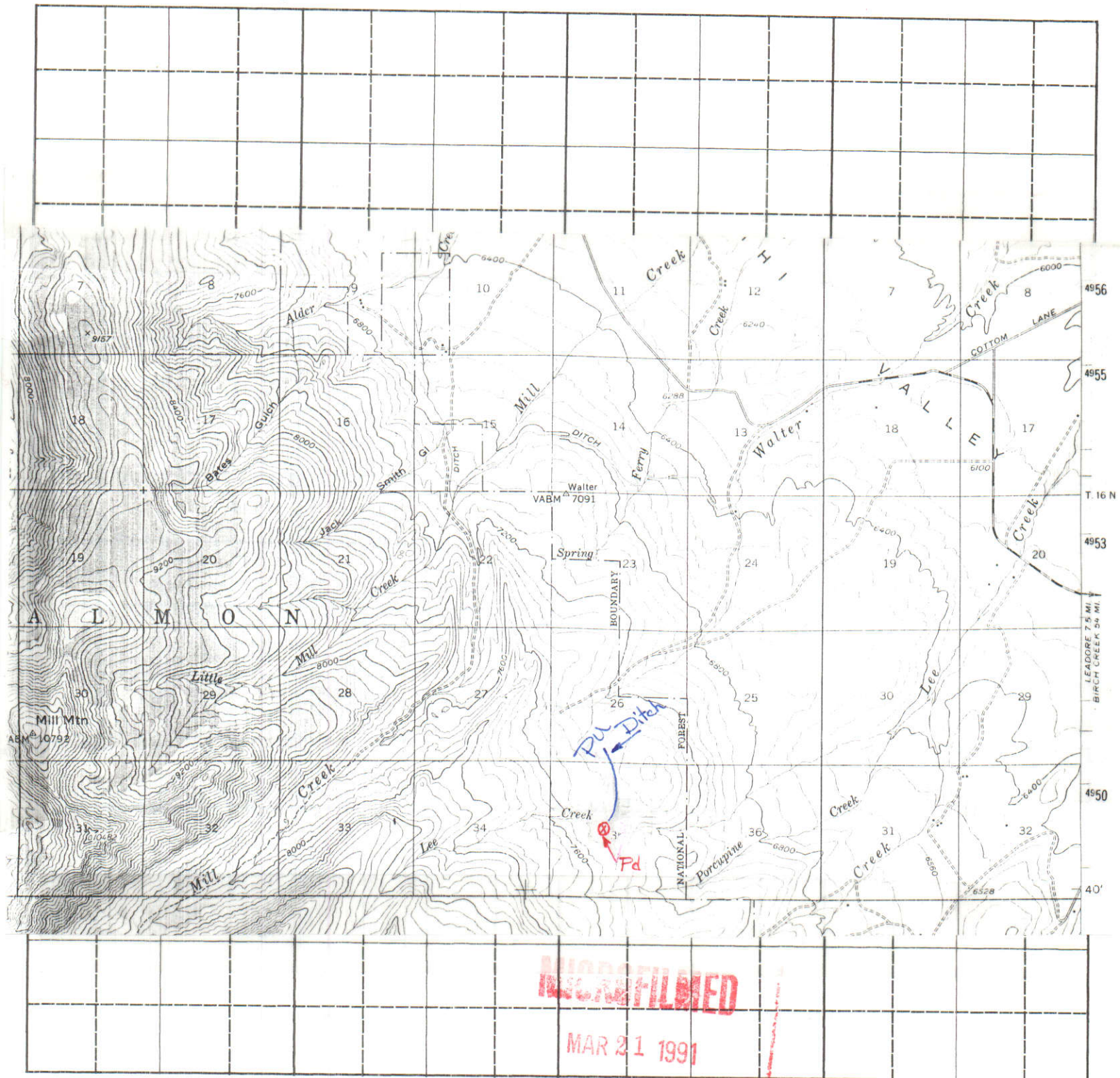


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

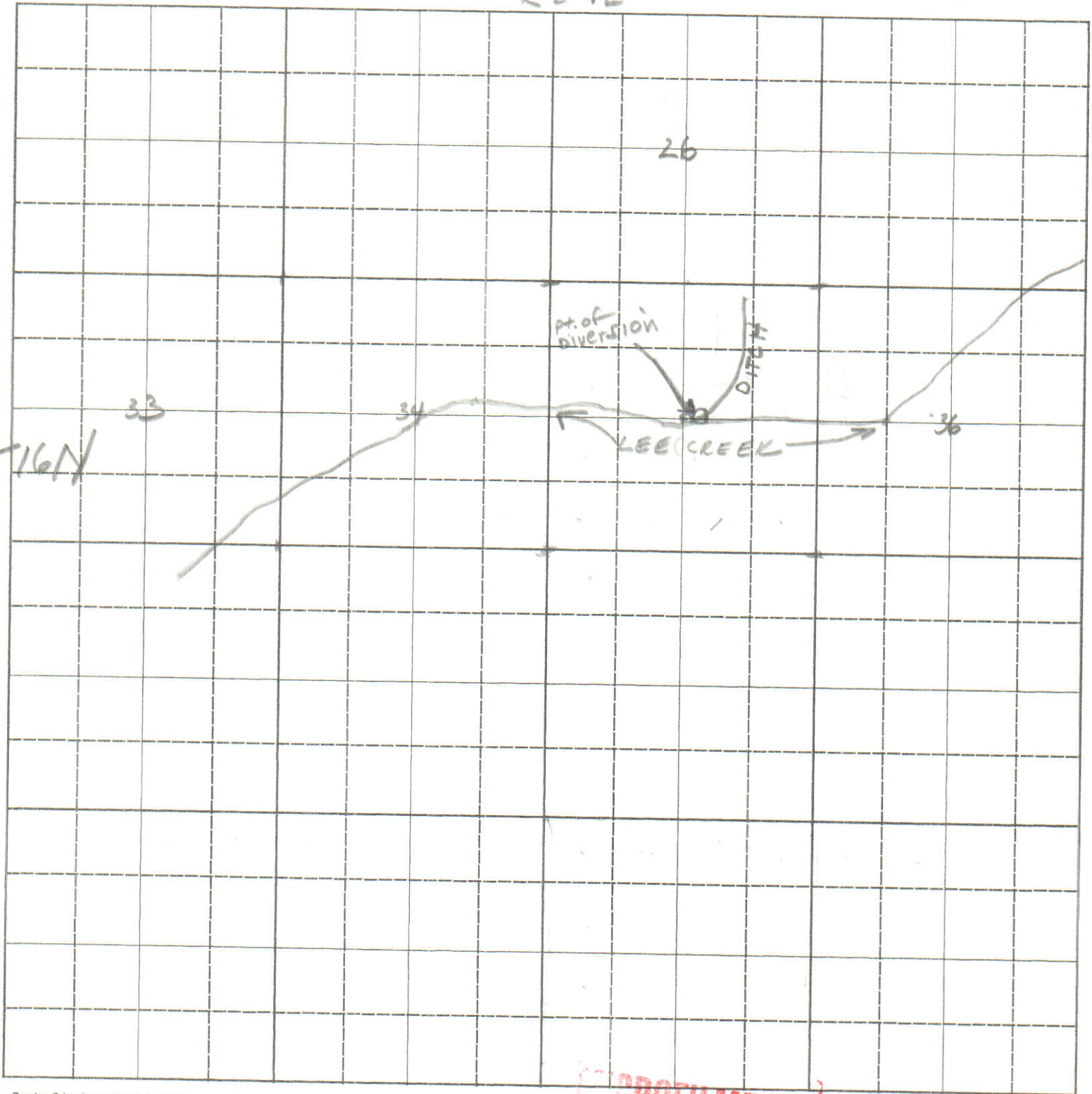
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Edwin R. Peterson

(Applicant)

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

R24E



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.

Ed P. Stevens

(Applicant)

REPROFILMED

MAR 21 1991

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s)
have been filed to appropriate the
public waters of the State of Idaho:

74-07274

PETERSON, EDDIE R.
BOX 85

LEADORE, ID 83464

Source: LEE CREEK

Tributary: LEMHI RIVER

Diversion Pt: SESENW Sec. 35 T
16N R 24E

Use: STOCKWATER (.070 CFS)

Total Diversion: (.070 CFS)

Date Filed: 12/08/1989

In: T16N R24E S26 SWSW

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Eastern Region,
150 Shoup Avenue, Suite 15,
Idaho Falls, Idaho 83402 on or
before JANUARY 22, 1990.

R. KEITH HIGGINSON,
Director

Published 1/04/1990 & 1/11/
1990.

1-4-2tc

MICROFILMED

MAR 22 1990

Affidavit of Publication

JAN 12 1990

STATE OF IDAHO

County of Lemhi

ss.

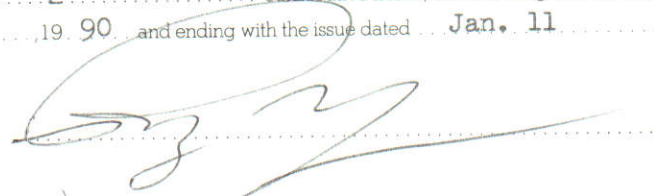
Department of Water Resources
Eastern District Office

RICKY G. HODGES

....., being first duly sworn, deposes
and says he is one of the printers (publishers) of the RECORDER-HERALD, a newspaper published
weekly at Salmon, Lemhi County, Idaho, and of general circulation therein.

That the .. Notice of Application for Water Right 74-07274 ..

....., a true
printed copy of which is attached to the margin hereof, has been and was correctly printed and pub-
lished in the regular and entire issue of every number of said newspaper and not in any supplement
thereof or thereto for 2 consecutive issues, commencing with the issue
dated Jan. 4 19 90 and ending with the issue dated Jan. 11
19 90



STATE OF IDAHO

COUNTY OF LEMHI

ss.

On this .. eleventh .. day of .. January .. in the year of 19 90 ..
before me, A Notary Public, personally appeared
known or identified to me to be the person whose name subscribed to the within instrument, and being
by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he
executed the same.

Sheila K. Hodges
Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires: 9-21-95

Publication Fee \$ 31.32

74-7274

Pre-Permit exam



Ditch looking downstream
from head.



looking at head of ditch



looking SE



ground would be flooded
during the winter for ice cap.

MICROFILMED

MAR 21 1981

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 74-07274 IN THE NAME OF)
EDDIE PETERSON)
_____)

CORRECTED
ORDER ADOPTING
PROPOSED MEMORANDUM
DECISION AND ORDER

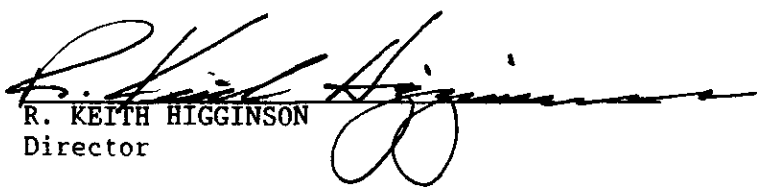
WHEREAS, R. Keith Higginson, Director of the Department of Water Resources, sent a copy of the Proposed Memorandum Decision and Order addressing the above captioned matter to the parties of record on November 20, 1990, pursuant to Section 67-5211, Idaho Code; and,

WHEREAS, more than fifteen days have passed since the service of the Proposed Memorandum Decision and Order; and,

WHEREAS, no exception to that Proposed Memorandum Decision and Order has been received;

IT IS, THEREFORE, HEREBY ORDERED that said Proposed Memorandum Decision and Order **approving** the Application for Permit be adopted and issued as the Final Decision and Order and proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1992.

Dated this 22ND day of March, 1991.


R. KEITH HIGGINSON
Director

DEC 20 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR	)	
PERMIT NO. 74-07274 IN THE NAME	)	ORDER ADOPTING
OF EDDIE PETERSON	)	PROPOSED MEMORANDUM
	)	DECISION AND ORDER

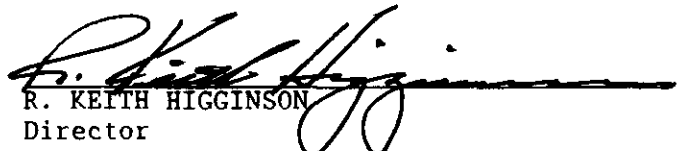
WHEREAS, R. Keith Higginson, Director of the Department of Water Resources, sent a copy of the Proposed Memorandum Decision and Order addressing the above captioned matter to the parties of record on November 20, 1990, pursuant to Section 67-5211, Idaho Code; and,

WHEREAS, more than fifteen days have passed since the service of the Proposed Memorandum Decision and Order; and,

WHEREAS, no exception to that Proposed Memorandum Decision and Order has been received;

IT IS, THEREFORE, HEREBY ORDERED that said Proposed Memorandum Decision and Order ^{app} ~~denying~~ the Application for Permit be adopted and issued as the Final Decision and Order and proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1992.

Dated this 16th day of January, 1991.


R. KEITH HIGGINSON
Director

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT on this the 18th day of January 1991, a true and correct copy of the ORDER ADOPTING PROPOSED MEMORANDUM DECISION AND ORDER was mailed, postage prepaid to:

Mr. Eddie R. Peterson
Box 85
Leadore, ID 83464

Parley A. Arave
Rt. 1 Box 65
Hill Ridge
Blackfoot, ID 83221

A handwritten signature in cursive script, reading "Rita I. Fleck", written over a horizontal line.

RITA I. FLECK
Secretary/Records Manager
Idaho Department of Water Resources

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 74-07274)

Eddie Peterson,
Applicant)

County: Lemhi
Source: Lee Creek

Parley Arave,
Protestant)

PROPOSED MEMORANDUM DECISION AND ORDER

On December 8, 1989, Eddie R. Peterson filed an application for permit No. 74-07274 requesting the use of 0.07 cubic feet per second (cfs) for stockwater from Lee Creek.

Notice of this application was published in the Recorder-Herald on January 4 and 11, 1990. On January 16, 1990, Parley Arave submitted a protest objecting to the application on grounds that this stockwater use would adverse his existing water rights from Lee Creek.

A pre-hearing conference was held on September 14, 1990, for the purpose of discussing the issue of Mr. Arave's protest.

FINDINGS OF FACT

1. The protestant, Parley Arave, stated that no water was available for winter stockwater (October 15 through April 15) because the water from Lee Creek was used on irrigated ground all year long.

2. Parley Arave has rights 74-00361 through 74-00368 decreed in his name in the State of Idaho vs Mary Adams from Lee Creek. The period of use is listed as March 15 through November 15.

3. The applicant, Eddie Peterson, applied for 0.07 cfs to be diverted by ditch for stockwater from said Lee Creek to be used from October 15 through April 15 of each year.

CONCLUSIONS OF LAW

1. Section 42-201, of the Idaho Code states in part. . . no person shall use the public waters of the state of Idaho except in accordance with the laws of the state of Idaho. No person shall divert any water from a natural watercourse or apply water to land without having obtained a valid water right to do so, or apply it to purposes for which no valid water right exists. . . .

2. The protestant, Parley Arave, has irrigation rights from Lee Creek which extend from March 15 to November 15 of each irrigation season. The protestant has no right to divert and use water from Lee Creek after November 15 of each year.

3. Section 42-222, of the Idaho Code states in part. . . any person, entitled to the use of water whether represented by license issued by the department of water resources, by claims to water rights by reason of diversion and application to a beneficial use as filed under the provisions of this chapter, or by decree of the court, who shall desire to change the point of diversion, place of use, period of use or nature of use of all or part of the water, under the right shall first make application to the department of water resources for approval of such change. . . .

4. The protestant has not applied for or received approval

to change period of use of his water rights.

5. The applicant is entitled to a permit from the Department of Water Resources.

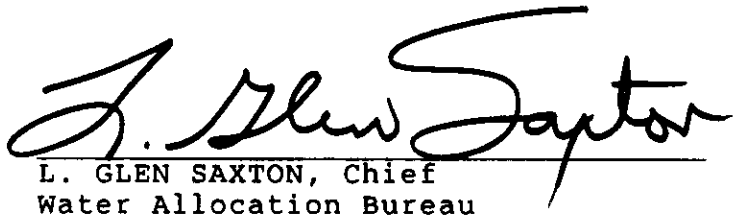
ORDER

IT IS, THEREFORE, ORDERED that Application for Permit No. 74-07274 is hereby APPROVED subject to the following conditions:

1. The period of use for this right is limited to be November 16 through March 14 of each season.

2. Proof of construction of works and application of water to beneficial use shall be submitted on or before date indicated on the final order.

Dated this 19th day of November, 1990.


L. GLEN SAXTON, Chief
Water Allocation Bureau

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT on this the 24th day of November, 1990, a true and correct copy of the Order Adopting Proposed Memorandum Decision and Proposed Memorandum Decision and Order, were mailed, postage prepaid to:

Eddie R. Peterson
Box 85
Leadore, ID 83464

Parley A. Arave
Rt. 1 Box 65
Hill Ridge
Blackfoot, ID 83221


RITA I. FLECK
Secretary/Records Manager

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Eddie R. Peterson Phone (208) 768-2495

Post office address Box 85, Leadore, Idaho 83464

2. Source of water supply Lee Creek which is a tributary of Lemhi River

3. Location of point of diversion is SE SW SE NW SE SW NE NW 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____

Sec. 35 Township 16N Range 24E B.M. Lemhi County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .07 for Stockwater purposes from 10-15 to 4-15 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated is (a) .07 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Headgate and ditch

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 90°F being sought? _____

7. Time required for the completion of the works and application of the water to the proposed official use is
2 years (minimum 1 year).

MICROFILMED

MAR 24 1981

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. 250 range cattle
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

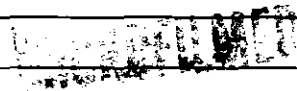
TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16N	24E	26											S						

Total number of acres to be irrigated _____

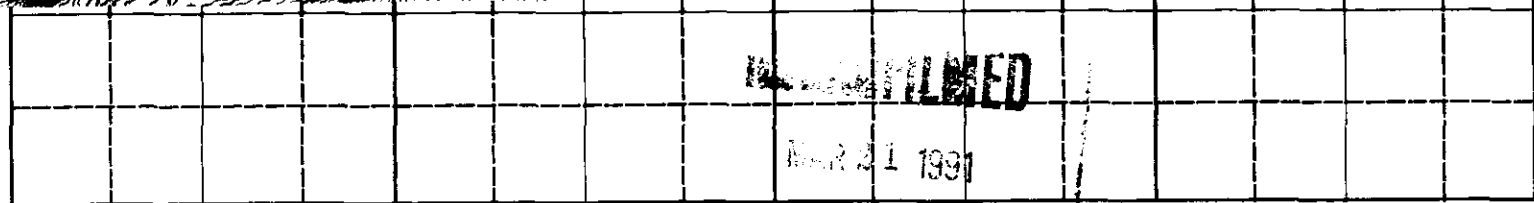
10. Describe any other water rights used for the same purposes as described above. NONE

- Who owns the property at the point of diversion? USFS
- Who owns the land to be irrigated or place of use? applicant USFS
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. applicant needs a special use permit from the forest service.

12. Remarks: _____



MAR 31 1991

[illegible]

Edwin C. Peters

(Applicant)

1. copy. 1 p. 14.
12-8-89 2:55
Received by RB Date 11-22-89 Time 2:45 Preliminary check by AMS
Fee \$ 30.00 Receipted by HWT # E011286 Date 12-8-89
Publication prepared by RB Date 1-4-90 Published in Recorder-Herald
Publication approved CW Date 1-19-90

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. 74-7274, 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 February 1, 19 92.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other: PURSUANT TO PROPOSED AND FINAL MEMORANDUM DECISION AND ORDERS.

Dated this 16th day of January, 1991.

R. Kirk Higgins
Director

RECEIVED
MAR 21 1991

BEFORE THE DIRECTOR OF THE DEPARTMENT
OF WATER RESOURCES OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 74-7274 IN THE NAME OF)
EDDIE PETERSON)
_____)

ORDER ISSUING
PROPOSED MEMORANDUM
DECISION

R. Keith Higginson, Director of the Department of Water Resources, having reviewed the attached proposed decision prepared by this appointee, L. GLEN SAXTON, who conducted the hearing or who has read the record in this case, hereby approves the same as a proposed decision pursuant to Idaho Code, Sec. 67-5211.

Each party to these proceedings who appeared at the hearing is given the opportunity, pursuant to Idaho Code, Sec. 42-1701A and 67-5211, to file exceptions to the proposed decision and to present briefs and oral arguments. If no timely and proper exceptions are received, an order by the Director will be entered adopting the proposed decision as his final decision.

I.
EXCEPTIONS

A. To be considered by the Director, exceptions must:

1. be received by the Director on or before the 15th day following the day of service of this Order and the proposed decision,

2. specifically identify the portions of the proposed decision to which exceptions are made and specifically state the grounds for those exceptions, and

3. be sent to each of the parties who appeared or their attorneys.

II.
BRIEFS

A. Any briefs in support of exceptions to the proposed decision shall be filed with the Director at the same time that party's exceptions are filed with the Director.

B. All response briefs to the exceptions must be filed with the Director within 15 days after the exceptions were served upon the responding party.

NOV 21 1991

RECEIVED

Director

R. KEITH HIGGINSON

Dated this 20th day of November, 1990.

Following the submission of all exceptions, briefs and oral arguments, if they are heard, the Director shall issue a final decision adopting, modifying or rejecting and replacing the proposed decision. Copies of the decision and order shall be served on all parties.

FINAL DECISION

V.

All exceptions, briefs, requests for oral argument and other matters filed with the Director in connection with the proposed decision shall be served on all other parties to these proceedings in accordance with Rule 7.2.

CERTIFICATE OF SERVICE

IV.

C. Oral arguments before the Director on exceptions to the proposed decision shall be heard at the discretion of the Director, pursuant to Idaho Code, Sec. 42-1701A. If oral arguments are to be heard, the Director will, within a reasonable time, notify each party of the place, date and hour the oral arguments will take place and of the period of time allocated for the arguments of this case. Unless the Director orders otherwise, all oral arguments shall be heard in Boise, Idaho.

A. No oral arguments before the Director on the proposed decision will be held unless specifically requested by a party filing exceptions to the proposed decision and unless that request is filed with the Director concurrently with the filing of that party's exception.

B. If oral arguments have been properly requested by a party filing exceptions, any other party, upon reasonable notice to the Director, shall have the right to present oral argument in response to the exceptions filed.

III.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

To appropriate the public waters of the State of Idaho

1. Name of applicant Ed Peterson Phone 768-2495

Post office address Box 85

2. Source of water supply Lee Creek which is a tributary of Lenh, River

3. Location of point of diversion is SW $\frac{1}{4}$ of ~~16~~ SE SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____

Sec. 35 Township 16N Range 24E B.M. _____ County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .5 for Stock water purposes from 10-15 to 4-15 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated is (a) _____ and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works

a. Description of ditches, flumes, pumps, headgates, etc. One small ditch
Approx. $\frac{1}{2}$ mi

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 90°F being sought? _____

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
_____ years (minimum 1 year).

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. Approx 250

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. _____

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? USFS

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

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

12. Remarks: _____

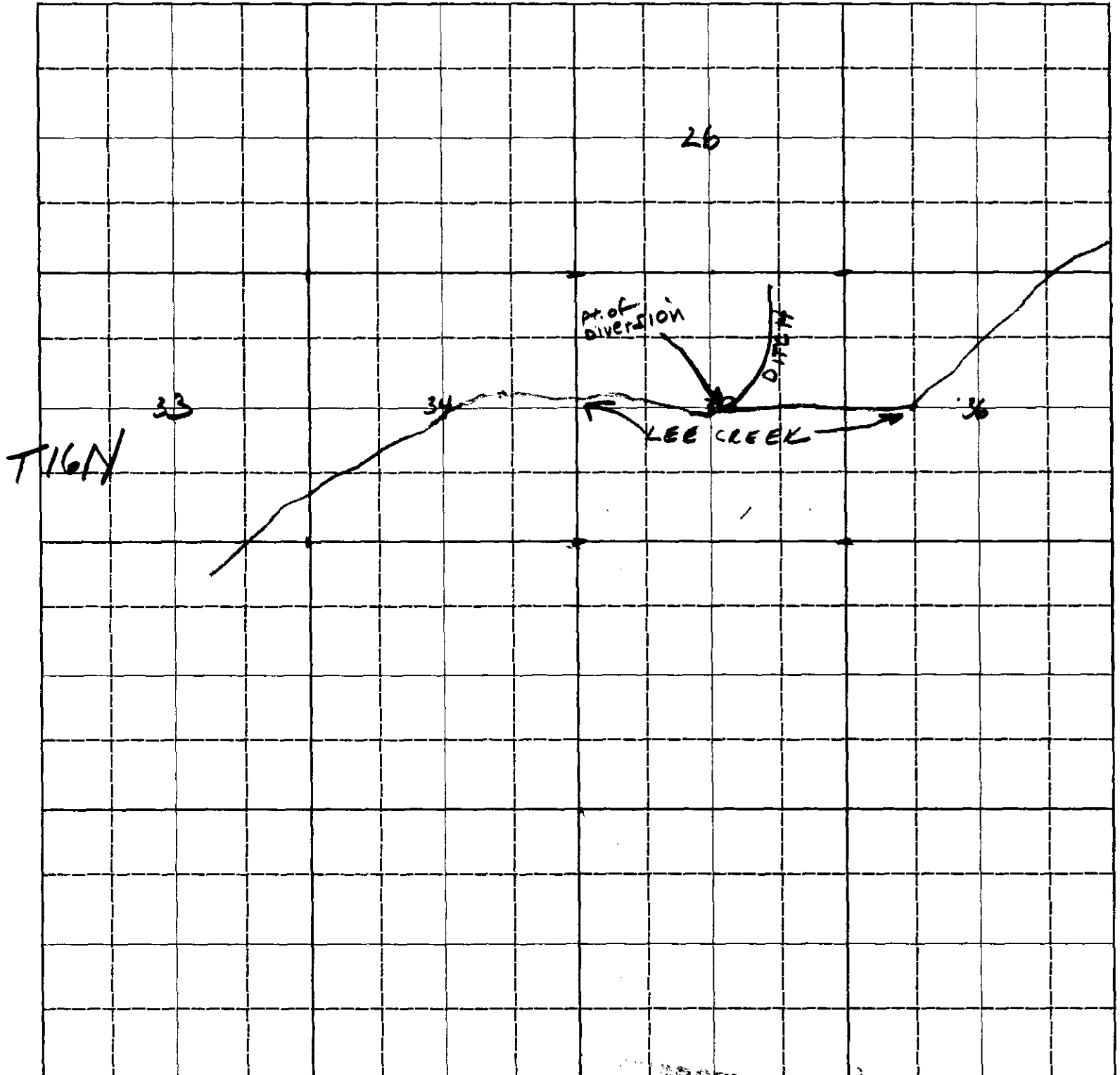
Forest Service 76B-2371
(Rich)

RECEIVED

MAY 1971

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

R 24E



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.

Ed. P. Peters

(Applicant)

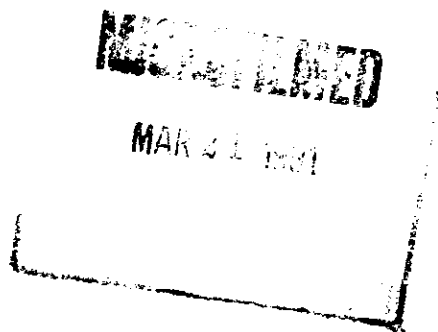
Received by RB Date 11-22-89 Time 2:45 Preliminary check by _____
Fee \$ 75.00 Receipted by _____ # _____ Date _____
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:



Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

JAN 11 1990

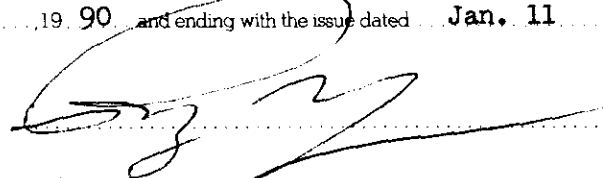
Department of Water Resources
Eastern District Office

RICKY G. HODGES

being first duly sworn, deposes and says he is one of the printers (publishers) of the RECORDER-HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein.

That the Notice of Application for Water Right 74-07274

a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for 2 consecutive issues, commencing with the issue dated Jan. 4, 1990 and ending with the issue dated Jan. 11, 1990



STATE OF IDAHO

COUNTY OF LEMHI

ss.

On this eleventh day of January in the year of 1990, before me, A Notary Public, personally appeared known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Sheila K. Hodges
Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires: 9-21-95

Publication Fee \$ 31.32

December 12, 1991

EDDIE R. PETERSON
P.O. BOX 85
LEADORE ID 83464

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 74-07274

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

DEC 30 1991



STATE OF IDAHO

For Office Use Only
Amt. of Fee \$ 50.00
Date 12-10-91
Receipt No. CO 22601
Received by [Signature]

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 74-07274 Telephone No. 768-2495

2. Name(s) of Permit Holder(s): Eddie R Peterson

3. Post Office Address: Box 85

4. Source of Water: Lee Creek

a. If ground water, well driller's name: _____ Date drilled: _____

b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use:

Domestic _____ (No. of households)

Irrigation _____ (No. of acres)

Stockwater X 250 (No. and type of stock)

Other _____

6. Total rate and/or volume for which proof is submitted .07 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes XNo Installed? Yes No

OR

Flow Measurement Port: Required? Yes XNo Installed? Yes No

8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Eddie R Peterson
Name

208-768-2495
Telephone No.

Box 85

LEADORE ID
Address

83464

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

12-6-91
Date

Eddie R Peterson
Signature (and title if on behalf of a company or organization)

DEC 30 1991

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 74-07274

Reviewed by ELG

Date 12/11/91

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source
Ground water source
NA Drilling permit required?
/ Copy in the file? Drilling Permit No. _____
/ Amount paid for permit _____ Correct?
/ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>NA</u>	
Date proof due	<u>/</u>	-
No. of days late	<u>/</u>	=
Priority Date	<u>/</u>	+
New Priority Date	<u>/</u>	

DEFICIENCIES OR ACTION ITEMS

proof accepted

DATA ENTRY

New Address _____

Proof Made 12/13/91 ELG

138298
November 30, 1991

EDDIE R. PETERSON
P.O. BOX 85
LEADORE ID 83464

PROOF DUE NOTICE
RE: PERMIT NO. 74-07274

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before February 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

DEC 30 1991

March 22, 1991

EDDIE R PETERSON
BOX 85
LEADORE ID 83464

Dear Mr. Peterson:

Re: Application for Permit No. 74-7274

Enclosed is a copy of the Corrected Order Adopting Proposed Memorandum Decision and Order. You will notice in the last paragraph that the word "denying" has been corrected to "approving".

If you have any questions, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

c w/enc: Parley A. Arave

DEC 30 1991

January 18, 1991

Mr. Eddie R. Peterson
Box 85
Leadore, ID 83464

Dear Mr. Peterson:

Re: Application for Permit No. 74-7274

Enclosed is a copy of the approved Application Permit No. 74-07274 along with a copy of the Proposed Memorandum Decision and Order and Order Adopting Proposed Memorandum Decision and Order. Note the conditions of approval as set forth in the orders.

Any person who does not agree with the decision of the department may request a rehearing before the Director within 20 days, or may appeal directly to the district court within 30 days of the date the decision is mailed.

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

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Enclosures

c: Parley A. Arave

MAILED

MAR 21 1991



United States
Department of
Agriculture

Forest
Service

Salmon
National
Forest

Leadore RD
P.O. Box 180
Leadore, ID 83464

Reply to: 2540/2720

Date: October 22, 1990

RECEIVED

OCT 24 1990

Department of Water Resources
Eastern District Office

Idaho Dept. Water Resources
150 Shoup St.
Idaho Falls, Id 83401

Dear Mr. Dunn,

Mr. Ed Peterson from Leadore asked me to write you concerning his Lee Creek - Walters Creek ditch which transports approximately 25 inches of water from Lee Creek drainage to the Walters Creek drainage in T 16N, R 24E, Sec. 35. Approximately 30" - 40" of water remains in Lee Creek below Mr. Petersons diversion. It's my understanding the ditch is only operable during the late fall and winter months.

The water is released in the head of Walters Creek on National Forest land in a good sized meadow. I suspect the Lee Creek water helps to recharge the ground water which feeds the springs in the Walters Creek drainage on the National Forest as well and BLM and private land below the Forest boundary. The short ditch from Lee Creek to the head of Walters Creek is not a problem for the Forest Service.

Sincerely,

J. Richard Ward
District Forest Ranger

JRWARD/cw

INDEXED

MAR 21 1991



Caring for the Land and Serving People

FS-6200-28(7-82)

SD-33	LAST NAME: ARAVE						STATE
S	FIRST	O	W	WATER	PRIORITY	TOTAL	USE
E	NAME	N	RIGHT NO.	DATE	SOURCE	DIVERSION	CODE DESC
L							
---	ARAVE						
---	PARLEY A.	C	74-00361	05/12/1883	LEE CREEK	1.200	01 IRR
---	PARLEY A.	C	74-00362	05/01/1906	LEE CREEK	4.100	01 IRR
---	PARLEY A.	C	74-00363	05/12/1883	LEE CREEK	1.000	01 IRR
---	PARLEY A.	C	74-00364	06/01/1900	LEE CREEK	1.300	01 IRR
---	PARLEY A.	C	74-00365	05/12/1883	LEE CREEK	1.200	01 IRR
---	PARLEY A.	C	74-00366	00/00/0000		0.000	
---	PARLEY A.	C	74-00367	05/12/1883	LEE CREEK	0.600	01 IRR
---	PARLEY A.	C	74-00368	11/05/1909	LEE CREEK	5.800	01 IRR
---	PARLEY A.	C	74-00373	06/15/1899	LITTLE SAWM	0.600	01 IRR
---							04 STOCK
---	PARLEY A.	C	74-00374	06/15/1899	LITTLE SAWM	0.600	01 IRR
---							04 STOCK
---	PARLEY A.	C	74-01066	10/06/1902	HAYDEN CREE	16.410	01 IRR
---	PARLEY A.	C	74-01067	02/27/1915	HAYDEN CREE	1.560	01 IRR
---	PARLEY A.	C	74-01068	11/05/1908	HAYDEN CREE	5.300	01 IRR

(ENTER=CONTINUE) (GOLD 7=THIS QUERY) (MENU _____)

SD-33	LAST NAME: ARAVE						STATE
S	FIRST	O	W	WATER	PRIORITY	TOTAL	USE
E	NAME	N	RIGHT NO.	DATE	SOURCE	DIVERSION	CODE DESC
L							
---	ARAVE						
---	PARLEY A.	C	74-01069	00/00/0000		0.000	
---	PARLEY A.	C	74-01070	04/01/1902	GROUNDWATER	0.040	43 DOMEST
---	PARLEY A.	C	74-01071	04/01/1902	GROUNDWATER	0.040	43 DOMEST
---	PARLEY A.	C	74-01072	04/01/1965	HAYDEN CREE	0.880	01 IRR
---	PARLEY A.	C	74-01073	07/30/1902	HAYDEN CREE	10.800	01 IRR
---	PARLEY A.	C	74-01074	06/05/1901	MEADOW CREE	7.040	01 IRR
---	PARLEY A.	C	74-01075	04/01/1913	SPRINGS	0.020	43 DOMEST
---	PARLEY A.	C	74-02086B	00/00/0000		0.000	

Decision letter & Given to

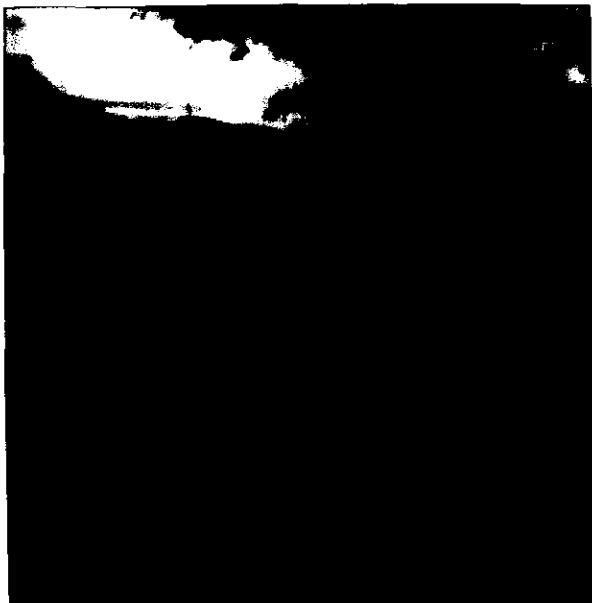
Colleen

RECEIVED

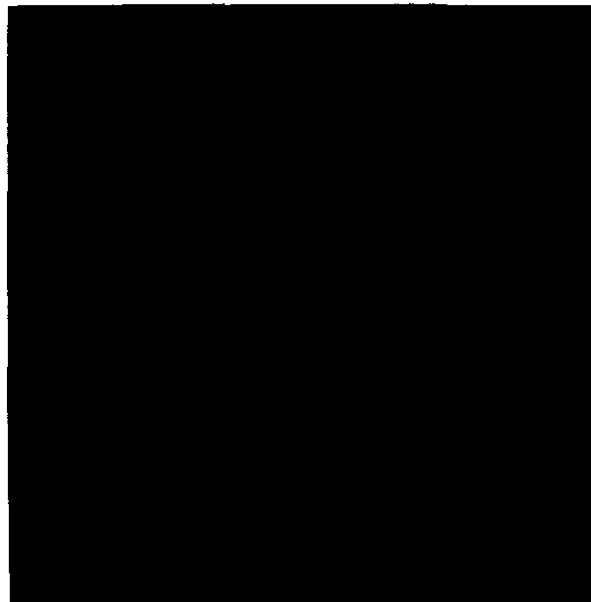
MAR 11 1991

74-7274

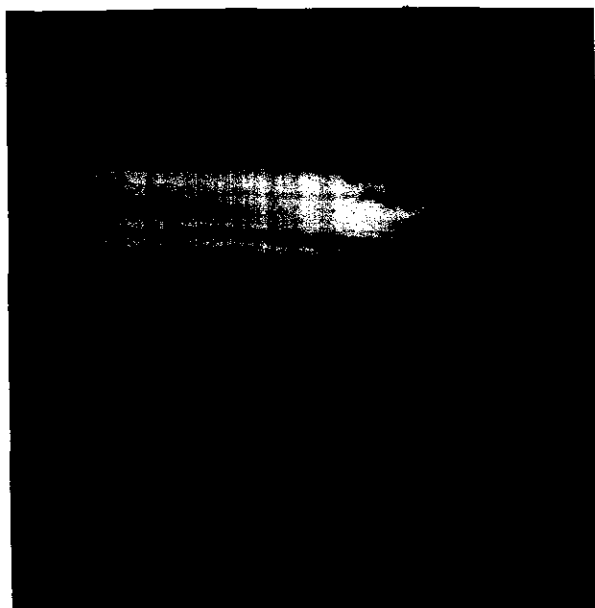
Pre-Permit exam



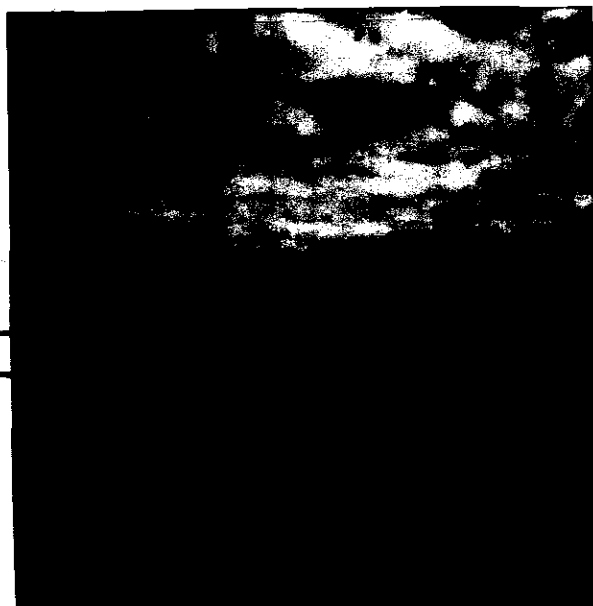
Ditch looking downstream
from head.



looking at head of ditch



looking SE



ground would be flooded
during the winter for ice cap.

IN THE MATTER OF
APPLICATION FOR PERMIT 74-7274
IN THE NAME OF
EDDIE R. PETERSON

AGREEMENT TO
ALLOW IDWR TO
MAKE A DECISION
BASED UPON FIELD
EXAM & CONFERENCE

We agree to allow the department
to reach a decision in this matter
without hearing based upon information
presented at the conference held in
Salmon Idaho this 14th day of Sept
1990 and any subsequent field
exams the department may deem
necessary.

Signed this 14th day of Sept. 1990.

Eddie Peterson

Barley H. Bragg

74-07274 - PETERSON

Friday, September 14, 1990 - 11:00 a.m.

Hearing Officer: _____

Name	Representing	Address
Scott Tyler		HC 68 Box 14
Ed Peterson		Leadore
		Box 85 Leadore Id
Barney A. Howard		#1
Robert E. Carlson		Box 14 Leadore Id
Cumey Tyler		HC 68 Box 15
		Leadore Idaho 83464

MAR 14 1991

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Parley Arave
Rt #1 Box 65 Tullhedge
Blackfoot, ID 83221

4. Article Number

0493

Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

Always obtain signature of addressee at time of delivery and **DATE DELIVERED.**

5. Signature — Addressee

X

MAR 4 1991

6. Signature — Agent

X

Lila Arave

7. Date of Delivery

AUG 31 1990

8. Addressee's Address (ONLY if requested and fee paid)

74-7274

UNITED STATES POST SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



RECEIVED

SEP 4 1990

Department of Water Resources
Eastern District Office



PENALTY FOR PRIVATE
USE, \$300

NOT RECORDED

MAILED 1990

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

50 SHCUP AVE #15

IDAHO FALLS, IDAHO 83402

SENDER: Complete items 1 and 2 when additional services are desired and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do so will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Eddie R Peterson
Box 85
Leadore, Id.

4. Article Number

0492

Type of Service:

- ☒ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature -- Addressee

X *Eddie R Peterson*

6. Signature -- Agent

X

8. Addressee's Address (ONLY if requested and fee paid)

7. Date of Delivery

8-29-90

74-7274

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RECEIVED

AUG 31 1990



Department of Water Resources
Eastern District Office

PENALTY FOR PRIVATE
USE, \$300

RETURN
TO



RETURNED TO SENDER

DEPARTMENT OF WATER RESOURCES

MAR 21 1991

EASTERN DISTRICT OFFICE

150 SHOLP AVE #15

IDAHO FALLS IDAHO 83402

NAME AND ADDRESS OF SENDER

DEPARTMENT OF WATER RESOURCES

EASTERN DISTRICT OFFICE

150 SHCUP AVE. #15

IDAHO FALLS, IDAHO 83402

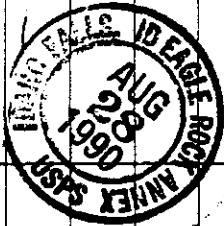
☐ Registered
☐ Insured
☐ COD
☒ Certified
☐ Express Mail

☐ Check appropriate block for Registered Mail:
☐ With Postal Insurance
☐ Without Postal Insurance

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

Line	Number of Article	Name of Addressee, Street, and Post-Office Address	Postage	Fee	Handling Charge	Act. Value (if Regs.)	Insured Value	Due Sender if C.O.D.	R. R. Fee	S. D. Fee	S. H. Fee	Rest. Del. Fee	Remarks
1	0489	Northwood Elementary School, 1001 N. 1st St., Idaho Falls, ID 83402	95	85					96				75-7494
2	0490	Shuman, Jerry, 1001 N. 1st St., Idaho Falls, ID 83402											75-7494
3	0491	Maria Delgado, 501 N. 1st St., Idaho Falls, ID 83402											74-7274
4	0492	Adrian, 1001 N. 1st St., Idaho Falls, ID 83402											74-7274
5	0493	Barbara, 1001 N. 1st St., Idaho Falls, ID 83402											74-7274
6	0494	Frank, 1001 N. 1st St., Idaho Falls, ID 83402											74-7274
7	0495	Wendy, 1001 N. 1st St., Idaho Falls, ID 83402											74-7274
8													
9													
10													
11													
12													
13													
14													
15													



MICROFILMED

MAR 21 1985

Total Number of Pieces Listed by Sender

Total Number of Pieces Received at Post Office

POSTMASTER, PER (Name of receiving employee)

The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for nonnegotiable documents under Express Mail document reconstruction insurance is \$50,000 per piece subject to a limit of \$500,000 per occurrence. The maximum indemnity payable on Express Mail merchandise insurance is \$500. The maximum indemnity payable is \$25,000 for Registered Mail, \$400 for COD and \$400 for Insured Mail. Special handling charges apply only to Third- and Fourth-Class parcels. Special delivery service also includes special handling service.

August 28, 1990

Commissioner's Room
ATTN: Alberta
Lemhi County Courthouse
206 Courthouse Drive
Salmon, ID 83467

Dear Alberta:

This is to confirm the use of the Commissioner's Room, Lemhi County Courthouse for water right hearings to be held by this Department beginning at 9:30 a.m., Friday, September 14, 1990.

Thank you for your cooperation in this matter.

Very truly yours,

COLLEEN WRAY
Adm. Assistant

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 74-07274 IN THE NAME OF)
EDDIE R. PETERSON)

NOTICE OF CONFERENCE

On December 8, 1989, Eddie R. Peterson, Leadore, Idaho filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On January 16, 1990, the Department received a protest against approval of said application from Parley Arave. The Department has set the matter of protest for an administrative conference to be conducted at 11:00 a.m. on Friday, September 14, 1990, in the Commissioner's Room, Lemhi County Courthouse, Salmon, Idaho.

The purpose of this conference will include:

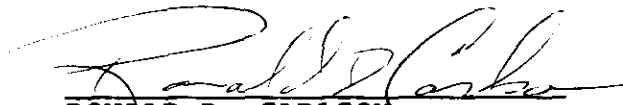
1. Identification and/or simplification of issues.
2. Obtaining admissions of fact and of documents which will avoid unnecessary proof.
3. Arranging for the exchange of proposed exhibits.
4. Designate date for identifying witnesses.
5. Designate target date for conducting administrative hearing if resolution is not possible during the conference.

The conference will be held in accordance with provisions of the adopted Rules of Practice and Procedure of the

MAR 21 1991

Department of Water Resources.

Dated this 28th day of August, 1990.



RONALD D. CARLSON
Eastern Regional Manager

RECEIVED

AUG 31 1991

January 22, 1990

RE: Application for Permit No. 74-07274 EDDIE PETERSON

Mr. Parley A. Arave
Rt. 1, Box 65
Hillridge
Blackfoot, ID 83221

Dear Mr. Arave:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances requiring additional time, our objective is to schedule a conference and/or hearing to consider the protests within 60 days. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code): the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

RECEIVED
JAN 24 1991

Mr. Parley A. Arave
January 22, 1990
Page 2

The protestant must be prepared to present proof of allegations involving one or more of the five items. Although representation by legal counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

If this office can be of further assistance, please contact us.

Very truly yours,

HAROLD W. JONES
Water Rights Supervisor

HWJ:CW

Enclosure

cc: IDWR - State Office

RECEIVED
JAN 24 1990

100-1000000

January 22, 1990

Eddie R. Peterson
Box 85
Leadore, ID 83464

Dear Mr. Peterson:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to application No. 74-07274. The Department suggests you contact the protestant directly in an effort to determine the nature of the protest and to attempt to resolve the protest.

Unless this office is advised that either the matter has been resolved or there exists extenuating circumstances requiring additional time, our objective is to schedule a conference and/or hearing to consider the protests within 60 days. At a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Sec. 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

The applicant must be prepared to present evidence and/or testimony addressing each of the five items. Although representation by legal

MICROFILMED

MAR 21 1991

Eddie R. Peterson
January 22, 1990
Page 2

counsel is not mandatory at a proceeding before the Department, you may retain an attorney in your behalf.

If this office can be of further assistance, please contact us.

Very truly yours,

HAROLD W. JONES
Water Rights Supervisor

HWJ:CW

Enclosure

cc: IDWR - State Office

MAILED 1991

Dept. of Water Resources
150 Shoup Ave
Idaho Falls, ID 83402

Dear Sirs;

I wish to protest Applic. 74-07274
filed by Eddir Peterson. I feel this filing would
interfere with my rights to use Lee Creek water.

Sincerely,
~~Parley A. Arave~~
Parley A. Arave. Arave

RR. 1 Box 65
Hill Ridge
Blackfoot, ID 83221

785-6258

RECEIVED

MAR 01 1990

RECEIVED

JAN 16 1990

Department of Water Resources
Eastern District Office

Id No. 202a
17

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

74-7274

INITIAL REVIEW BY James Dunn DATE 12 Dec 89 APPLICATION NUMBER

Eddie R Peterson

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☒ Yes ☐ No Field check required
- ☐ Yes ☒ No Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

RECEIVED

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT NOV 16 1990

Date Requested Department of Water Resources

CESSING

☒ Yes ☒ No In for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

D COPIES TO

☐ Idaho Dept. of Health & Welfare
☐ Idaho Dept. of Fish & Game
☐ Idaho Dept. of Lands
☐ Adjudication Bureau Unit

☐ U.S. BLM
☒ U.S. Forest Service
☒ Water District 74 - none
☐ Other

~~Everett De Corda - 74~~
Richard Moll - 74-2

IAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☒ Yes ☐ No Protests received
 Final date for protest 1-22-90
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☒ Yes ☐ No Recommendations attached
☐ Yes ☐ No Measuring device required
☐ Yes ☒ No Access port required
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist.
☐ Yes ☐ No Special conditions of approval or cover letter below.

☐ See below for additional information

Date 1/11/81 priority recommended _____
By _____ Date _____

TATE OFFICE REVIEW

By _____ ☐ See below for additional information
Date _____

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from:

- | | | |
|---------------------------------------|---|---|
| ☐ City | ☐ Idaho Fish & Game | ☐ Irrigation District |
| ☐ County | ☐ Idaho Health & Welfare | ☐ Canal Company |
| ☐ Reservations | Division of Environment | ☒ Other <u>USFS</u> |

Project impacts/implications report

COMMENTS

Rick Rogers
Leadere Range Station
Leadere Idaho

28-Dec-1989

Richard Moll
Water Dist. 74-Z
P.O. Box 153
Leadore, ID 83464

RE: Application for Permit No. 74-7274

Dear Sir:

This office is currently in the process of publishing notice that the above application for permit was filed with the Department of Water Resources. Since the application may be of interest to you, a copy is enclosed for your examination. Comments concerning the application should be addressed to the applicant with a copy forwarded to this office. Protests objecting to granting a permit should be directed to this Department and received on or before January 22, 1990. Action will be taken by this office shortly after this date, provided there are no protests lodged against the applications.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor

HWJ/rb
Enclosure

RECEIVED

MAR 21 1991

28-Dec-1989

Everett DeCora
Water Dist. 74
Rt. 1, Box 7-A
Salmon, ID 83467

RE: Application for Permit No. 74-7274

Dear Sir:

This office is currently in the process of publishing notice that the above application for permit was filed with the Department of Water Resources. Since the application may be of interest to you, a copy is enclosed for your examination. Comments concerning the application should be addressed to the applicant with a copy forwarded to this office. Protests objecting to granting a permit should be directed to this Department and received on or before January 22, 1990. Action will be taken by this office shortly after this date, provided there are no protests lodged against the applications.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor

HWJ/rb
Enclosure

RECEIVED
DEC 28 1989

DEC 28 1989

28-Dec-1989

U.S. Forest Service
Salmon National Forest
Salmon, ID 83467

RE: Application for Permit No. 74-7274

Dear Sir:

This office is currently in the process of publishing notice that the above application for permit was filed with the Department of Water Resources. Since the application may be of interest to you, a copy is enclosed for your examination. Comments concerning the application should be addressed to the applicant with a copy forwarded to this office. Protests objecting to granting a permit should be directed to this Department and received on or before January 22, 1990. Action will be taken by this office shortly after this date, provided there are no protests lodged against the applications.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor

HWJ/rb
Enclosure

4 Dec 1989

525-7161

RECEIVED

DEC 08 1989

Department of Water Resources
Eastern District Office

Mr. Ed W. Peterson
Box 88
Bend, Idaho
83464

Mr. Peterson,

I am returning to you a corrected copy of your application, with check number 1231 for forty five dollars. Please sign the application on page three. On the map please draw the ditch and indicate which forty acre tract the place of use will be. The application fee is thirty (30⁰⁰) dollars.

You may return the application to this office and we will continue with processing.

Sincerely,
Dennis M. Dunn
Sr. Water Resource Agent.

SE SE NW

USE SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26

R 24 E
T 16 N

RECEIVED

42 SHEETS 3 SQUARE
42 SHEETS 3 SQUARE
42 SHEETS 3 SQUARE



27-Dec-1989

Eddie R. Peterson
Box 85
Leadore, ID 83464

RE: Application for Permit No. 74-7274

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Recorder Herald on. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

DECEMBER 22, 1989

RECORDER-HERALD
P.O. BOX 310
SALMON, ID 83467

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 22, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED

MAR 21 1991

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

RECEIVED

MAY 1 1991

74-07274

PETERSON, EDDIE R.
BOX 85
LEADORE, ID 83464

Source: LEE CREEK

Tributary: LEMHI RIVER

Diversion Pt: SESENW Sec 35 T 16N R 24E

Use: STOCKWATER (.070 CFS)
Total Diversion: (.070 CFS)

Date Filed: 12/08/1989

In: T16N R24E S26 SWSW

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 150 Shoup Avenue, Suite 15, Idaho Falls, Idaho 83402 on or before JANUARY 22, 1990.

R. KEITH HIGGINSON, Director

Published 1/04/1990 & 1/11/1990

