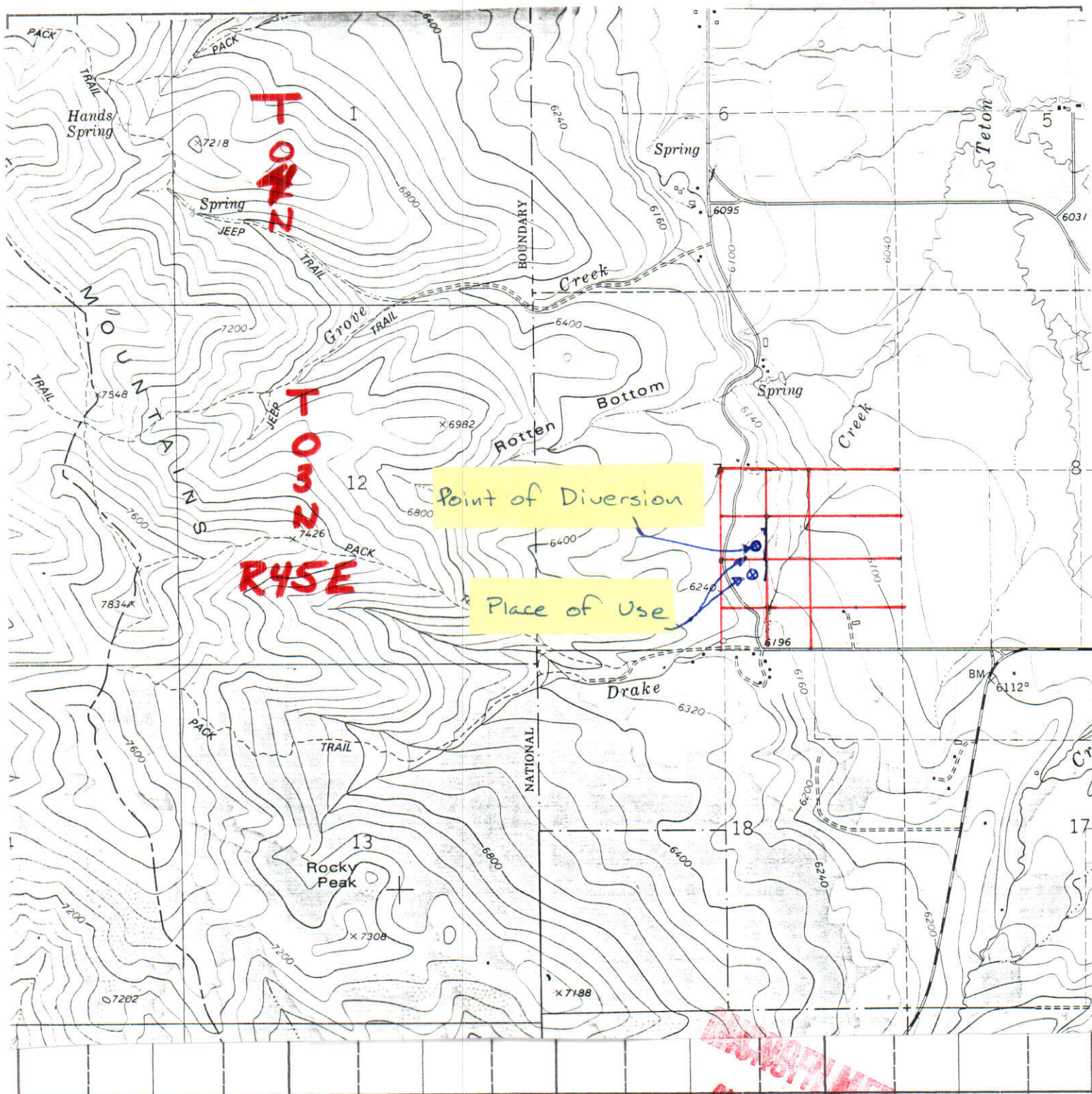


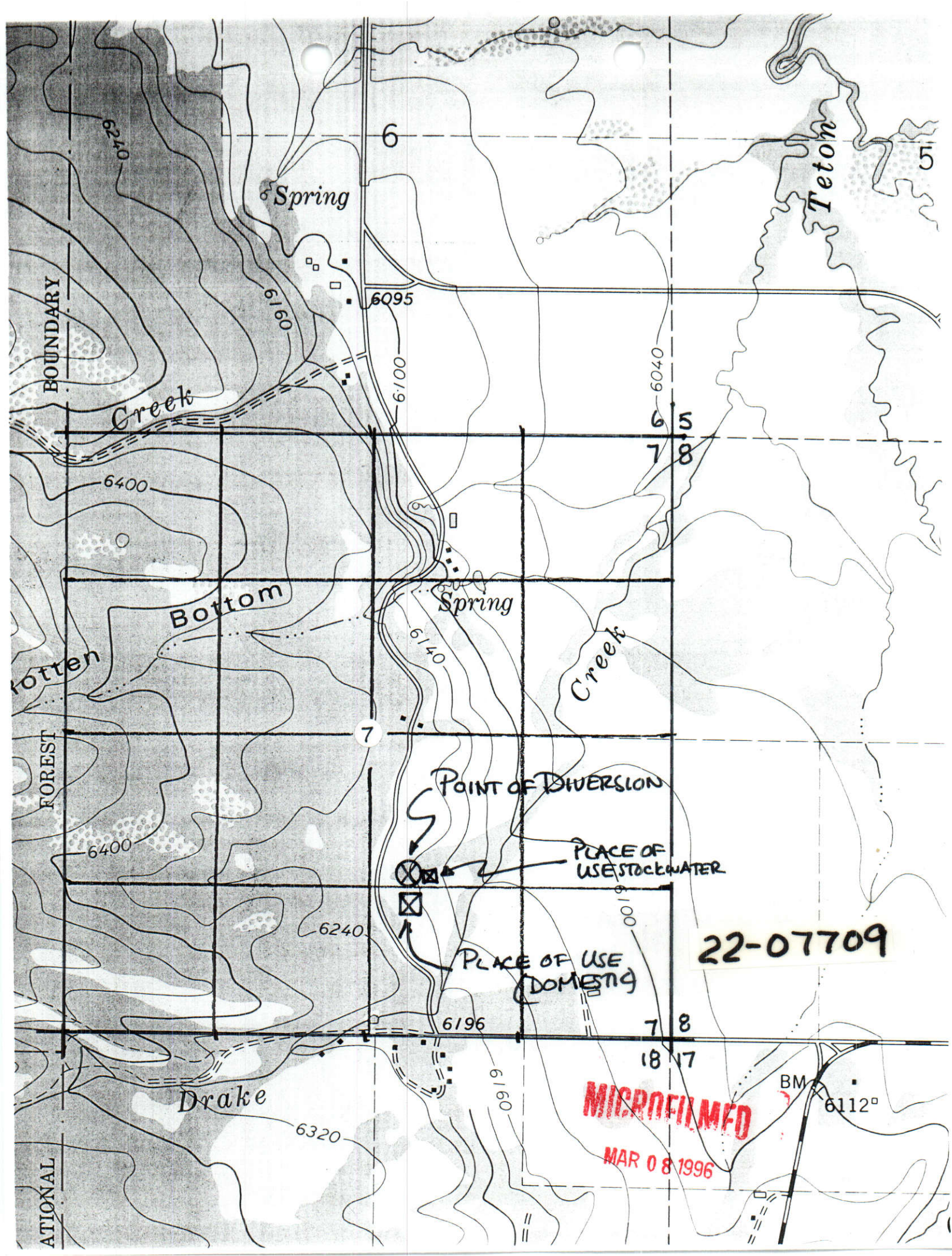
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

RECORDED
AUG 19 1991
S. A. Rind Peterson
 (Applicant)



HEL/NW

NHEL/FW

21NHEL/FW

NHEL/FW

SEC
7

10.1
2

3 16.5

6 8.4

T
3
N

3.0
1

163

T34

R45E -AG

NWSE

NESE

POINT OF DIVERSION

PLACE OF USE (STOCKWATER)

SE 1/4

SWSE

PLACE OF USE (DOMESTIC)

HEL

SESE

37.5

5

23.3

22-07709

7 14.8

MAILED
APR 08 1996

9 10.8

10 7

1182

HEL

18



Collection
Tank

MICROFILMED
22-7709
MAR 08 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07709

Priority: May 17, 1991

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.3 AF

This is to certify, that S KEITH PETERSEN
710 18TH AVE

SALT LAKE CITY UT 84102 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 17, 1991; and
has submitted Proof of Beneficial Use on April 24, 1995. An examination indicates
that the works have a diversion capacity of 0.040 cfs of water from:

SPRING

tributary to DRAKE CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF
	Totals	0.04 CFS	1.3 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNWSE, Sec. 7, Township 03N, Range 45E
TETON County

PLACE OF USE: STOCKWATER

TWN RGE SEC

03N 45E 7 NWSE

PLACE OF USE: DOMESTIC

TWN RGE SEC

03N 45E 7 SWSE

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

MAR 08 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 22-07709

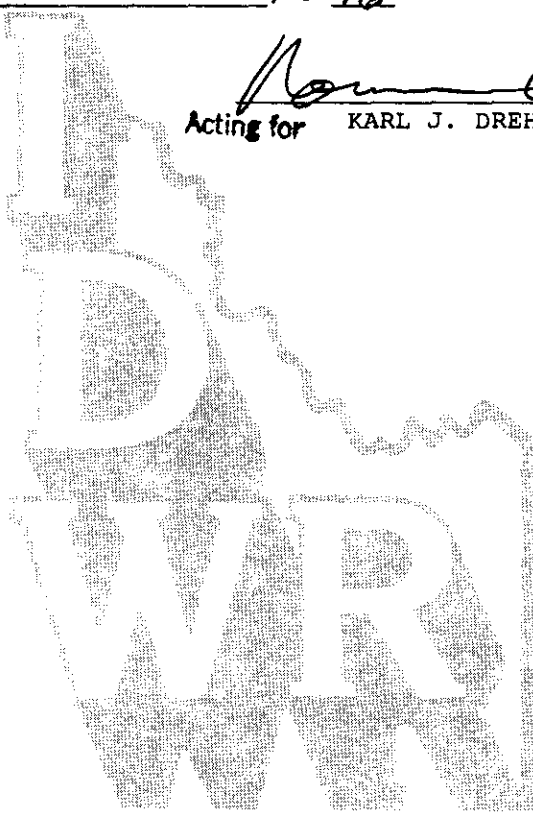
CONDITIONS OF APPROVAL AND REMARKS

5. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
6. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 2ND day of MARCH, 1996.

Acting for

KARL J. DREHER, Director



MICROFILMED
MAR 08 1996

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF CHANGING THE FLOW)
MEASUREMENT DEVICE AND LOCKABLE)
CONTROLLING WORKS CONDITIONS OF)
OF APPROVAL FOR PERMIT NO. 22-07709)
IN THE NAME OF S. KEITH PETERSEN)
_____)

ORDER

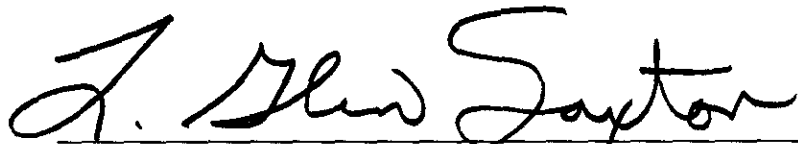
WHEREAS, the Department of Water Resources (department) has issued the above captioned water right permit with a condition of approval requiring the permit holder to install a measuring device and lockable controlling works to facilitate the measurement and determination of the rate of diversion by the department; and

WHEREAS, the department has determined that the rate of diversion for certain surface water uses can be estimated by the department without the use of a measuring device; and,

WHEREAS, the department has determined a lockable controlling works is not necessary at this time;

IT IS THEREFORE, HEREBY ORDERED that the condition of approval requiring the installation of a measuring device and lockable controlling works for the above captioned permit be **WAIVED**. The department retains jurisdiction to require the condition be reinstated in the future upon a finding of need by the department.

Dated this 15th day of May, 1995.



L. GLEN SAXTON

Chief, Water Allocation Bureau

MICROFILMED

MAY 30 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form 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, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 22-07709 Telephone No. 801-363-9683
2. Name(s) of Permit Holder(s): S. Keith Petersen
3. Mailing Address: 710 18th Ave Salt Lake City, Utah 84103
4. Source of Water: Spring If **GROUNDWATER** (well), Date Drilled: mo. ___ / yr. ___

a. Well Driller: N.A. Drilling Permit Number: ___ - ___ - ___

b. **OPTIONAL:** 1 Pump Horsepower: 1 Pressure (psi): — Dynamic pumping level (ft): -50

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): 3 horses

Irrigation (No. of acres): ___ Other: ___

6. Total rate of diversion and/or volume for which proof is submitted: 0.04 cfs OR ___ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is **not optional**. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

see letter

Measuring Device: Is a measuring device required? Yes ___ or No ___
Has the measuring device been installed? Yes ___ or No ___

Flow Measurement Port: Is a flow measurement port required? Yes ___ or No ___
Has the measurement port been installed? Yes ___ or No ___

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: S. Keith Petersen Telephone Number: 801-363-9683

Address: 710 18th Avenue Salt Lake City, Utah

10. The information given on this form 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.

Signature of permit holder: S. Keith Petersen Date: 4/17/95
(include your title, if on behalf of company or organization)

MAY 30 1995

RECEIVED
JUN 25 1993
Department of Water Resources

For Office Use Only
\$15 Fee Received by CA
Date 6-25-93
Receipt No. CO27966

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 22-07709
Name(s) of Permit Holder: S. Keith Petersen
Mailing Address: 710 18th Ave Salt Lake City, Utah 84102
Date Proof is Due 8/2/93 Telephone No. 801-363-9683

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

Spring has been dug out and a cement tank
constructed to hold the spring water
Pond has been dredged and cleaned.

Costing \$ \$2509.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

We are drawing up plans for a home
We hope to start building this fall or
Spring of 1994

Permit holder(s) request an extension to June, 19 1995.

FEE: \$15.00

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

JUL 02 1993

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is
extended to June 1, 1995.

Signed this 28th day June, 19 93

A. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 22-07709

Proposed Priority: May 17, 1991 Maximum Diversion Rate: 0.04 CFS
This is to certify, that S. KEITH PETERSEN

710 18TH AVE.

SALT LAKE CITY, UT 84102

has applied for a permit to appropriate water from:

SPRING

tributary of **DRAKE CREEK**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS
	Totals	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNWSE Sec. 7, Township 03N, Range 45E
TETON County

PLACE OF USE: STOCKWATER
TWN RGE SEC

03N 45E 7 NWSE

PLACE OF USE: DOMESTIC
TWN RGE SEC

03N 45E 7 SWSE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 2, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this permit is subject to control by the watermaster of State Water District No. 01.
5. A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion prior to diversion of water under this permit.
6. Stockwater use is for 3 horses.
7. Domestic use is for 1 home.

AUG 19 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 22-07709

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

12th day of August, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

AUG 19 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant S. Keith Petersen Phone (801) 363-9683

Post office address 710 18th Ave. Salt Lake City, UT 84102

2. Source of water supply Spring which is a tributary of Drake Creek

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

Sec. 07 Township 03N Range 45E B.M. Teton County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .02cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02cfs for Stockwater purposes from 1/1 to 12/31 (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) 0.04 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump with pipe to house,
small stock pond for horses

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
3 years (minimum 1 year).

RECORDED
AUG 19 1991

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. 3 horses
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 home
- 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	
03N	45E	07														S	D		

Total number of acres to be irrigated _____

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

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

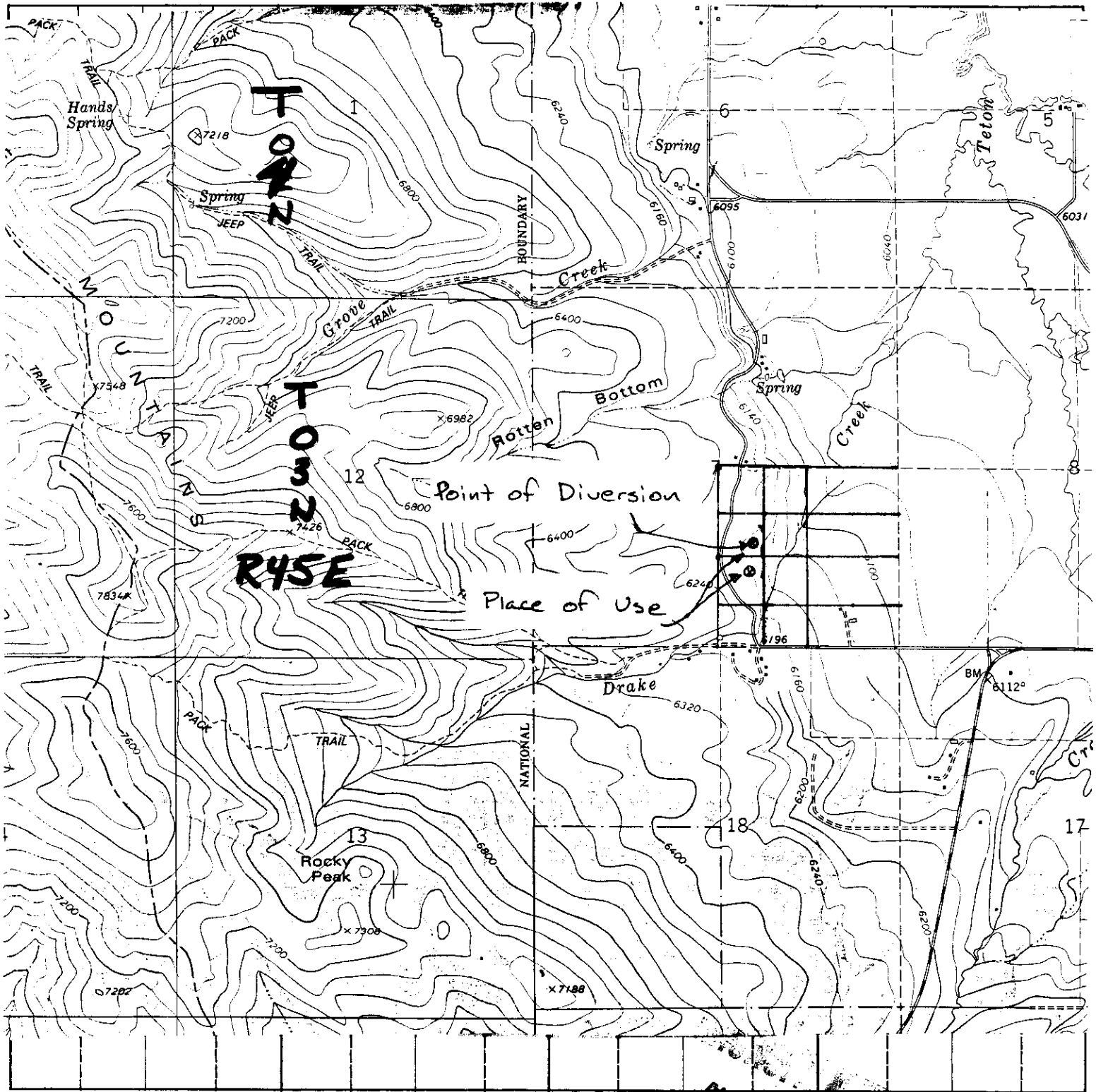
b. Who owns the land to be irrigated or place of use? Applicant

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

12. Remarks: _____

RECEIVED
AUG 19 1991

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.

SA and Peterson
(Applicant)

AUG 19 1934

Received by M. J. L. Date 5/12/91 Time 1400 Preliminary check by _____
Fee \$ 30.00 Receipted by M. J. L. # EO16085 Date 5/12/91
Publication prepared by RB Date 6-20-91 Published in Teton Valley News
Publication approved RB Date 7-29-91

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:

REGISTERED

AUG 19 1991

AFFIDAVIT OF PUBLICATION

State of Idaho)

County of Teton)

I, Nadine Soose.....
being first duly sworn, depose and say that I am
the secretary... of the Teton Valley News,
a newspaper as defined by Idaho Codes An-
notated, Section 58-106, as amended, and that
said newspaper is a weekly newspaper printed and
published at Driggs, in Teton County, Idaho,
having a general circulation in said county, and
that said newspaper has been printed in said
county for more than 78 consecutive weeks prior
to the first publication of the attached notice, ad-
vertisement, or publication of

22-07709

And affiant further says that said attached notice,
advertisement, or publication, as per clipping at-
tached, was published in said newspaper, in the
regular and entire issue thereof, and not in any
supplement issue thereof, for two consecutive
issues thereof; first publication having been
made on the 20th day of June.....
1991.

And affiant further says that at the times herein
mentioned said newspaper was made up of at
least eight pages of at least five columns each,
printed from typed matter, of at least sixteen in-
ches deep.

Nadine Soose

State of Idaho)

County of Teton)

On this 12th day of July
in the year of 1991, before me, a Notary Public,
personally appeared Nadine Soose
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.

Nelda A. Resch

Notary Public for Idaho

Residing at Driggs, Idaho

My commission expires 12-2-91

RECEIVED

JUL 16 1991

Department of Water Resources
Eastern District Office

22-07709	In: T03N R43E S07 NWSE SWSE	STOCKWATER (.050 CFS) Total Diversion: (.330 CFS) (8.00 AF)
PETERSEN, S. KEITH 710 18TH AVE. SALT LAKE CITY, UT 84102	22-07710 GEBHARD, DICK GRANDY, GARY W. P.O. BOX 168 VICTOR, ID 83455	Date Filed: 4-8-1991
Source: SPRING Tributary: DRAKE CREEK	Source: POLE CREEK	In: T03N R43E S22 NESE NWSE SESE S23 SWSW 79.4 ACRES TOTAL
Diversion Pt: SWNWSE Sec 7 T 03N R 43E	Diversion Pt: NESW Sec 26 T 03N R 43E	The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before JULY 8, 1991.
Use: STOCKWATER (.020 CFS) DOMESTIC (.020 CFS) Total Diversion: (.040 CFS)	Use: IRRIGATION (.330 CFS) IRRIGATION STORAGE (8.00 AF) IRRIGATION FROM STORAGE (8.00 AF)	R. Keith Higginson, Director
Date Filed: 5-17-1991		Published in the Teton Valley News June 20 and 27, 1991.

AUG 19 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 4, 1996

S KEITH PETERSEN
710 18TH AVE
SALT LAKE CITY UT 84102

RE: WATER RIGHT NO. 22-07709

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MICROFILMED

MAR 08 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

22-07709
RECEIVED
JAN 22 1996

A. GENERAL INFORMATION

Permit No. 22-07709

1. Owner: S. KEITH PETERSEN Phone No. (801) 363-9683

Current Address: 710 18th Ave Salt Lake City UT 84102

2. Accompanied by: Applicant EXAM DATE: 18 Aug 95

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to Drake Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	NW	SE	7	3N	4SE	Teton	ON SITE / USGS QUAD

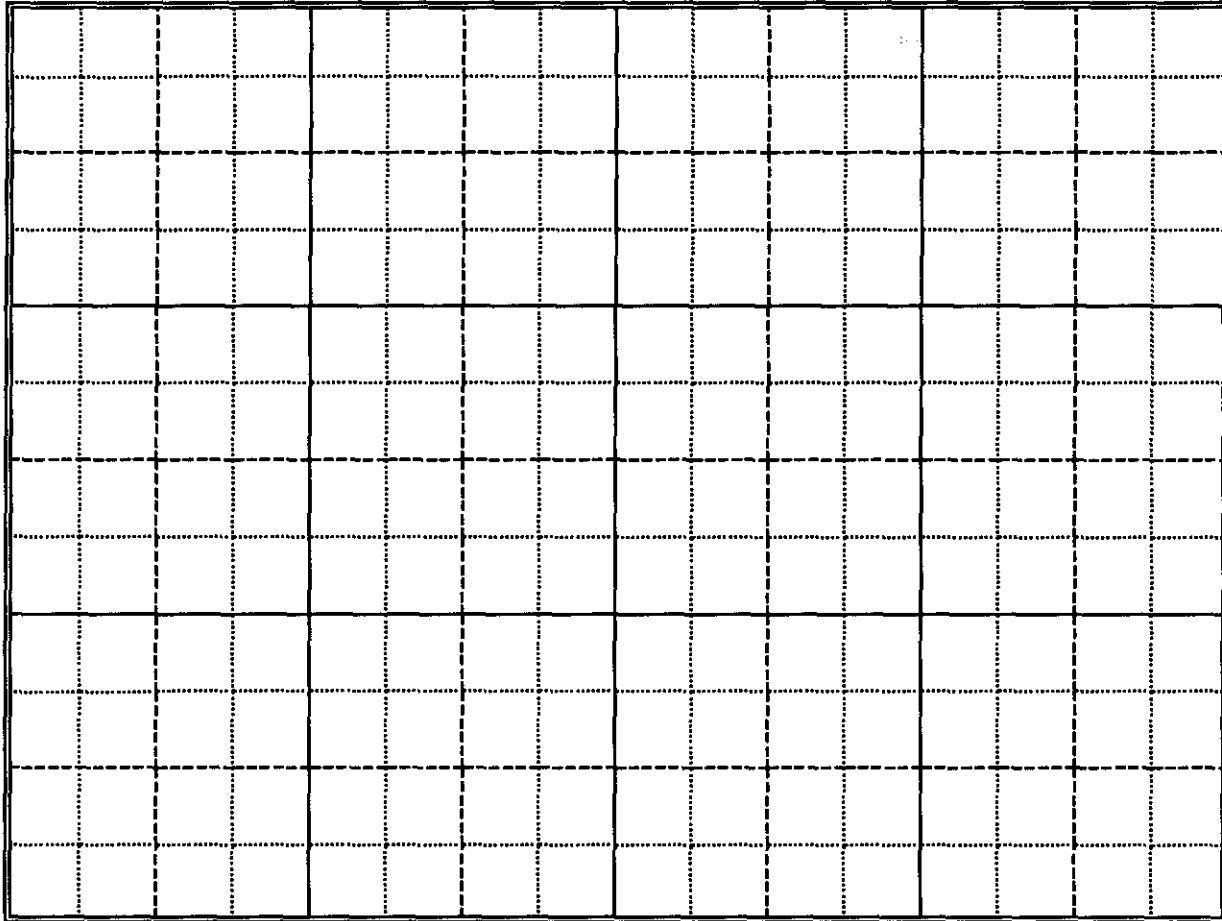
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	4SE	7													S	D			

RECORDED
MAR 08 1996

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.D. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS *Timed Volumetric Displacement*

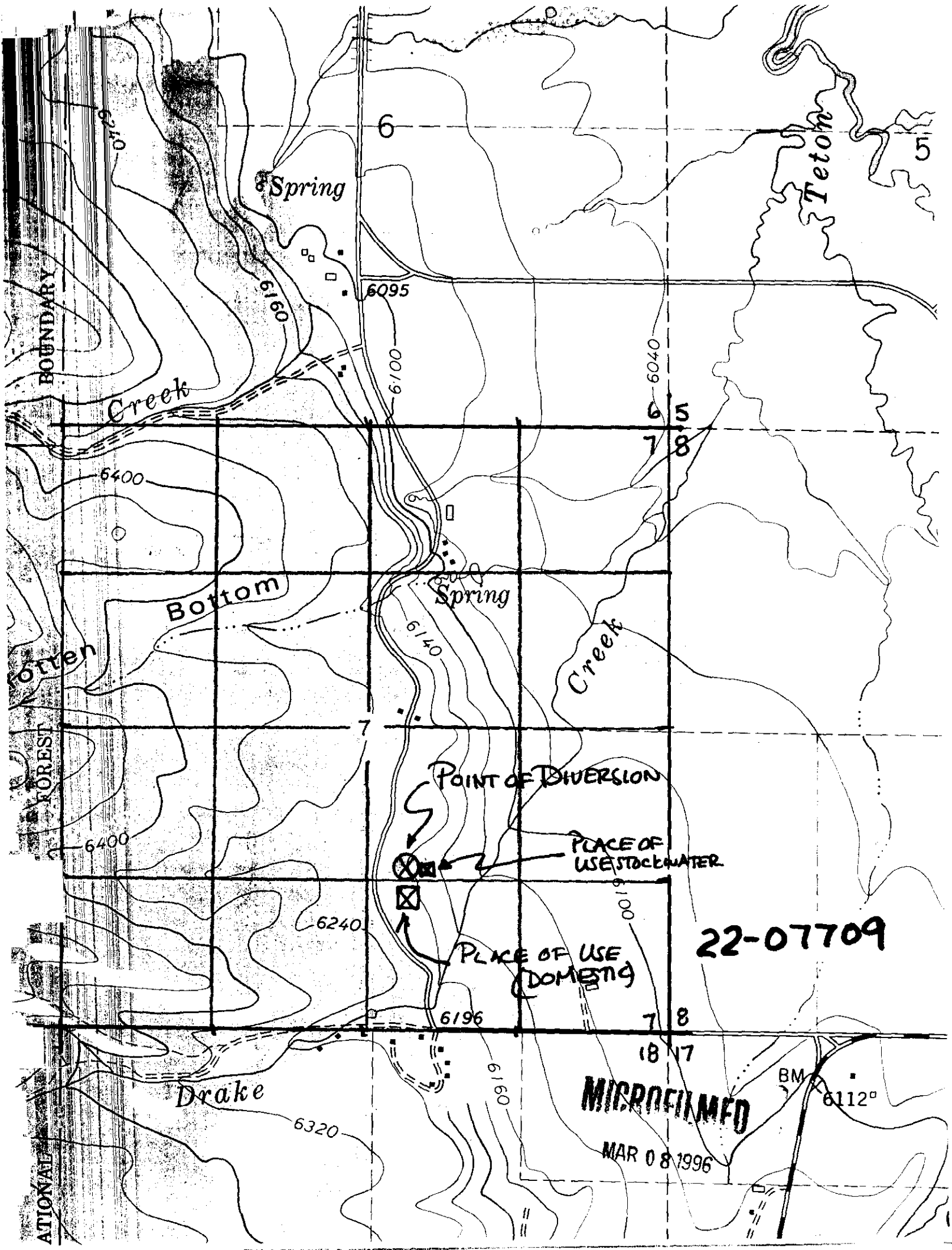
1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
<i>T</i>						

2. Measurements: *2 1/2 gal 7.74 sec and 2 1/2 gal 7.76 sec*

RECEIVED

MAR 08 1966



HEL-NW

NHEL/FW

HEL-NW

NHEL/F.

$\frac{10.1}{2}$

3 16.5

6 8.4

Sec
7

T
3
N

3.0

163

T34

R45E -AG

NWSE

NESE

POINT OF DIVERSION

PLACE OF USE (STOCK WATER)

SEX

SWSE

HEL

SESE

37.5

15

PLACE OF USE (DOMESTIC)

7

14.8

22-07709

23.3

9

10.8

HEL FILMED

8 1996

10 7

118

18



Collection
Tank

MICROFILMED
22-MEB-9

MAR 08 1996

E. NARRATIVE/REMARKS/COMMENTS

Source Spring trib to unnamed stream trib to Drake Creek
However the Spring becomes a stream trib to Drake Creek

Domestic use is the irrigation of $\frac{1}{2}$ acre in conjunction with a
single family domestic home.

Diversion consist of a diversion box with overflow & portable Pump
Stock can drink directly from overflow or from a small pond.

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED

MAR 08 1996

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$\frac{2.5 \text{ gal}}{7.74 \text{ sec}} \times \frac{60 \text{ sec}}{\text{min}} = 19.4 \text{ gpm} \div 448.8 \text{ gpm/cfs} = 0.04 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$V_{DOM} = 1.2 \text{ afa}$$

$$V_{STOCK} = 3 \text{ horses} \times 0.0134 = 0.04 \text{ afa allow } 0.1 \text{ afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC (Hacienda)	1/1	12/31	0.02 cfs	1.2 afa
STOCKWATER	1/1	12/31	0.02 cfs	0.1 afa
Totals:			0.04	1.9 afa

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATIONField Examiner's Name KEITH C. Wilson Date 18 Aug 95Reviewer [Signature] Date 8-23-95SEAL
MICROFILMED

MAR 08 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 15, 1995

S. Keith Petersen
710 18th ave.
Salt Lake City, UT 84103

RE: Application for Permit No. 22-07709 in the name of
S. Keith Petersen

Dear Permit Holder:

I have enclosed a copy of the **ORDER** which waives the
measuring devise condition on the above referenced
permit.

Please be advised that the department retains
jurisdiction to require the condition be reinstated in
the future upon a finding of need by the department.

If you have any questions regarding the enclosed
order, please feel free to contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Region

RECEIVED
MAY 30 1995

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 22-07709 Reviewed by [Signature] Date 5-1-95

GENERAL CONSIDERATIONS

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

TYPES OF USE

dom, stock

Correct Uses? yes

SOURCE OF WATER

 Surface water source

 Ground water source

 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?

50.00 Amount Submitted

yes Correct?

MEASURING DEVICE

yes Required?

no Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

advise of lockable device requirement
Proof acceptable

DATA ENTRY

New Address X Proof Made 4-24-95



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
May 1, 1995
DIRECTOR

S KEITH PETERSON
710 18TH AVE
SALT LAKE CITY UT 84102

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 22-07709

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.

You have not indicated if a lockable controlling devise has been installed on your diversion. Please be advised that one of the conditions of your water right permit requires that the permit holder install a lockable devise that will provide the watermaster suitable control of the diversion prior to diversion of water under this permit (refer to condition #5 of your permit). You are required to install the lockable devise before a field examination can be conducted. If you have any questions regarding the installation of the devise, please contact Scott King at (208)327-7900.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

MAY 3 0 1995

RECEIVED

APR 24 1995

Department of Water Resources

S. Keith Petersen
710 18th Avenue
Salt Lake City, Utah 84103
April 18, 1995

State of Idaho
Dept. of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, Idaho 83720-0098

Attn: Mr. Saxton

Re: Permit No. 22-07709

I am writing to request waiver of "condition of approval no. 5" concerning a lockable devise on the pump of the spring. This water goes into a pond and a swamp. The water does not go into a river and is not used for irrigation.

We are presently just finishing the home and watering system.

Thank you.

Sincerely,



S. Keith Petersen

RECEIVED

MAY 30 1995

March 31, 1995

S. KEITH PETERSEN
710 18TH AVE.
SALT LAKE CITY UT 84102

PROOF DUE NOTICE

RE: PERMIT NO. 22-07709

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 June 1, 1995.

(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.

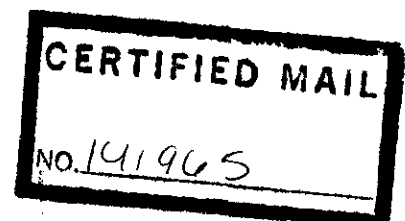
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MAY 3 1995





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 28, 1993

S. Keith Petersen
710 18th Ave
Salt Lake City, UT 84102

Re: Permit No. 22-07709

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to June 1, 1995. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

JUL 02 1993

**ANALYSIS SHEET
FOR
EXTENSION OF TIME**

Permit No. 22-07709 Reviewed by Klg Date 6/25/93

BASIC INFORMATION

6/25/93 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____
Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____
Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Recommend for approval Based on due diligence - Extend to 6/1/95

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address _____
Change Proof Due Date 6/29/93 Klg
Change Priority Date _____

May 31, 1993

S. KEITH PETERSEN
710 18TH AVE.
SALT LAKE CITY UT 84102

PROOF DUE NOTICE

RE: PERMIT NO. 22-07709

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 August 1, 1993. (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.

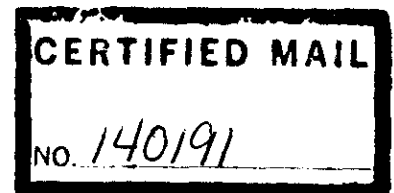
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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



JUL 02 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 16, 1991

S. KEITH PETERSEN
710 18TH AVE.
SALT LAKE CITY, UT 84102

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 22-07709

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a lockable device that will provide the watermaster control on your diversion.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

MICROFILMED

AUG 19 1991

APPLICATION FOR PERMIT REVIEW

Application #: 22-7709
Date: 8-6-91

Reviewer: Pam Skaggs

Existing:

☒ No - 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted - P16
Proof submitted - N/A

Groundwater:

GT. 0.2 cfs - 01G-P03, 01C-P03(existing well)
LT. 0.2 cfs - N/A

Drilling Permit:

Approved w/permit - P99
Not included - 046-P23(All GW, even existing wells)

Location:

☒ Water Districts - WD No. 01
☒ Surface water - 005, 005-01H-P01(LT.2 w/pump)
005-01J-P08(GT.2)

Groundwater - P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

Swan Falls Flag - (1, Blank or Other)

Trust - 051-052-053-P74(Consumptive Uses)

Non Trust - 048-049

River Basins:

(Surface Water) Water District Control Condition &....

Boise (63) - 05A & 11E

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

Use:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)

Power - Use Power Review

Mining - 06A or 010, 09E-P10 & 054(req.)

Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)

Rec. & Aesthetic - 027(Non-Consumptive)

Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

☒ Beneficial Use Due Date: - 08-02-1993
Other Conditions Recommended

MICROFILMED

AUG 19 1991

WATERMASTER COMMENTS

I have reviewed Application for Permit No. 22-7709 and
have the following comments/objections to the approval of this
application for permit:

The proposed domestic and
stock use should not materially
impact the available water
supplies on the Teton or
its tributaries

6/19/91

Date



RONALD D. CARLSON, WATERMASTER
Water District No. 01

Dist. for staffing: 30-May-1991
Submitted for advertising: 5-30-1991

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATIONS FOR PERMIT ANALYSIS SHEET

22 7709

INITIAL REVIEW BY HWS
APPLICANT NAME: S. KEITH PETERSEN

DATE 5-30-91

APPLICATION NO. _____

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
_____ 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

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____

RECEIVED
AUG 02 1991

Department of Water Resources

SEND COPIES TO _____ Idaho Dept. of Health & Welfare _____ U.S. BLM
 _____ Idaho Dept. of Fish & Game _____ U.S. Forest Service
 _____ Idaho Dept. of Lands XX **Water District** 01
 _____ Adjudication Bureau Unit _____ Other

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

See below for additional information

Date of priority recommended 5-17-91

By HWJ Date 7-30-91

See below for additional information

By _____ 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 _____

Project impacts/implications report

COMMENTS

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

Idaho Falls, Idaho 83402
(208) 525-7161

JUNE 11, 1991

TETON VALLEY NEWS
P.O. BOX 509
DRIGGS, ID 83422

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 JULY 8, 1991.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED
AUG 19 1991

22-07709

PETERSEN, S. KEITH
710 18TH AVE.
SALT LAKE CITY, UT 84102

Source: SPRING

Tributary: DRAKE CREEK

Diversion Pt: SWNWSE Sec 7 T 03N R 45E

Use: STOCKWATER (.020 CFS)
DOMESTIC (.020 CFS)
Total Diversion: (.040 CFS)

Date Filed: 5/17/ 1991

In: T03N R45E S07 NWSE SWSE

RECEIVED

AUG 19 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

10-Jun-1991

S KEITH PETERSEN
710 18TH AVE
SALT LAKE CITY UT 84102

RE: Application No. 22-7709

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 Teton Valley News on June 20 & 27, 1991. 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
HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

RECEIVED

AUG 10 1991