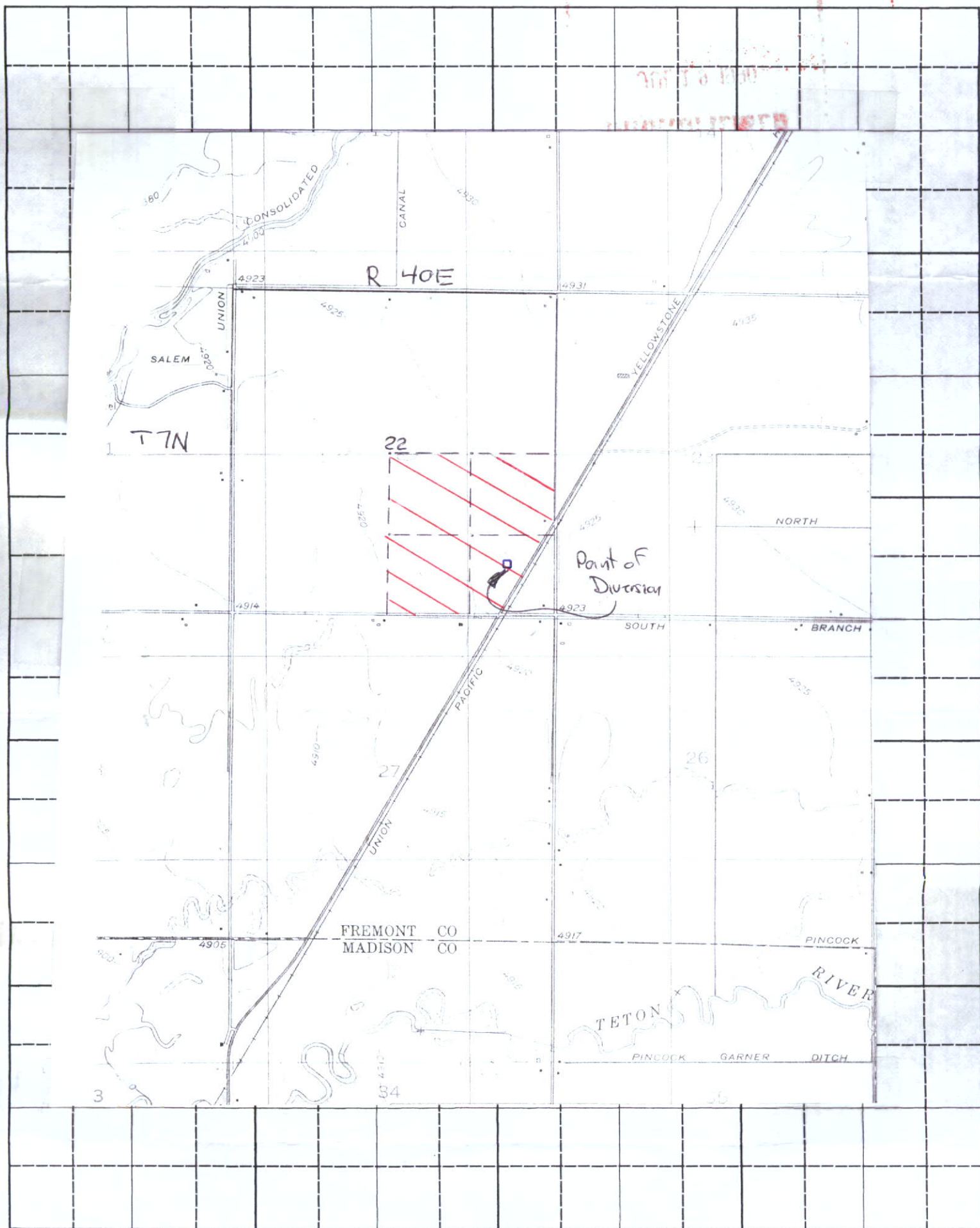


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

MICROFILMED

JUL 19 1990

Jay R. Peterson
(Applicant)

St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, Terry Weatherston
being first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD-CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly
swear that the Water Right #22-07474
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not
in any supplement issue thereof
for Two consecutive issues, the
first publication having been made on
June 7, 1990

and the last publication having been
made on June 14, 1990

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under Idaho
statutes; that it has at least two
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy-eight
consecutive weeks prior to the first
publication of said notice.

Terry Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 15th day of June
in the year of 1990, before me, a Notary
Public, personally appeared Terry
Weatherston, 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.

[Signature]
Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: June 8, 1993

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

22-07474

PETERSON, JAY RONALD
PETERSON, JUDY ANNE
RT. 1 BOX 30-A
ST. ANTHONY, ID 83445
Source: GROUNDWATER
Diversion Pt: SESE Sec 22 T 07N R

40E
Use: IRRIGATION (2.800 CFS)
STOCKWATER (.020 CFS) DOMESTIC
(.250 CFS) Total Diversion: (3.000 CFS)
Date Filed: 1/3/1984
In: T07N R40E S22 NESE NWSE
SWSE SESE 140.0 ACRES TOTAL

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. Pro-
tests must be filed with the Director, Dept.
of Water Resources, Statehouse Mail,
Boise, Idaho 83720 on or before JUNE
25, 1990.

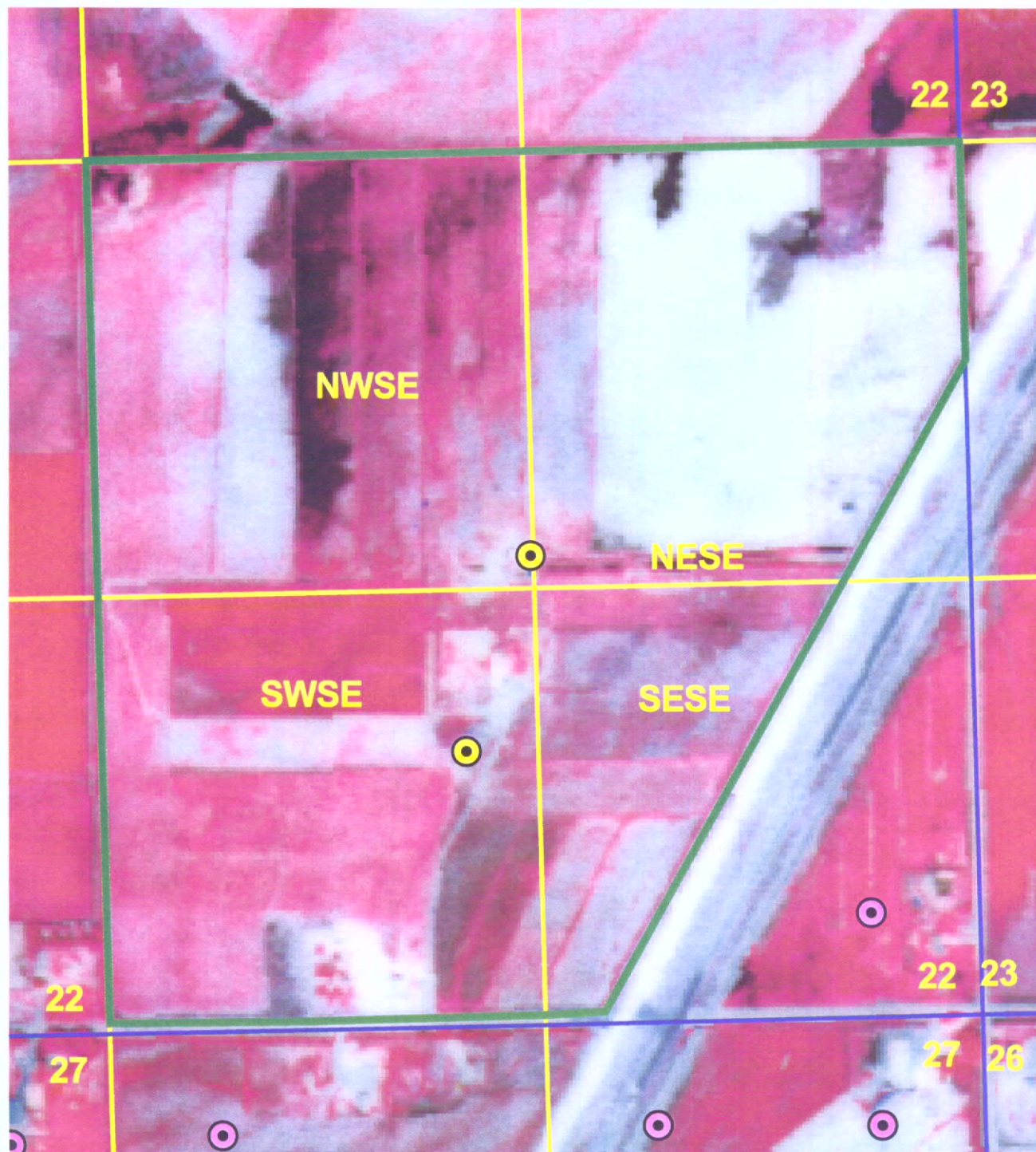
R. KEITH HIGGINSON
Director

Publ. June 7 and 14, 1990HC.

MICROFILMED

JUL 19 1990

22-07474



T07N, R40E, sec 22

MICROFILMED

MAR 26 2003

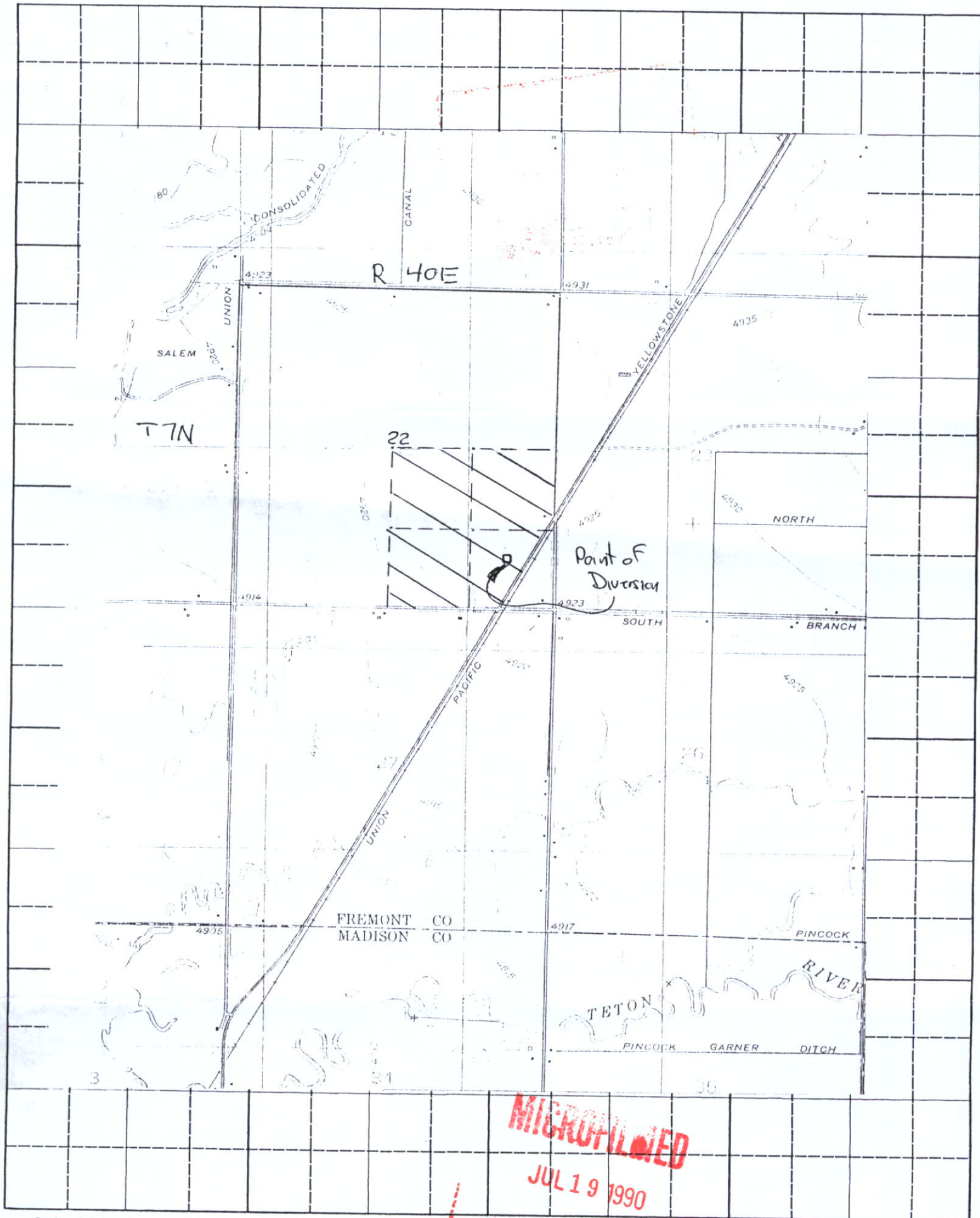


MICROFILMED

MAR 26 2003

22-7474

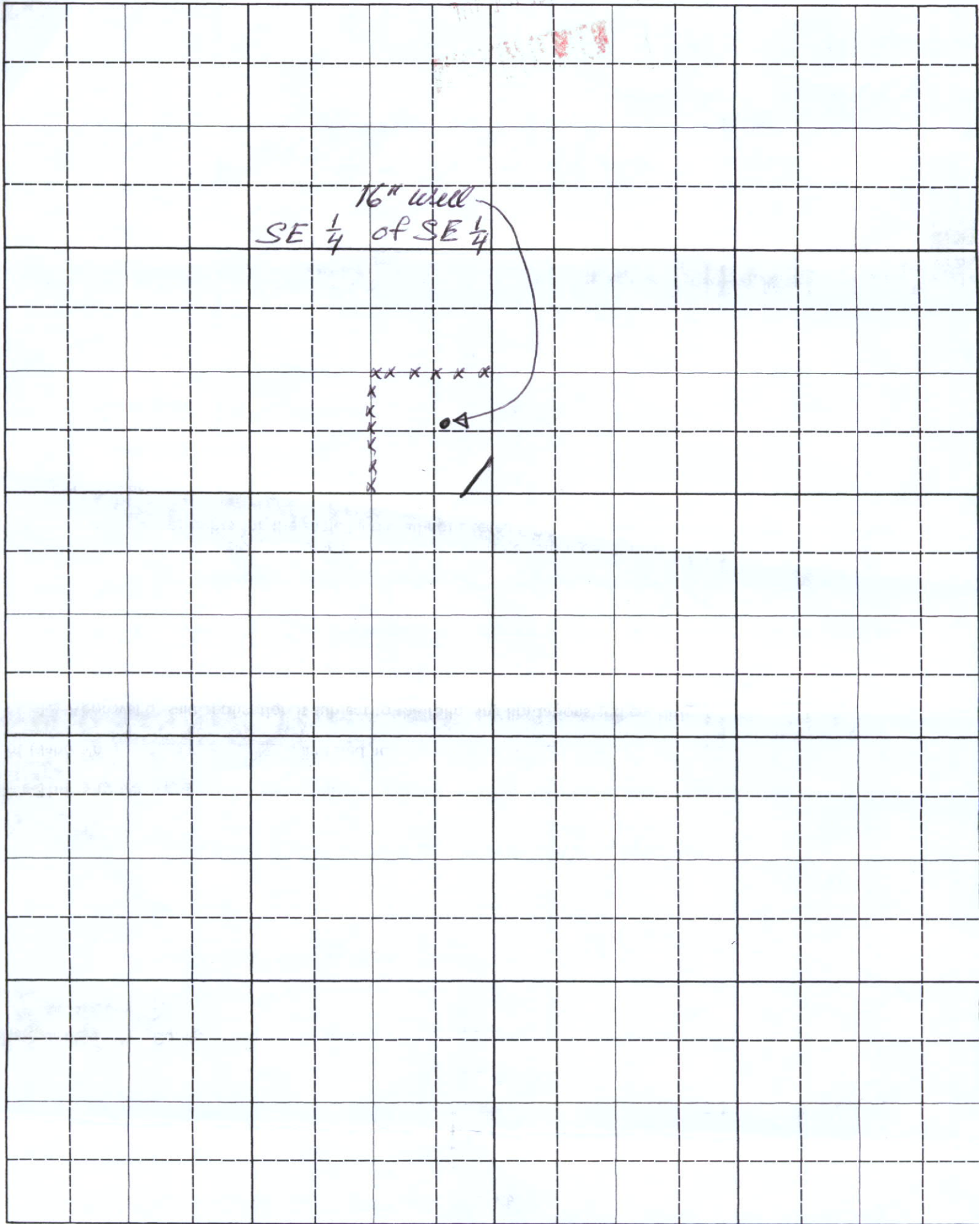
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Jay R. Peterson
(Applicant)

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



Scale: 2 inches equal 1 mile.

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

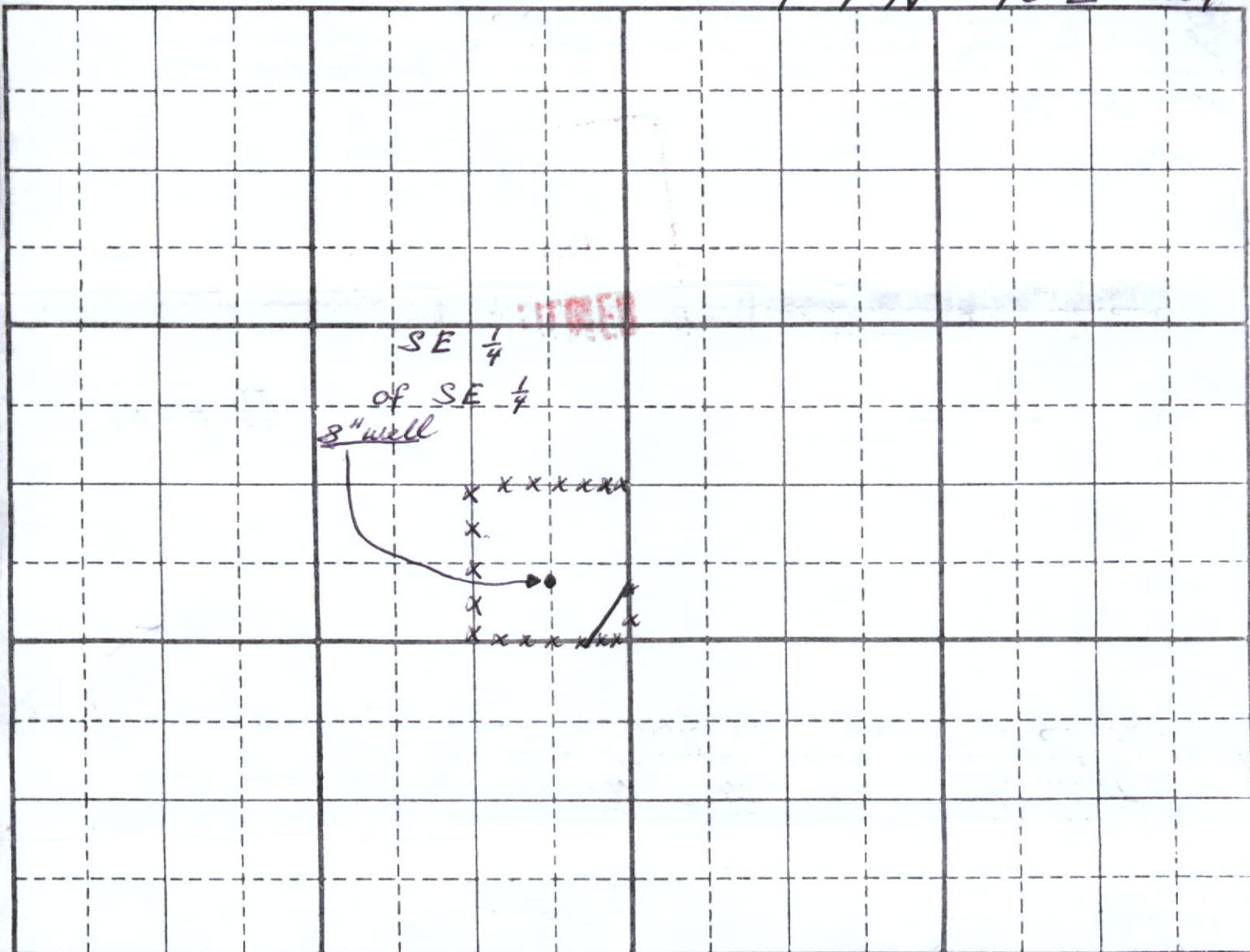
MICROFILMED

JUL 19 1990

Jay R. Peterson
(Applicant)

(8) Remarks _____

T 7 N 40 E Sect 22



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
County of _____)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Jay R. Peterson
(Claimant)

Sworn to before me this _____ day of _____, 19____.

Notary Public
Residing at _____

MICROFILMED

JUL 19 1990

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by CW Date 8/29/83 Exception filed by: _____
Prelim. check by _____ Date _____
\$30.00 fee received by BP Date 8/29/83 #29647
Published in _____
Dates _____

Forwarded to _____ Date _____
claimant by: _____

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07474

Priority: January 03, 1984

Maximum Diversion Rate: 1.00 CFS

It is hereby certified that JAY RONALD PETERSON Or JUDY ANNE PETERSON
2169 E 200 N
ST ANTHONY ID 83445 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated January 03, 1984; and have
submitted Proof of Beneficial Use on July 22, 1994. An examination indicates that the works have a
diversion capacity of 1 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	1.00 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.18 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	NW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 22, Twp 07N, Rge 40E, B.M., FREMONT County
GROUND WATER	SW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 22, Twp 07N, Rge 40E, B.M., FREMONT County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 40E 22													37.0	40.0	38.0	16.0	131.0

Total Acres: 131

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 40E 22													X	X	X	X	

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 40E 22																X	

MICROFILMED

MAR 26 2003

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 22-07474

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 459.0 af at the field headgate for the lands above.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall make full use of all appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this right.
4. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. The annual diversion volume for stockwater use shall not exceed 0.7 af per year.
6. Domestic use is for 13 homes and does not include lawn, garden, landscape, or other types of irrigation.
7. The annual diversion volume for domestic use shall not exceed 7.8 af per year.
8. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 26th day of March, 2003.

for 
KARL J. DREHER
Director

MICROFILMED

MAR 26 2003

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07474

RECEIVED
MAR 20 2003
Department of Water Resources

Date of Priority: January 03, 1984

Maximum Diversion Rate: 1.00 CFS

Comes now JAY RONALD PETERSON Or JUDY ANNE PETERSON
2169 E 200 N
ST ANTHONY ID 83440 and represents to the Director of the Idaho Department
of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho No. 22-07474, and requests that the permit be changed as follows:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 10/31	1.00 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.18 CFS

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	NW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 22, Twp 07N, Rge 40E, B.M., FREMONT County
GROUND WATER	SW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 22, Twp 07N, Rge 40E, B.M., FREMONT County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
07N 40E 22																	37.0 40.0 38.0 16.0	131.0
Total Acres: 131																		

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
07N 40E 22																	X	X	X	X	

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
07N 40E 22																					X

Permit holder asserts that no one will be injured by such change and that such change will be made at
permit holder's own risk. Signed this 17 day of March, 2003.

MICROFILMED

MAR 26 2003


(Signature)

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 22-07474

FOR DEPARTMENT USE ONLY

Preliminary check by bw Fee = 50.00 Received by Pmeq # C068126 Date 3-20-03

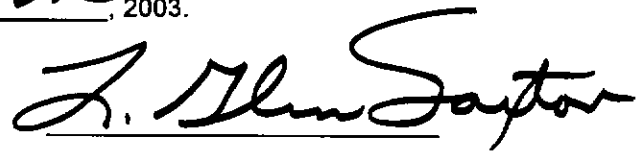
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 22-07474 with the following:

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 459.0 af at the field headgate for the lands above.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall make full use of all appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this right.
4. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. The annual diversion volume for stockwater use shall not exceed 0.7 af per year.
6. Domestic use is for 13 homes and does not include lawn, garden, landscape, or other types of irrigation.
7. The annual diversion volume for domestic use shall not exceed 7.8 af per year.
8. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

Witness my hand this 26th day of March, 2003.


for KARL J. DREHER
Director

MICROFILMED

MAR 26 2003

RECEIVED

STATE OF IDAHO

JUL 27 1994

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

AUG 03 1994

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. 22-07474 Telephone No. 208-458-4487
2. Name(s) of Permit Holder(s): Jay R. + Judy Anne C. Peterson
3. Post Office Address: 2169 E 200 N St. Anthony Id 83445
4. Source of Water: ground depth of 160 ft
It was from Hephins we are not sure
a. If ground water, well driller's name: ~~we think it was Hephins~~ Hephins Date drilled: In the late 1950's
b. Pump horsepower: 25 Pressure (psi): 50 Dynamic pumping level (ft.): 100
5. Extent of Use:

Domestic 7 (No. of households)

Irrigation 130 (No. of acres)

Stockwater ✓ (No. and type of stock)
30-50 head of cattle

Other business + recreational

6. Total rate and/or volume for which proof is submitted 1.5 to 2.00 cfs 670 acre/feet

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

Measuring device: Required? Yes ✓ No Installed? Yes ✓ No

OR

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

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

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

Jay R. Peterson
Name

208-458-4487
Telephone No.

2169 E 200 N. St. Anthony, Id. 83445
Address

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.

Aug 2, 94
Date

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

NOTED

AUG 15 1994

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 22-07474

Proposed Priority: January 3, 1984 Maximum Diversion Rate: 3.00 CFS

This is to certify, that JUDY ANNE PETERSON

JAY RONALD PETERSON

RT. 1 BOX 30-A

ST. ANTHONY, ID 83445

has applied for a permit to appropriate water from: GROUNDWATER
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>
IRRIGATION	04/01 to 11/01	2.80 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.25 CFS
Totals		3.00 CFS

LOCATION OF POINT(S) OF DIVERSION: SESE Sec. 22, Township 07N, Range 40E
FREMONT County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	40E	22	NESE 40	NWSE 40	SWSE 40	140
			SESE 20			
Total number of acres irrigated:						140

PLACE OF USE: STOCKWATER

TWN RGE SEC

07N 40E 22 SESE

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1994.
2. Subject to all prior water rights.
3. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
4. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
5. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.

MICROFILMED

JUL 19 1990

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

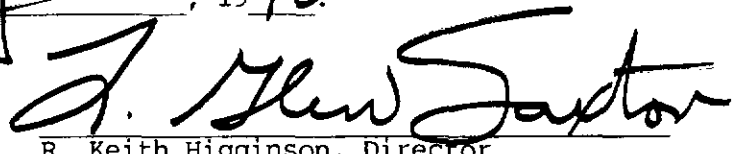
NO. 22-07474

CONDITIONS/REMARKS:

6. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
9. Stockwater use is for 14 head; domestic use is for 30 homes.

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

13 day of July, 1990.

for

R. Keith Higginson, Director

MICROFILMED

JUL 19 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Jay Ronald or Judy Anne Peterson Phone 458-4487

Post office address Rt.#1, Box 30-A St. Anthony, ID 83445

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

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 22 Township 7N

Range 40E B.M. Fremont County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.80 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.25 for Domestic 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)

5. Total quantity to be appropriated:

a. 3.00 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump with lines to sprinklers
water troughs and subdivision.

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 220 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 22 Township 7N
Range 40E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 14 head of cattle.

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 30.

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

MICROFILMED

JUL 19 1990

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	40E	22													40	40	40	20	140

Total number of acres to be irrigated 140

c. Describe any other water rights used for the same purposes as described above. Shares in
Farmer's Friend Canal (105 shares) + Storage Water with Fremont-Madison

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

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

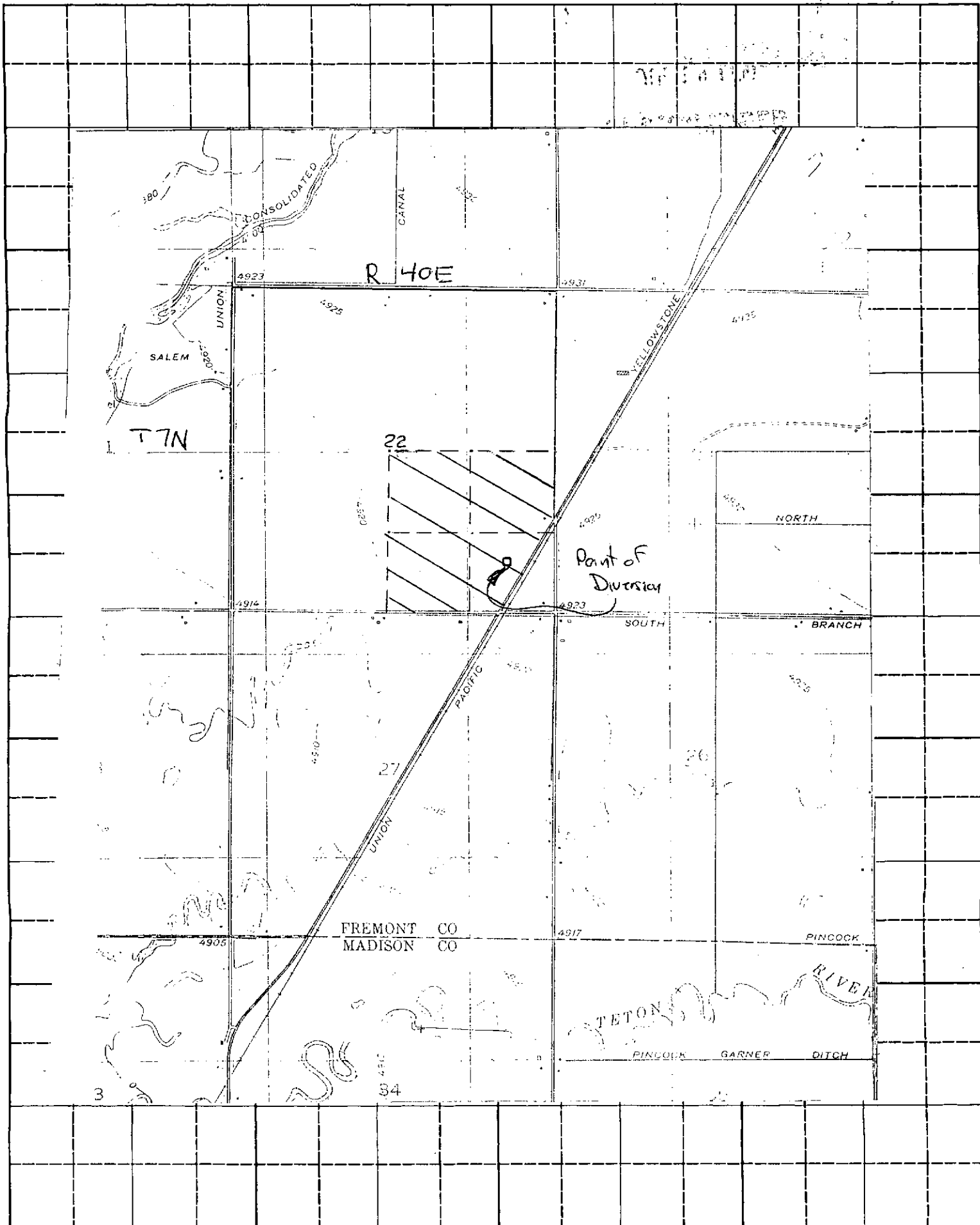
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

RECEIVED

JUL 19 1990

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



Scale: 2 inches equal 1 mile.

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

MICROFILMED

JUL 19 1990


(Applicant)

1 App rec'd 8/29/83
1 Claim rec'd 8/29/83

Received by HWT Date 12-30-83 Time 4:14pm
Preliminary check by HWT Fee \$ 25.00 30.00 claim, 30.00 App
Received by BPR Date 60.00 receipted 1/31/84 #39784
60.00 receipted 8/29/83 #39647
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by kw

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. Other:

MICROFILMED

JUL 19 1980

St. Anthony, Idaho
Ashton, Idaho

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Fremont

I, Terry Weatherston
being first duly sworn, depose and say,
that I am the printer of THE FREMONT
COUNTY HERALD-CHRONICLE, a semi-weekly
newspaper printed and published in
Fremont County, Idaho; and I do solemnly
swear that the Water Right #22-07474
a copy of which notice appears attached
hereto, was published in the regular and
entire issue of said newspaper, and not
in any supplement issue thereof
for Two consecutive issues, the
first publication having been made on
June 7, 1990

and the last publication having been
made on June 14, 1990

Further, that said newspaper is one
of general circulation in said county;
that it is a legal newspaper, conforming
to legal specifications under Idaho
statutes; that it has at least two
hundred bona fide subscribers living
within the county of publication; and
that it has been continuously and
uninterruptedly published in said county
during a period of seventy-eight
consecutive weeks prior to the first
publication of said notice.

Terry Weatherston

STATE OF IDAHO)
COUNTY OF MADISON)

On this 15th day of June
in the year of 1990, before me, a Notary
Public, personally appeared Terry
Weatherston, 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.

[Signature]

Notary Public for Idaho
Residing at Rexburg, Idaho
My commission expires: June 8, 1993

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

22-07474

PETERSON, JAY RONALD
PETERSON, JUDY ANNE
RT. 1 BOX 30-A
ST. ANTHONY, ID 83445
Source: GROUNDWATER
Diversion Pt. SESE Sec 22 T 07N R

40E
Use: IRRIGATION (2.800 CFS)
STOCKWATER (.020 CFS) DOMESTIC
(.250 CFS) Total Diversion: (3.000 CFS)
Date Filed: 1/3/1984

In: T07N R40E S22 NESE NWSE
SWSE-SESE-140.0 ACRES TOTAL

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. Pro-
tests must be filed with the Director, Dept.
of Water Resources, Statehouse Mail,
Boise, Idaho 83720 on or before JUNE
25, 1990.

R. KEITH HIGGINSON
Director

Publ. June 7 and 14, 1990HC.

OK
JL
7-2-90
MICROFILMED

JUL 19 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 26, 2003

JAY RONALD PETERSON
JUDY ANNE PETERSON
2169 E 200 N
ST ANTHONY ID 83445

RE: License No. 22-7474 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

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MAR 26 2003

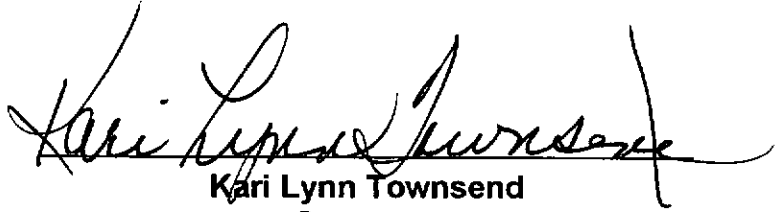
CERTIFICATE OF SERVICE

I hereby certify that on March 26, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

22-7474

**JAY RONALD PETERSON
JUDY ANNE PETERSON
2169 E 200 N
ST ANTHONY ID 83445**



**Kari Lynn Townsend
Secretary**

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MAR 26 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MAR 26 2003

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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MAR 14 1982

MEMORANDUM

TO: File 22-7474

FROM: KAY WALKER *KW*

RE: Phone conversations with the Peterson's

Date: March 24, 2003

.....

I had been out of the office on Monday, March 17th when Mr. and Mrs. Peterson each left a voice mail on my phone. I returned the call when I was back in the office on March 18th. I talked with Mrs. Peterson and we discussed questions and concerns they had about the licensing of this permit. The Peterson's were concerned that we were "cutting" their water back with the proposed license. After discussing how the examiner determined the amount of water recommended and how the water right process worked, Mrs. Peterson was satisfied, but uncertain whether she had gotten all the answers to questions her husband had.

I talked with Mr. Peterson on Thursday morning (March 20th) regarding the proposed license. Mr. Peterson is very concerned about the ground water levels in their area. He says several wells, close to his, have recently lost water and he was wondering how they would go about getting a new well drilled if the well they use for their trailer park went dry. They recently had their pump pulled and the driller is attempting to lower the pump in their well so they are not pumping air. They asked questions regarding replacement wells and future planned expansion of their trailer park.

The Peterson's were happy once their concerns were discussed.

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MAR 26 2003

RECEIVED
MAR 20 2003
Department of Water Resources

Mar. 17, 2003

Dear Mr. Kay Walker

The reason it has taken me so long to send the permit to you, is because we have tried on several occasions to contact your office about questions we have about the permit & the license. We have not had any return response from your office.

It would be nice to visit with you about how you arrived at your conclusions. I feel you should grant us time to meet with you or at least by phone so we can address our concerns. I feel you are greatly limiting our right as was described on the original two permits.

we are planning to expand our park by 10 to 12 acres with which means we will need twice to 3 times the amount of water you are allowing us in our license for our park, horse and livestock. We are planning to file with the Fremont Planning and zoning committee late this summer. we will need the proper amount of water in order to be granted an expansion in our park.

We have spent the last 25-30 years

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MAR 26 2003

planning this mobile park and other business development activities for our farm. There is no money in farming and my wife and I are getting older, we would ask you to reconsider the amount of water you are allowing us to use and take in account our need for expansion at this time.

I will sign the documents and pay the \$50. However you must realize we are being forced into making this choice by the power of your office.

We have not been given the right to express our concerns or have you contacted us to tell us about your findings after viewing our pumping facilities. I feel we should have the right to express our views and make plans for the future. How can we resolve this problem? We would like to know?

There are many domestic wells which are going dry. We have had to lower our pump and will probably have to lower it 20-30 more feet. If this does not work we will have to drill a new, & deeper well. This is the well that supplies water to our park & home. What are we required to do in this situation? We would really appreciate some answers.

We hope to hear from you in the near future.
Jay Peterson

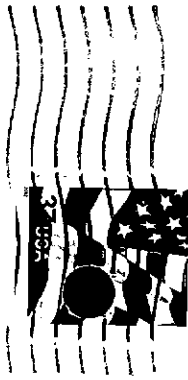
MICROFILMED
MAR 26 2005

Gay R. Peterson
2169 E 200 N
St. Anthony, ID 83445

83445

Box 319
code

State of Idaho
Department of Water Resources
1301 North Orchard St. Boise, ID 83726

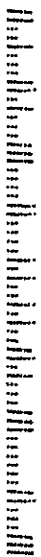


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MAR 25 2003

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MAR 25 2003

83706/2237





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 12, 2003

JAY RONALD PETERSON
JUDY ANNE PETERSON
2169 E 200 N
ST ANTHONY ID 83440

RE: Water Right Permit 22-07474

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed. I have not yet received the amendment. If I do not receive it within **10 days**, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Please note that there is a **\$50.00** filing fee for this amendment. A copy of the Application for Amendment is enclosed for your convenience.

If you have any questions regarding this matter, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

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MAR 26 2003

3-18-03 Peterson:
per mks. Peterson:
will Farmers' Friend
& Fremont Madison
along w/gw.
husband will call
me in P.M.
3-20-03 7:15 AM
Mr. Peterson - had
sent letter & all
gw declining last
2-3 yrs; per
drillers in area
may need to
redrill



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 20, 2003

JAY RONALD PETERSON
JUDY ANNE PETERSON
2169 E 200 N
ST ANTHONY ID 83440

RE: Water Right Permit No. 22-07474

Dear Permit Holders:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

☒ **Points of Diversion**
☒ **Places of Use**

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

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MAR 26 2003

LICENSE REVIEW CHECKLIST

Permit No. 22-7474 Date: 2-18-2003 Reviewer: Kay Walker

Change/OK

Name/Address

OK - fix zip code

Source

Point of Diversion:

OK
add
change

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use

add
stockplu

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s): Farmer's Friend Canal
File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 3.0 cfs
Fee Limit 2.0 cfs
Measured 1.0 cfs
Theoretical _____ cfs

Recommended Total Diversion Rate 1.0

Water Uses

OK Change (P46)

Season of Use per new Standards

4-1 10-31

Irrigation _____ cfs _____ af
Stockwater _____ cfs _____ af
Domestic _____ cfs _____ af
_____ cfs _____ af
_____ cfs _____ af
Total _____ cfs _____ af

Irrigation--overlap(R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

1.0 cfs x 1.9835 x 214 days = 424.469 (vs) 131 acres x 3.5 (FHR) = 458.5 af
2.5 (con)

Remarks:

~ 424.

Additional Conditions _____ Watermaster Control
_____ GW Measurement/Measuring Device

Other

Trust R55 - remove 051)

Non-trust (048)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? yes If yes, explain why below.
no

SRBA Claim?

NO

Adjust memo _____

Amend Letters

P87, S06

Second Amendment Notice

P49 S06

FEB 3 - 2003

Department of Water Resources
Page 1

Permit No: 22-7474

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 22-7474

Exam Date: 8/12/1996

9/2002

1. Current Owner: JAY RONALD PETERSON
2169 E 200 N
ST ANTHONY ID 83440
(208)458-4487JUDY ANNE PETERSON
2169 E 200 N
ST ANTHONY ID 83440
(208)458-44872. Accompanied by: Judy
Phone No:
Address:
Relationship to Permit Holder:3. SOURCETRIBUTARY

GROUND WATER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: Farmers friend Canal
-
2. Other water rights with the same point of diversion: NONE

see affidavit
on trust water
questionnaireC. DIVERSION AND DELIVERY SYSTEM1. LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW1/4SE1/4

Sec. 22, Twp 07N, Rge 40E, B.M.

FREMONT County

GROUND WATER SW1/4SE1/4

Sec. 22, Twp 07N, Rge 40E, B.M.

FREMONT County

Method of Determination:

FE/GPS/GIS

2.

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	40E	22													37.0	40.0	38.0	16.0	131.0

Total Acres: 131

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MAR 25 2003

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				<u>Totals</u>
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
07N 40E 22													X	X	X	X	

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				<u>Totals</u>
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
07N 40E 22															X		

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Method of Determination:

3. ☐ Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.
- ☒ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.
- ☒ Aerial Photo Attached (required for irrigation of 10+ acres).
- ☒ Photo of Diversion and System Attached

4.

<u>Well or Diversion ID No.*</u>	<u>Motor Make</u>	<u>Hp</u>	<u>Motor Serial No.</u>	<u>Pump Make</u>	<u>Pump Serial No. or Discharge Size</u>
North 6127		25 hp			
South 6128		10hp submersible			

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

Sonic meter

South well → 108 gal/min

North well → 339.9 gpm = 1.00 cfs

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

Measured Method:

Sonic meter

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MAR 26 2003

F. VOLUME CALCULATIONS**1. Volume Calculations for Irrigation:**

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3.5 \times 131 = 458.5$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 1.00(1.9835)214 = 425 \text{ AF/A}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$$

2. Volume Calculations for Other Uses:

$$\text{stockwater } 50 \text{ cattle} = 0.7 \text{ AF/A}$$

$$\text{domestic } 13 \text{ homes} \times 0.6 \text{ AF/A} = 7.8 \text{ AF/A}$$

(trailer park (12) + owners house)

G. NARRATIVE/REMARKS/COMMENTS

two wells/pumps to irrigation and domestic subdivision and stockwater.
 one well 25 hp to irrigation and stock. tag a0006127
 one well 10 hp to domestic and irrigation tag a0006128
 domestic is for one home and 12 trailer home park

Have conditions of permit approval been met? ☒ Yes ☐ No

H. RECOMMENDATIONS**1. Recommended Amounts**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.000 CFS	425.00 AF
STOCKWATER	01/01 to 12/31	0.020 CFS	0.70 AF
DOMESTIC	01/01 to 12/31	0.180 CFS	7.80 AF
<u>Totals:</u>		1.000 CFS	433.50 AF

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. AUTHENTICATION

Field Examiner's Name

DAVE CARLSON
 J. Wilson

Date

1/28/2003

Reviewer

Date

1-29-2003

MICROFILMED
 MAR 26 2003

+0 ft/s
+0E+0 gal/m
TOTAL 0001103 gal
-TOTAL 0000000 gal
NORMAL

99-08-11 08:30:35
+4.132E+0 ft/s
+3.421E+2 gal/m
TOTAL 0001441 gal
-TOTAL 0000000 gal
NORMAL

99-08-11 08:31:35
+4.086E+0 ft/s
+3.383E+2 gal/m
TOTAL 0001783 gal
-TOTAL 0000000 gal
NORMAL

99-08-11 08:32:35
+4.160E+0 ft/s
+3.445E+2 gal/m
TOTAL 0002123 gal
-TOTAL 0000000 gal
NORMAL

99-08-11 08:33:35
+4.090E+0 ft/s
+3.393E+2 gal/m
TOTAL 0002463 gal
-TOTAL 0000000 gal
NORMAL

99-08-11 08:34:35
+4.094E+0 ft/s
+3.390E+2 gal/m
TOTAL 0002804 gal
-TOTAL 0000000 gal
NORMAL

99-08-11 08:35:35
+4.160E+0 ft/s
+3.445E+2 gal/m
TOTAL 0003144 gal
-TOTAL 0000000 gal
NORMAL

99-08-11 08:36:35
+4.050E+0 ft/s
+3.361E+2 gal/m
TOTAL 0003485 gal
-TOTAL 0000000 gal
NORMAL

99-08-11 08:37:35
+4.074E+0 ft/s
+3.373E+2 gal/m
TOTAL 0003823 gal
-TOTAL 0000000 gal
NORMAL

99-08-11 08:38:35
+4.066E+0 ft/s
+3.366E+2 gal/m
TOTAL 0004162 gal
-TOTAL 0000000 gal
NORMAL

99-08-11 08:39:35
+4.100E+0 ft/s
+3.476E+2 gal/m
TOTAL 0004504 gal
-TOTAL 0000000 gal
ABNORMAL

99-08-11 08:40:35
+4.214E+0 ft/s
+3.489E+2 gal/m
TOTAL 0004856 gal
-TOTAL 0000000 gal
NORMAL

+3.489E+2 gal/m
TOTAL 0004856 gal
-TOTAL 0000000 gal
NORMAL

339.9 gpm

14.3 gpm

99-08-11 08:27

SITE SETUP	
PIPE PARAMETER	
SITE NAME	
OUTER DIAMETER	6.020in
PIPE MATERIAL	CARBON STEEL
WALL THICKNESS	0.1020in
LINING MATERIAL	NO LINING
LINING THICKNESS	0.000in
KIND OF FLUID	WATER
SENSOR MOUNTING	V
SENSOR TYPE	FLG1S
TRANS. VOLTAGE	1TIME

North well

A0006127

MICROFILMED
MAR 26 2003

22-7474

00-09-21 08:59:00
+0.000E+0 ft/s
+0.000E+0 gal/m
+TOTAL 0000000 gal
-TOTAL 0000000 gal
NORMAL

127 gals/min

00-09-21 08:59:59
+2.511E+0 ft/s
+1.067E+2 gal/m
+TOTAL 0000113 gal
-TOTAL 0000000 gal
NORMAL

1:58 1.966 min

105.8 GPM

00-09-21 09:00:59
+1.306E+0 ft/s
+7.381E+1 gal/m
+TOTAL 0000208 gal
-TOTAL 0000000 gal
NORMAL

00-09-21 09:02:30
+0.000E+0 ft/s
+0.000E+0 gal/m
+TOTAL 0000000 gal
-TOTAL 0000000 gal
NORMAL

129 GPM

1:48 = 1.8 min

00-09-21 09:03:29
+2.530E+0 ft/s
+1.075E+2 gal/m
+TOTAL 0000111 gal
-TOTAL 0000000 gal
NORMAL

107.8 GPM

00-09-21 09:04:29
+3.139E-2 ft/s
+1.203E+0 gal/m
+TOTAL 0000194 gal
-TOTAL 0000000 gal
NORMAL

86 GPM

00-09-21 09:05:00

SITE SETUP	
SITE NAME	
OUTER DIAMETER	4.5300in
PIPE MATERIAL	CARBON STEEL
WALL THICKNESS	0.2220in
LINING MATERIAL	NO LINING
LINING THICKNESS	0.0000in
KIND OF FLUID	WATER
SENSOR MOUNTING	V
SENSOR TYPE	FLD12
TRANS. VOLTAGE	1TIME
	MICRO

MAR 20 2003

00-09-21 08:48:59
+6.542E-1 ft/s
+2.674E+1 gal/m
+TOTAL 0000000 gal
-TOTAL 0000000 gal
NORMAL

A0006(2)

PSI RANGE
FROM 35 PSI
TO 62 PSI

00-09-21 08:49:58
+2.610E+0 ft/s
+1.066E+2 gal/m
+TOTAL 0000114 gal
-TOTAL 0000000 gal
NORMAL

108 GPM

00-09-21 08:50:58
+0.000E+0 ft/s
+0.000E+0 gal/m
+TOTAL 0000195 gal
-TOTAL 0000000 gal
NORMAL

00-09-21 08:52:22
+1.587E+0 ft/s
+6.486E+1 gal/m
+TOTAL 0000000 gal
-TOTAL 0000000 gal
NORMAL

00-09-21 08:53:21
+2.607E+0 ft/s
+1.065E+2 gal/m
+TOTAL 0000116 gal
-TOTAL 0000000 gal
NORMAL

1:47

1.783 min

00-09-21 08:54:21
+0.000E+0 ft/s
+0.000E+0 gal/m
+TOTAL 0000193 gal
-TOTAL 0000000 gal
NORMAL

108.2 GPM

00-09-21 08:55:21
+0.000E+0 ft/s
+0.000E+0 gal/m
+TOTAL 0000000 gal
-TOTAL 0000000 gal
NORMAL

00-09-21 08:55:41
+8.092E-1 ft/s
+3.307E+1 gal/m
+TOTAL 0000000 gal
-TOTAL 0000000 gal
NORMAL

1:46

1.766 min

00-09-21 08:56:40
+1.538E+0 ft/s
+1.278E+2 gal/m
+TOTAL 0000114 gal
-TOTAL 0000000 gal
NORMAL

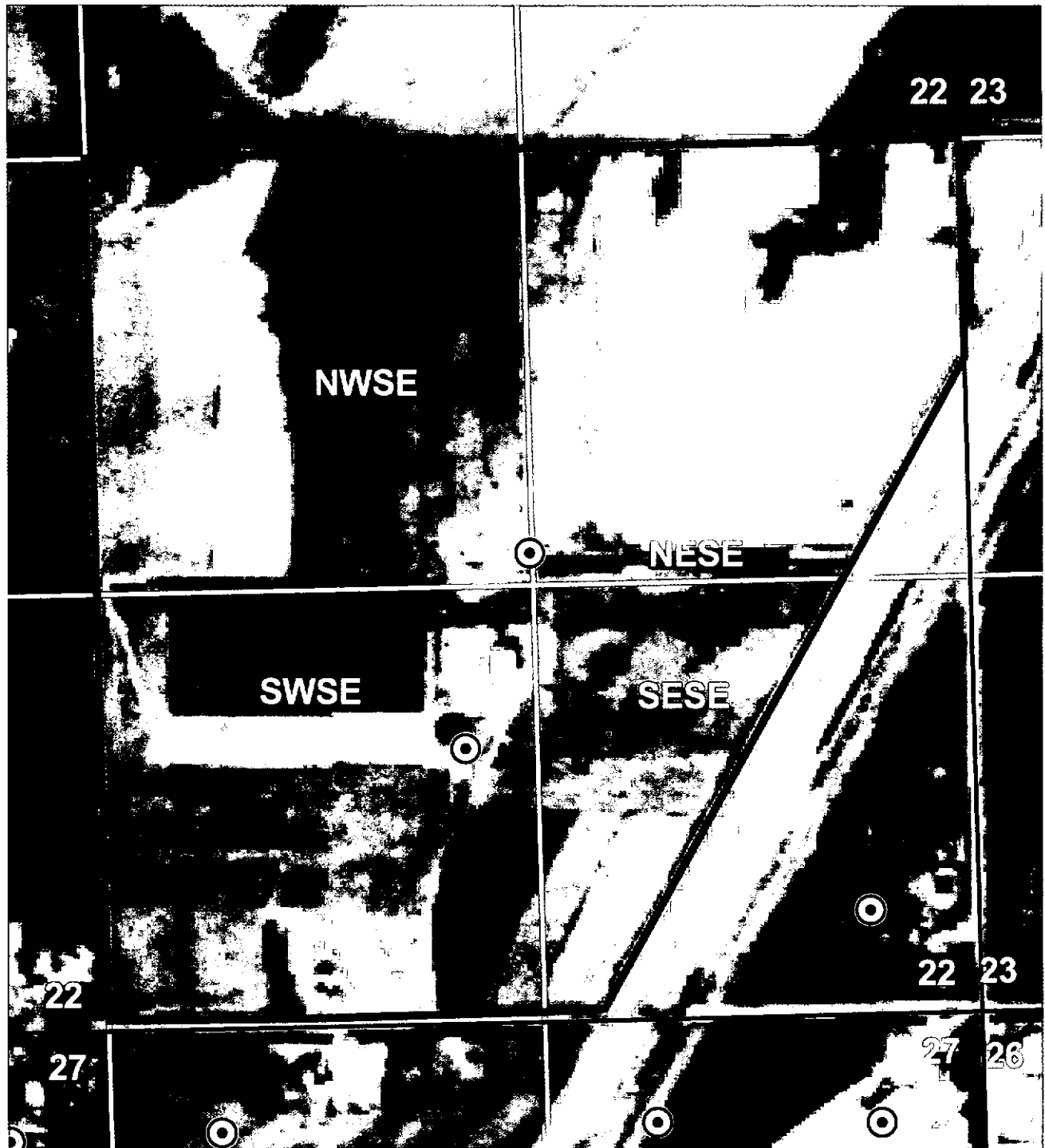
110.9 GPM

00-09-21 08:57:40
+0.000E+0 ft/s
+0.000E+0 gal/m
+TOTAL 0000196 gal
-TOTAL 0000000 gal
NORMAL

South well

22-7474

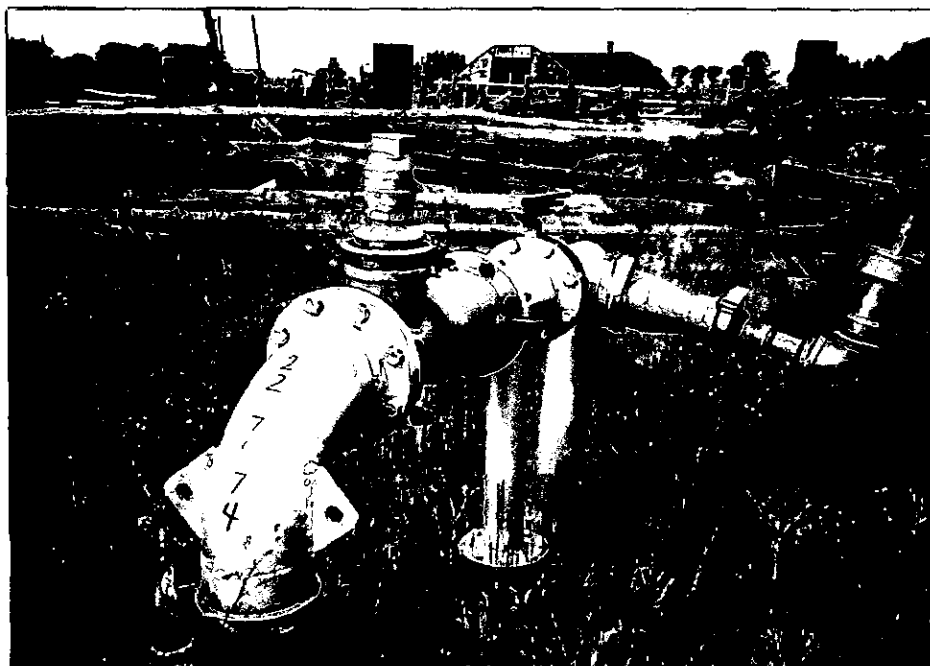
22-07474



T07N, R40E, sec 22

MICROFILMED

MAR 26 2003



MICROFILMED

MAR 26 2003

22-7474

August 10, 1994

JUDY ANN & RONALD PETERSON
2169 E 200 N
ST ANTHONY ID 83440

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 22-07474

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,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

AUG 15 1994

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 22-7474

Reviewed by Jfj

Date 7/28/94

GENERAL CONSIDERATIONS

yes Name same as permit?
no Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Don, Irr, stock

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

no 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?
125.00 Amount Submitted
yes Correct?

MEASURING DEVICE

no Required?
yes 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

Return for Signature
8/10 - Proof acceptable

DATA ENTRY

New Address 2169 E 200 N
Stanthony, ID. 83440

Proof Made 7/22/94

August 1, 1994

Jay R. & Judy Anne Peterson
2169 E 200 N
St. Anthony, ID 83440

RE: Permit No. 22-07474

Dear Permit Holder:

Returned is the Proof of Beneficial Use you submitted to this office in connection with the above referenced permit. In order for the department to accept the form, it needs to be signed and dated on line ten (10).

Please sign and date the proof on the hi-lighted line and return the original proof within thirty (30) days of receipt of this mailing. Please address all correspondence directly to me.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

RECEIVED

AUG 15 1994

May 31, 1994

JUDY ANNE PETERSON
JAY RONALD PETERSON
RT. 1 BOX 30-A
ST. ANTHONY ID 83445

PROOF DUE NOTICE

RE: PERMIT NO. 22-07474

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, 1994. (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.

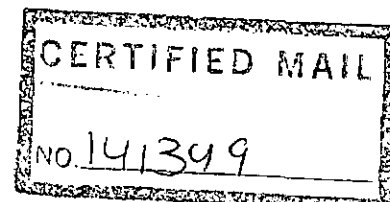
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED
AUG 15 1994



S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
July 13, 1990

JUDY ANNE PETERSON
JAY RONALD PETERSON
RT. 1 BOX 30-A
ST. ANTHONY, ID 83445

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P22-07474

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.

Please be advised that water quality is subject to regulations of the Idaho Department of Health and Welfare. We suggest that you check with them before starting construction.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier

RECEIVED

JUL 19 1990

priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

WILKINSON

JUN 19 1990

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Keith C Wilson APPLICATION NUMBER: 22 7474

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____
Date: _____
Comments: _____

- ☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☒ Yes ☐ No Other rights on same place of use. 21-4054 (Teton River)
☒ Yes ☐ No* In form for advertising.
Final date for protests: _____
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: _____
☐ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☐ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☐ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required. Flow Task Force Memo 01-P05
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 01-P05
1-3-1984 Date of priority recommended.
Special conditions of approval or cover letter. _____

Trust Water
allow 4 yrs. to develop-

By: _____ Date: _____

STATE OFFICE REVIEW:

P10, P05, P23, P17

51 52 53 46 26

☐ See attached sheet for more information.
By: KW

Date: 7/3/90 MAR 21 1990

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

MAY 29, 1990

Herald Chronicle
Box 10
Rexburg, ID 83440

Dear Legal Dept.:

Enclosed you will find legal notices 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 JUNE 25, 1990.

Yours truly,

SHARLA CURTIS
Secretary

Encl.

RECEIVED

JUL 19 1990

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

22-07474

PETERSON, JAY RONALD
PETERSON, JUDY ANNE
RT. 1 BOX 30-A
ST. ANTHONY, ID 83445

Source: GROUNDWATER

Diversion Pt: SESE Sec 22 T 07N R 40E

Use: IRRIGATION (2.800 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.250 CFS)
Total Diversion: (3.000 CFS)

Date Filed: 1/ 3/ 1984

In: T07N R40E S22 NESE NWSE SWSE SESE

140.0 ACRES TOTAL

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, Statehouse Mail, Boise, Idaho 83720 on or before JUNE 25, 1990.

Published 6/ 7/1990 & 6/14/1990

R. Keith Higginson, Director

RECORDED

JUL 19 1990

MEMORANDUM

TO: FILE/APPLICATION NO. 22-7474

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 5-25-90

=====

The applicant has returned the trust water questionnaire and has noted that the groundwater source under this application is a supplemental source to surface water. It appears that applicant has developed two wells, one 8 inch well which has supplied supplemental water to 30 to 60 acres and a 16 inch well which has not yet been hooked up to a power source and thus has not been used for any beneficial use. Applicant further states that 130 of the 140 acres under the application will be irrigated upon completion of the entire project, which includes domestic use for 30 homes.

The IDWR remote sensing data and overlap report shows that 137 of 140 acres are classified as irrigated in 1986. One decreed right and one statutory claim under Farmers Friend Canal Co. are listed as appurtenant to the same land.

This supplemental filing will constitute a trust water diversion, but the acreage under the filing will not be counted as trust water acreage since it was developed prior to 1984 with existing water rights.

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JUL 19 1990

PAGE: 1

PLACE OF USE 1/4 1/4 OVERLAP REPORT

05/25/90

WR-NUMBER	NAME	SIG	SOURCE	T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	SUM
2207474	FARMERS FRIEND CANAL C D		HENRYS FORK SNAKE RI	07N	40E	22	:	:	:	:	:	:	:	:	
0100269	FARMERS FRIEND CANAL C D		HENRYS FORK SNAKE RI	07N	40E	22	:	:	:	:	:	:	:	:	
0100337	ST. ANTHONY UNION CANA D		HENRYS FORK SNAKE RI	07N	40E	22	:	:	:	:	:	:	:	:	
0100347	FARMERS FRIEND CANAL C S		HENRYS FORK SNAKE RI	07N	40E	22	:	:	:	:	:	:	:	:	
0104016	NORTH FORK RESERVOIR C L		HENRYS LAKE	07N	40E	22	:	:	:	:	:	:	:	:	
2102074	NORTH FORK RESERVOIR C L		HENRYS LAKE	07N	40E	22	:	:	:	:	:	:	:	:	
2102152	NORTH FORK RESERVOIR C L		DRY CREEK	07N	40E	22	:	:	:	:	:	:	:	:	
2102154	NORTH FORK RESERVOIR C L		HENRYS LAKE	07N	40E	22	:	:	:	:	:	:	:	:	
2102161	NORTH FORK RESERVOIR C L		TEIION RIVER	07N	40E	22	:	:	:	:	:	:	:	:	
2200163A	BEARD	D	TEIION RIVER	07N	40E	22	:	:	:	:	:	:	:	:	
2204036	WILFORD CANAL CO.	S	TEIION RIVER	07N	40E	22	:	:	:	:	:	:	:	:	
2204037	WILFORD CANAL CO.	S	TEIION RIVER	07N	40E	22	:	:	:	:	:	:	:	:	
2204126	RICE	S	GROUNDWATER	07N	40E	22	:	:	:	:	:	:	:	:	
2207474	PETERSON	A	GROUNDWATER	07N	40E	22	:	:	:	:	:	:	:	:	
NO-MAPPING-INFO-AVAILABLE															
(1986 mapping data)															
(microfiche)															
SUM															
														33 40 35 29	137

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JUL 19 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
MAY 24 1990

Department of Water Resources

Application No. 22-7474

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes ☒ No ☐

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes ☒ No ☐

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain restrictions and/or conditions. You may be asked to verify uses established prior to October, 1984.)

130 acres

Trust
Affid

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. _____

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. 130 acres

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

105 Shares Farmers Friend Canal + (8" well 120 ft depth 10 HP Pump)

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant

Jay R. Peterson

JUL 19 1990

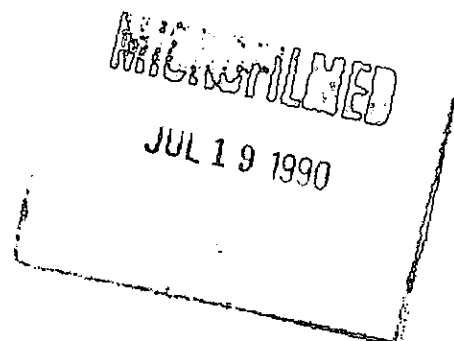
Date

May 15, 1990

We have placed the power source 50% of the way to the 16" well head and plan to complete the power source and instal a 10-20 HP pump as a back-up source of water to our surface water source.

We have been providing water to 7 home dwellings for the last 8 years and water 30 head of cattle and irrigating 30-60 acres with water from 8" inch well. ↓ over

We have also cleaned out the 16" well at a cost of \$1000.00. This particular well dates back to the 1940's. It would be a shame to have it terminated.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
MAY 24 1990

*COPY RETURNED
W/ TRUST WATER
QUESTIONNAIRE
Not an Amendment*

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of applicant Jay Ronald or Judy Anne Peterson Phone 458-4487

Post office address Rt. #1, Box 30-A St. Anthony, ID 83445

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

3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 22 Township 7N

Range 40E B.M. Fremont County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.80 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.25 for Domestic 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)

5. Total quantity to be appropriated:

a. 3.00 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump with lines to sprinklers
water troughs and subdivision.

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 220 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 22 Township 7N

Range 40E B.M.

(2) Amount of power to be generated: _____ horsepower under 30-50 head feet of head.

(3) List number of each kind of livestock to be watered 14 head of cattle.

plus provide water to 30 homes + 130 acres irrigate

(4) Name of municipality to be served _____ or number of families to be
supplied with domestic water 30

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

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JUL 19 1990

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	40E	22													40	40	40	20	140

Total number of acres to be irrigated 140

c. Describe any other water rights used for the same purposes as described above. Shares in
Farmer's Friend Canal (105 shares) + Storage Water with Fremont-Melton

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

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

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

10. Remarks The use of the water from the 16", 8" and surface water are vital to our operational success. Even though our project is not a 100% complete we have made great progress towards our goal.

-
- This is a detailed map of a section of the Teton River in Idaho. The map is overlaid with a grid. Key features include:
- Grid Coordinates:** The map is labeled with "R 40E" and "T 7N".
 - Geographic Features:**
 - TETON RIVER:** Flows diagonally from the bottom left towards the top right.
 - Point of Diversion:** A specific location marked on the river.
 - UNION PACIFIC:** A railroad line running parallel to the river.
 - CANALS:** Labeled include "CONSOLIDATED CANAL", "SALEM", "NORTH BRANCH", and "PINCOCK RIVER".
 - DITCHES:** Labeled include "PINCOCK GARNER DITCH".
 - County Labels:** "FREMONT CO" and "MADISON CO" are visible.
 - Other Labels:** "SALEM", "NORTH BRANCH", "PINCOCK", and "GARNER DITCH" are also present.
 - Stamp:** A "MICROFILMED" stamp is located at the bottom right, with the date "JUL 19 1990" below it.

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.

RECEIVED

JUL 19 1990

Jay R. Peterson
(Applicant)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 4, 1990

RE: APPLICATION FOR PERMIT NO. 22-7474

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, the Department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (in particular, Rules 4,5,3. thru 4,5,3,5, apply to your project if it is more than 200 acres).

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JUL 10 1990

Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

MICROFILMED

JUL 19 1980

22-7474

PETERSON, JAY RONALD &/or JUDY ANNE

RT. 1, BOX 30-A, ST. ANTHONY, ID 83445

Source: GROUNDWATER

Date Filed: 01/03/1984

Diversion Pt: SESE Sec 22 T 07N R 40E

Use: IRRIGATION	(2.80 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.25 CFS)

In: NESE NWSE SWSE SESE Sec 22 T 07N R 40E FOR 140 ACRES

MICROFILMED

JUL 19 1990

November 22, 1983

Jay Peterson
Rt.#1, Box 30-A
St. Anthony, ID 83445

Dear Mr. Peterson:

Enclosed is an application for permit which I think might fit your needs. Please review this and bring it with you when you come in as you mentioned in our telephone conversation.

Please remember that all new applications for consumptive use will be held at this time and the possibilities of approval do not look promising.

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:jk

Enclosure

RECEIVED

JUL 19 1990



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup - Suite 1
Idaho Falls, Idaho 83401
(208) 525-7161

July 7, 1983

Jay Ronald & Judy Anne Peterson
Rt. 7, Box 30-A
St. Anthony, ID 83445

Dear Claimant:

This office is in receipt of a Claim to a Water Right filed in your name. Please be advised that the claim cannot be formally receipted until the following information is provided:

- _____ Complete name.
- _____ Complete mailing address.
- ☒ Date of priority (month, day, and year). *ONLY ONE DATE PER CLAIM*
- _____ Source of water.
- ☒ Quantity claimed to have been used. *200 gpm = 0.44 cfs*
- ☒ Nature of use and period of use. *Commercial Use?*
- _____ Location of point(s) of diversion.
- _____ Location of place of use (acres irrigated if water is claimed for irrigation).
- _____ Filing Fee (Amount \$ _____).
- _____ Signature.
- _____ Notarization of signature.
- _____ Other: *File one claim for 1960 well for only those uses in 1960*
File application for permit for 1976 well

MICROFILMED

JUL 19 1990

Please note that your claim has been stamped and initialed as received. If you amend this claim by adding the needed information and return the claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Encl: Check #92-72 for \$30.00

Sincerely,

Keith C. Wilson

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

VOID

To appropriate the public waters of the State of Idaho

1. Name of applicant Jay Ronald + Judy Anne Peterson Phone 458-4487
Post office address R.T. #1 Box 30-A St. Anthony Idaho 83445
2. Source of water supply 16" Well which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 22 Township 7N
Range 40E B.M. Fremont County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

2.80
Amount 200-300 for irrigation purposes from June to Aug (both dates inclusive)
(cfs or acre-feet per annum)
Amount 100-200 for domestic purposes from Jan 1 to Dec 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:

a. _____ cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. The water from 16" well described will be used as a back-up well and as our main source of irrigation for our farm
b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16" inches; proposed depth of well is 220 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section: 22 Township 7N
Range 40E B.M.
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.
(3) List number of each kind of livestock to be watered 14 head of cattle

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

(5) If water is to be used for other purposes describe: We may use the 16" well as a pick-up to handle increased demands on our commercial development.

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

[illegible]

Total number of acres to be irrigated *140*

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

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

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

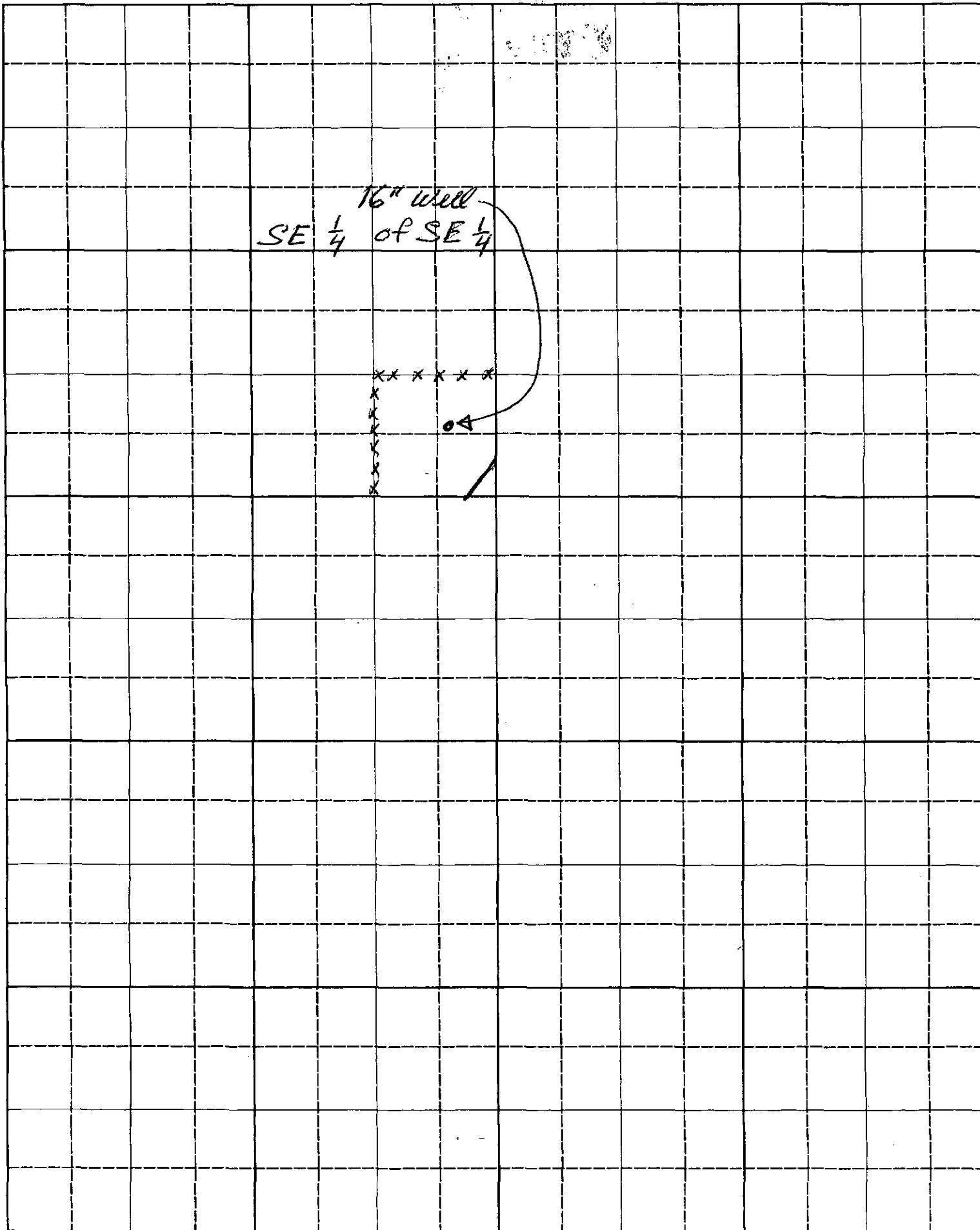
10. Remarks *The 4" well described was*

Remarks The 16" well described was
drilled and pumped before 1960

100-443887-1

JUL 19 1999

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



Scale: 2 inches equal 1 mile.

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

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JUL 19 1990

Jay R. Peterson
(Applicant)

Received by CW Date 8-29-83 Time 3:30P
Preliminary check by _____ Fee \$ 30.00
Receipted by BP Date 8/29/83 # 29648
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

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. Other:

RECORDED
JUL 19 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that

Jay Ronald + Judy Anne Peterson
(Name of Claimant)

(Name of Claimant)

RT 1st Box 30-A St. Anthony Idaho 83445 Telephone No. 458-4487

(Mailing Address)

(Zip Code)

Telephone No. 458-4487

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use)

1976

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

8" domestic well

tributary to

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

				(Both dates inclusive)	
(cfs, af)	Per.	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)	
Quantity <u>200 gal min</u>	Use <u>Farm irrigation</u>	Period of Use From <u>June</u>	To <u>August</u>		
Quantity _____	Use _____	Period of Use From _____	To _____		
Quantity <u>11</u>	Use <u>stock</u>	Period of Use From <u>oct.</u>	To <u>April</u>		
Quantity <u>11</u>	Use <u>domestic</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec 31</u>		
Quantity <u>11</u>	Use <u>Commercial</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec 31</u>		

(4) _____ TOTAL QUANTITY USED. *we will start putting our well*
(cfs, af) *to commercial use in the fall of 1983 - spring of 84.*

[cfs, af]

to commercial use in the fall of 1983 - spring of 84.

- (5) A) Point of diversion: (Location of point where water is diverted from its source) overnight + Imobel George Park
SE ¼ SE ¼, Sec. 22 Twp. 7N Rge. 40E B.M., County of Fremont

Additional points of diversion: 8" well described above is pumped by 10 H.P.

Swamp. Water flows into 4" pipe line 2000 ft in length.

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres *140*

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: The 8" well described above is used in a sub-division for a central water system. The sub-division includes 8660 acres of land. This same well will be used to supply water to mobile home park and overnight camping.

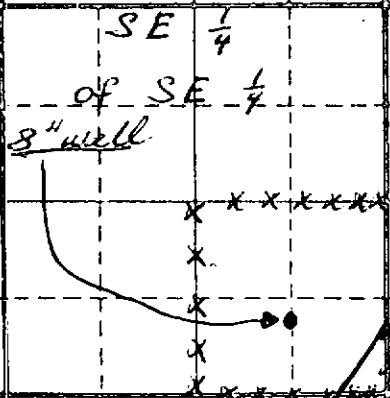
NOTE: Include here the type and number of stock watered: 14 head of cattle

- (7) If you are claiming water as a member of an organization, list name of organization: Indian of Canada

(8) Remarks

T 7 N 40 E Sec 22

SE $\frac{1}{4}$
OF SE $\frac{1}{4}$
8" well



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

)

) ss.

County of

)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Jay R. Peterson
(Claimant)

Sworn to before me this _____ day of _____, 19____.

Notary Public
Residing at

RECEIVED

My commission expires _____

JUL 19 1990

FOR DEPARTMENT USE ONLY

Received by CW

Date

8/29/83

Exception filed by:

Prelim. check by

Date

8/29/83 #29647

\$30.00 fee received by BR

Date

Published in

Dates

Forwarded to
claimant by:

Date: