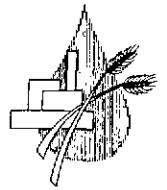


Received by S.M. Date 5-27-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by SM Date 5/27/83 claimant by: _____
\$30.00 fee received by BP Date 5/26/83 #26317
Published in Fremont County Chronicle
Dates 6/9 - 6/16/83

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 Dyle B. or Ila or Ben Peterson
Rt. 1, Box 167, St. Anthony, ID 83445 Telephone No. _____
(Mailing Address) (Zip Code)

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) May 15, 1949

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)
Groundwater 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:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.04 cfs</u>	Use	<u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>0.07 cfs</u>	Use	<u>Stockwater</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	_____	Use	_____	Period of Use From _____	To _____
Quantity	<u>0.11 cfs</u>	TOTAL QUANTITY USED.			

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 SE 1/4, Sec. 9 Twp. 7N Rge. 41E B.M., County of Fremont
Additional points of diversion: _____

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. Well, pump, pressure tank with distribution lines to domestic home and stock troughs

(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.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	41E	9																X	

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: 300 head range cattle

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

A hand-drawn map on a grid background showing a river system. The map includes labels for 'R41E', 'BRANCH', 'CROSSCUT', 'SOUTH', 'Levee', 'Siphon', '1ST ANTHONY', 'BM 5030', '5019', '5047', '5000', '5040', and '15'. A handwritten note 'Point of Diversion and Place of Use' with an arrow points to a specific location on the river. The map is oriented with North at the top.

Assisted By Kcw 5-26-83 FOR DEPARTMENT USE ONLY

Received by <u>S.M.</u>	Date <u>5-27-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SM</u>	Date <u>5/27/83</u>		claimant by:	
\$30.00 fee received by <u>BP</u>	Date <u>5/26/83</u> #26317			
Published in <u>Fremont County Chronicle</u>				
Dates <u>6/9 - 6/16/83</u>				

THE CHRONICLE-NEWS

ST. ANTHONY, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Fremont }

I, Carol R. Nash

being first duly sworn, depose and say, that I am the printer of THE CHRONICLE-NEWS, a weekly newspaper printed and published weekly at St. Anthony, Fremont County, Idaho; and I do solemnly swear that the

Notice of Claims to Water Rights

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 hav-

ing been made on June 9, 1983 and the last publication having been made

on June 16, 1983

Further, that said newspaper is one of general circulation in said county, that it is a legal newspaper, conforming to legal specifications under the 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 the said notice.

Carol R. Nash

Subscribed to and sworn to before me
this June 17, 1983

Jerome Danner
(SEAL) Notary Public.

My commission expires lifetime

RECEIVED

JUL 18 1983

NOTICE OF CLAIMS TO WATER RIGHTS

Department of Water Resources
Eastern District Office

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

21-4110
SCHMARDEBECK, GAIL &/or LYLE
HOLMES, ELMA
RT. 2, BOX 55A, ST. ANTHONY, ID
83445
Source: GROUNDWATER
Priority Date: 04/01/1948
Diversion Pt: NESW Sec 13 T 07 NR 39E
Use: STOCKWATER (0.02 CFS),
DOMESTIC (0.04 CFS)
In: NESW Sec 31 T 07 NR 39E

22-4106
PETERSON, DYLE B. &/or ILA
RT. 1, BOX 167, ST. ANTHONY, ID
83445
Source: GROUNDWATER
Priority Date: 07/31/1900
Diversion Pt: SWSW Sec 20 T 07 NR 41E
Use: STOCKWATER (0.07 CFS),
DOMESTIC (0.04 CFS)
In: SWSW Sec 20 T 07 NR 41E

22-4107
PETERSON, DYLE B. &/or ILA
RT. 1, BOX 167, ST. ANTHONY, ID
83445
Source: GROUNDWATER
Priority Date: 10/30/1948
Diversion Pt: SWSW Sec 10 T 07 NR 41E
Use: STOCKWATER (0.07 CFS),
DOMESTIC (0.04 CFS)
In: SWSW Sec 10 T 07 NR 41E

22-4108
PETERSON, DYLE B. &/or TAD
RT. 1, BOX 167, ST. ANTHONY, ID
83445
Source: GROUNDWATER
Priority Date: 06/15/1900
Diversion Pt: NWSW Sec 10 T 07 NR 41E
Use: STOCKWATER (0.10 CFS),
DOMESTIC (0.04 CFS)
In: NWSW Sec 10 T 07 NR 41E

22-4109
PETERSON, DYLE B. &/or ILA &/or BEN
RT. 1, BOX 167, ST. ANTHONY, ID
83445
Source: GROUNDWATER
Priority Date: 05/15/1948
Diversion Pt: SESE Sec 09 T 07 NR 41E
Use: STOCKWATER (0.07 CFS),
DOMESTIC (0.04 CFS)
In: SESE Sec 09 T 07 NR 41E
Exceptions to a claim may be filed with the
Director, Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho
83402.

KEN DUNN:
Director

Publ. June 9 and 16, 1983CN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 27, 1983

MICROFILMED

DYLE B. PETERSON
ILA PETERSON
BEN PETERSON
RT. 1, BOX 167
ST. ANTHONY

ID 83445

RE: Claim No. 22-4109

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

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

July 6, 1983

RE: Claim to a Water Right No. 21-4110 SCHMARDEBECK OR HOLMES
22-4107 PETERSON
22-4106 "
22-4109 "
22-4198 "

Fremont County Chronicle
Box 568
St. Anthony, ID 83445

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on June 9 and 16, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

RECORDED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Steve McCormick

Right Number 22 4109 Applicant Dyle Peterson

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By Ernest Carlson Date July 25, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By RC Date 7/29/83

RECEIVED
JUL 29 1983
Department of Water Resources
CW

June 27, 1983

RECEIVED

IDENT. NO. 22 4109

WATER RIGHT
DATA ENTRY LOG

[illegible]

RECEIVED

22-4109

PETERSON, DYLE B. &/or ILA &/or BEN
RT. 1, BOX 167, ST. ANTHONY, ID 83445

Source: GROUNDWATER

Priority Date: 05/15/1949

Diversion Pt: SESE Sec 09 T 07N R 41E

Use: STOCKWATER (0.07 CFS)
DOMESTIC (0.04 CFS)

In: SESE Sec 09 T 07N R 41E