

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss.

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 29th day of November, 19 79, last publication having been made on the 6th day of December, 19 79, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 7th day of December, 19 79

J. Robb Brady
Kareydale
Notary Public

My commission expires April 5, 19 83

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use: 35-4078

YAMASAKI, SAM
ROUTE 5, BOX 237, IDAHO FALLS, ID 83401

Source: GROUNDWATER

Priority Date: 01/01/1940

Amount: 0.20 CFS

Diversion Point: SWNW Sec 26 T 03N R 37E, BONNEVILLE Co.

Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31

STOCKWATER (0.14 CFS) from 01/01 to 12/31

Place to Use: SWNW NWSW Sec 26 T 03N R 37E

Diversion Means: WELL

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Boise, Idaho 83709.

C. STEPHEN ALLRED

Director

Published: Nov. 29 and Dec. 6, 1979

ok
kw
1/2/80
RECEIVED

DEC 20 1979

Department of Water Resources
Eastern District Office

MICROFILMED

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 Sam Yamasaki
(Name of Claimant)
Route #5, Box 237, Idaho Falls, ID 83401 Telephone No. 522-8690
(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) January, 1940

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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>.06 cfs</u>	Use <u>domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity	<u>.14 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		Use _____	Period of Use From _____	To _____

(4) .20 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ NW ¼, Sec. 26 Twp. 3N Rge. 37E B.M., County of Bonniville
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.

(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.

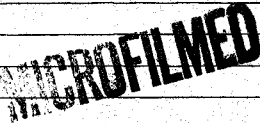
T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	37E	26							X			X							

No. of acres _____

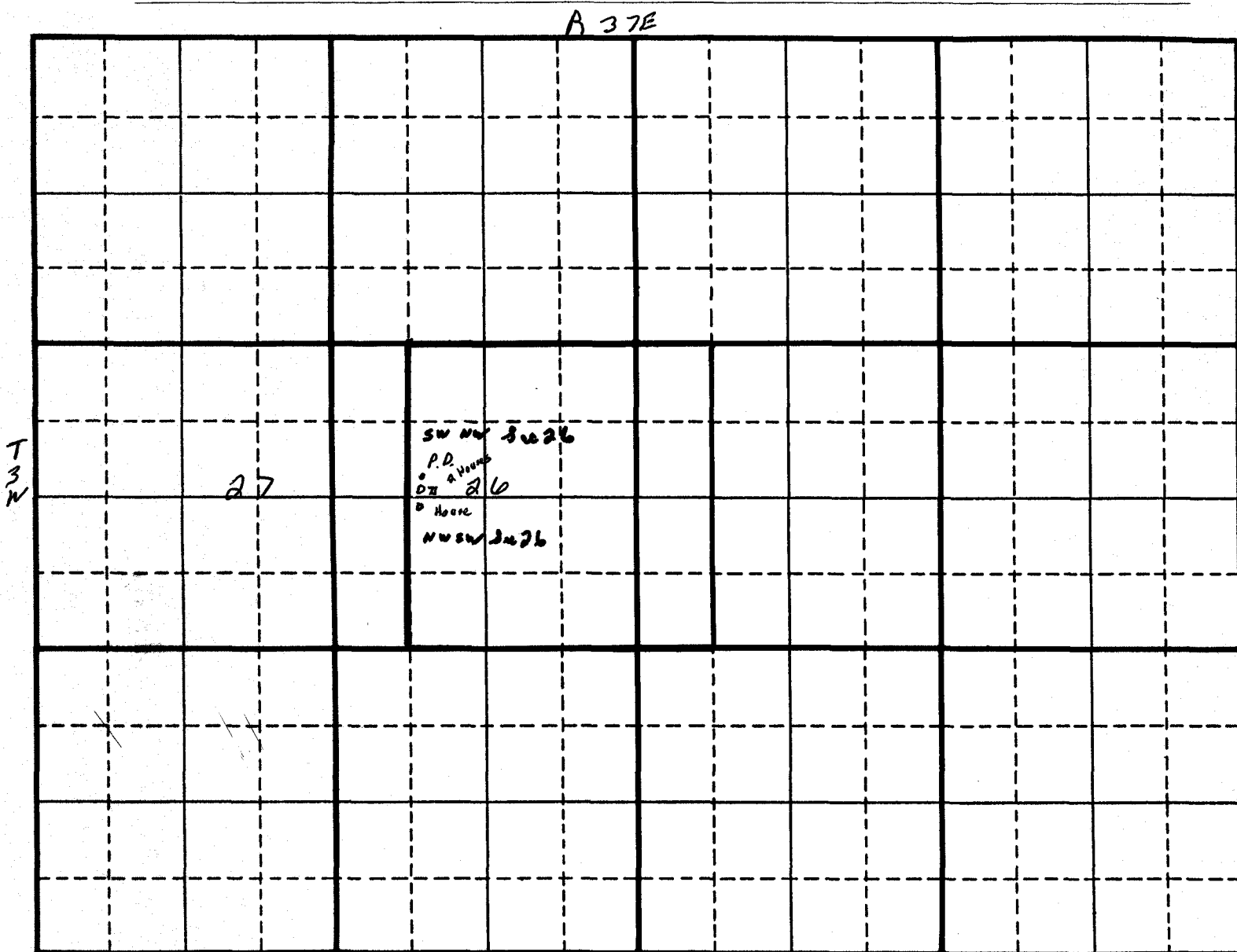
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 3 homes and stockwater

NOTE: Include here the type and number of stock watered: 500 range cattle

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



(8) Remarks _____



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)
County of Bonneville) ss.

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.

Sworn to before me this 20 day of November, 1979.

Sam Geraschi
(Claimant)
Kathryn A. Walker
Notary Public
Residing at Idaho Falls

My commission expires life

FOR DEPARTMENT USE ONLY

Received by <u>SC</u>	Date <u>11/20/79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>gc</u>	Date <u>11/20/79</u>		claimant by:	
\$20.00 fee received by <u>kw</u>	Date <u>11/20/79</u>	<u>#15409</u>		
Published in <u>The Post Register</u>				
Dates <u>11/29 & 12/06/79</u>				

Proof of Publication

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County of Bonneville } ss.

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That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 29th day of November, 19 79, last publication having been made on the 6th day of December, 19 79, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 7th day of December, 19 79.

Karen J. Kade
Notary Public

My commission expires April 5, 19 83

NOTICE OF CLAIMS TO WATER RIGHTS
Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use: 35-4078
YAMASAKI, SAM
ROUTE 5, BOX 237, IDAHO FALLS, ID 83401
Source: GROUNDWATER
Priority Date: 01/01/1940
Amount: 0.20 CFS
Diversion Point: SWNW Sec 26 T 03N R 37E, BONNEVILLE Co.
Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31
STOCKWATER (0.14 CFS) from 01/01 to 12/31
Place to Use: SWNW NWSW Sec 26 T 03N R 37E
Diversion Means: WELL
Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Boise, Idaho 83709
C. STEPHEN ALLRED
Director
Published: Nov. 29 and Dec. 6, 1979

RECEIVED

DEC 20 1979

Department of Water Resources
Eastern District Office

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Ernest Carlson

Right Number 35-4078 Applicant Yamasaki

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 1/03/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jmi Date 1/18/80

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

DECEMBER 18, 1979

SAM YAMASAKI
ROUTE 5
BOX 237
IDAHO FALLS ID 83401

RE: Claim No. 35-4078

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

Enclosure

December 18, 1979

RE: Claim to a Water Right No. 35-4078 YAMASAKI

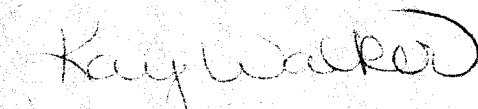
Post Register
P.O. Box 1800
Idaho Falls, Idaho 83401

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 November 29 and December 6, 1979.

Your cooperation in this matter is greatly appreciated.

Very truly yours,



KAY WALKER
Secretary

ENCLOSURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

NOVEMBER 21, 1979

The Post Register
P. O. Box 1800
Idaho Falls, Idaho 83401

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 DECEMBER 17, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

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C. STEPHEN ALLRED

Director

Published 11/29 & 12/06/79.

RECORDED
11/29/79

35-4028-

YAMASAKI, SAM

ROUTE 5, BOX 237, IDAHO FALLS, ID 83401

Source: GROUNDWATER

Priority Date: 01/01/1940

Amount: 0.20 CFS

Diversion Point: SWNW Sec 26 T 03N R 37E, BONNEVILLE Co.

Use: DOMESTIC	(0.06 CFS)	from 01/01 to 12/31
STOCKWATER	(0.14 CFS)	from 01/01 to 12/31

Place of Use: SWNW NWSW Sec 26 T 03N R 37E

Diversion Means: WELL.

proofread - ok
with P.R.
over phone
1/28 kw

RECORDED