

Range 17 E

Borrow Pit

BM
4261

TRAIL 26

JEEP

4229

Shonk
BM
4248

4255

Dam

SHOSHONE

Compound Well

Water Tank

BM

Twp 4S
Twp. 5S.

← PU

Cunning
4182

4102

BM

4063

4055

4036

11

MICRO

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Lincoln } SS.

Melba Thorne, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 3 day of September 1981, and the date of the last publication was on the 10 day of September, 1981.

Melba Thorne
Subscribed and sworn to before me this 10 day of September, 1981.
(SEAL)

Naughton Hagen
NOTARY PUBLIC

RECEIVED

SEP 16 1981 LINCOLN COUNTY JOURNAL
Shoshone, Idaho

Department of Water Resources **COST OF PUBLICATION**

Number of Lines in Notice
Number of Insertions
Lines tabular at 315c
36 Lines straight at 21c 14.04
36 Subsequent lines at 26 9.36
TOTAL COST 23.40

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COPY OF NOTICE

(Paste Here)

Water Right
TITLE OF NOTICE
37-4188 Pendleton
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

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:

37-4188

CHARLES PENDLETON & SONS
BOX 674, SHOSHONE, ID 83352

Source: GROUNDWATER

Priority Date: 09/01/1908

Amount: 0.26 CFS

Diversion Point: SESW Sec 35 T 04S R 17E, LINCOLN Co.

Use: STOCKWATER (0.22 CFS) from 01/01 to 12/31

DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SESW Sec 35 T 04S R 17E NENW Sec 02 T 05S R 17E

Diversion Means: WELL & PUMP

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

/s/ A. KENNETH DUNN
Director

PUB: 9-3, 10, 1981

7 pt. per line, successive
insertions 15c

RECEIVED
SEP 13 1981
No. 3461

Idaho Department of Water Resources
Twin Falls District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

SEPTEMBER 12, 1981

CHARLES PENDLETON & SONS
BOX 674
SHOSHONE ID 83352

RE: Claim No. 37-4188

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,


LOREN O. HOLMES
Southern Region Supervisor

Enclosure

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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 Charles Pendleton & Sons
Box 674 Shoshone, Idaho (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. 886-7594

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) Sept. 1, 1908

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>.04</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>.22</u>	Use <u>Livestock</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) .26 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SW ¼, Sec. 35 Twp. 4S Rge. 17E B.M., County of Lincoln
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. original diversion was by windmill- electric motor installed 1945 - 1 hp Jacuzzi replaced submersible in 1972 - Well 150' deep w/standing water at 85'

(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	
<u>4S</u>	<u>17E</u>	<u>35</u>												X					
<u>5S</u>	<u>17E</u>	<u>2</u>					X												

No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Water is for domestic use for 2 homes - 1st 1908 - house added in 1955

NOTE: Include here the type and number of stock watered: Max. of 350 cattle and 3500 sheep

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

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(8) Remarks

My commission expires _____
Life

FOR DEPARTMENT USE ONLY

Received by	TCB	Date	8-20-81
Prelim. check by	MA	Date	8-24-81
Forwarded to		Exception filed by:	
claimant by:			
Date			

\$20.00 fee received by TCB Date 8-20-81 # 11180
 Published in *Journal of Polymer Science*
 Dates 9/3 + 11/0/81

State of Idaho)
County of Twin Falls) 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 August, 1981.

Notary Public

My commission expires _____
Life

FOR DEPARTMENT USE ONLY

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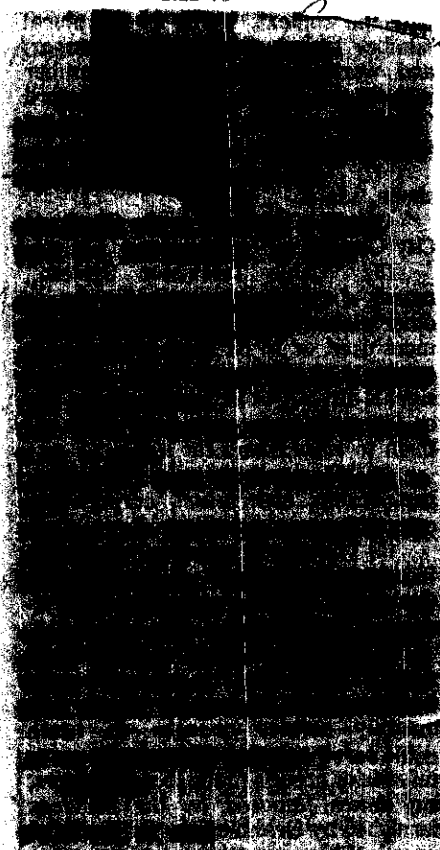
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Nº 3461

Department of Water Resources
Shoshone, Idaho

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A. KENNETH DUNN

Director

Published 9/3 & 9/10/81.

RECORDED

RECEIVED

SEP 13 1981

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

AUGUST 25, 1981

Lincoln County Journal
P. O. Box 704
Shoshone, Idaho 83352

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.

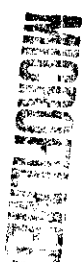
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 20, 1981.

Yours truly,

Mary A. Hill
Secretary

Encl.



IDENT. NO. 37-4188

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: J. G. Stanton

Right Number 37-4188 Applicant CHARLES PENDLETON & SONS

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. None
- By ADM Date 9/12/81

STATE OFFICE PROCESSING:

- ☒ Claim review complete.
- By KC Date 9/16

RECEIVED
SEP 17 1981
WATER RESOURCES
DIVISION