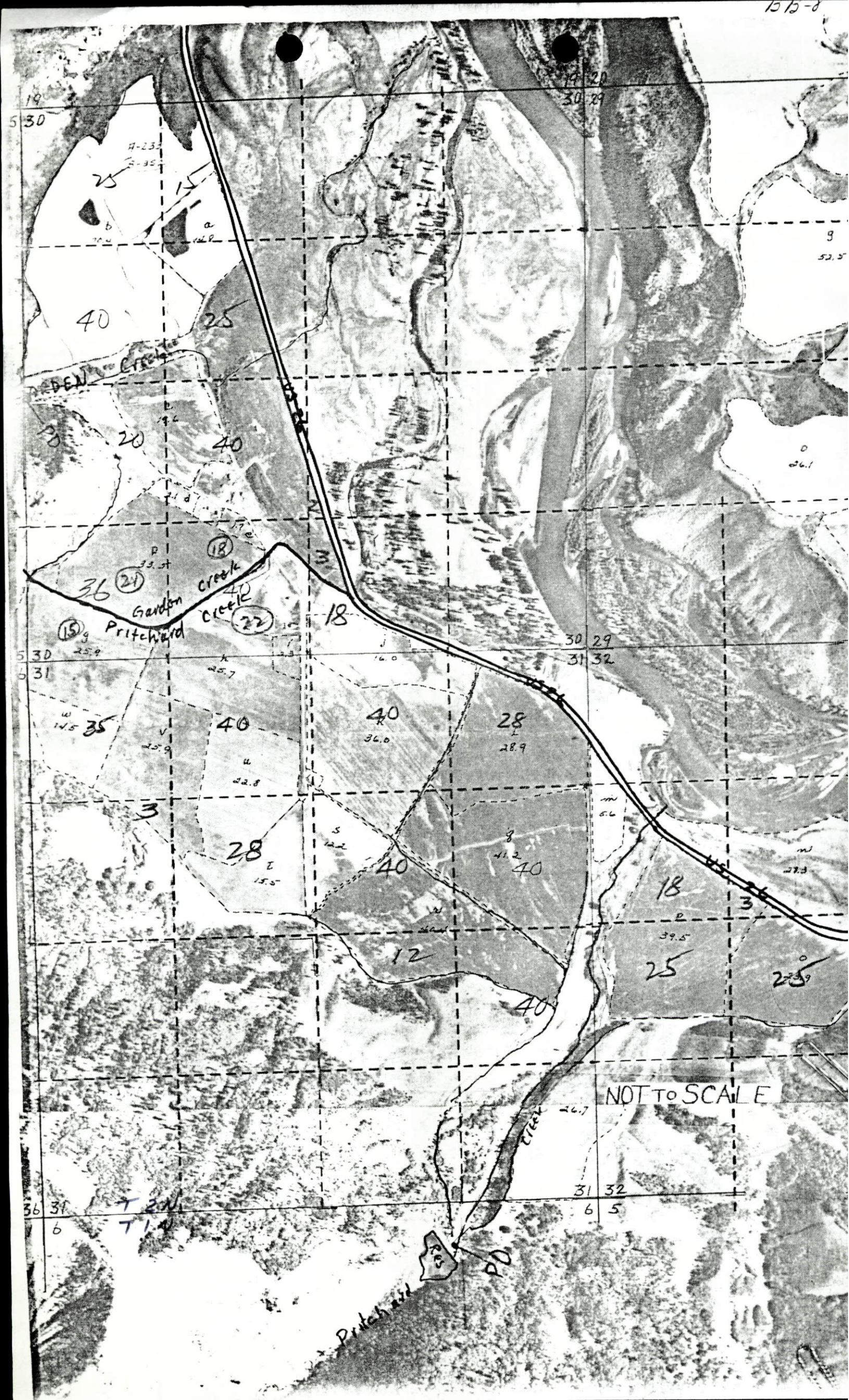


1515-8



RECEIVED

JAN 19 1976

Department of Water Resources
District Office

Proof of Publication The Post-Register

State of Idaho, }
County of Bonneville } ss.

I, E. F. McDermott, 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 8th day of January, 19 76, last publication having been made on the 15th day of January, 19 76, 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 16th day of January, 19 76

Karebster
Notary Public

My commission expires April 5, 19 79

B10, 1M

NOTICE OF CLAIM TO A WATER RIGHT NO. 23-4004

Notice is hereby given that Pancheri, Inc., Howe, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 4.00 cubic feet per second of water from Garden Creek tributary to Snake River with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 2N, R. 42E, B.M., Bonneville County.

The water is claimed to be used from Apr. 1 to Nov. 1 for the irrigation of 205 acres with a priority of May, 1911 the place of use is within the W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 30, T. 2N, R. 42E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

Published on January 8 and 15, 1976.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Pancheri, Inc. (name of claimant)
of Howe, Idaho 83244, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Garden Creek
tributary to, Snake River

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

Amount <u>4.00</u>	Use <u>Irrigation</u>	Period of Use: From <u>Apr. 1</u> To <u>Nov. 1</u>
Amount _____	Use _____	Period of Use: From _____ To _____
Amount _____	Use _____	Period of Use: From _____ To _____
(cfs, gpm or a/f)	(dom., irri., stock, etc.)	(both dates inclusive)

(3) Total quantity of water claimed: 4.00 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) May, 1911

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 to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)
NW ¼ SW ¼, Sec. 30 Twp. 2N Rge. 42E B. M. County of Bonneville
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. Small dam and open ditches

(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	
2N	42E	30					15	25	40	25	40	20	21	18		2	3		209

Total No. of acres 209

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

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

43

Scale: 2 inches equal 1 mile.

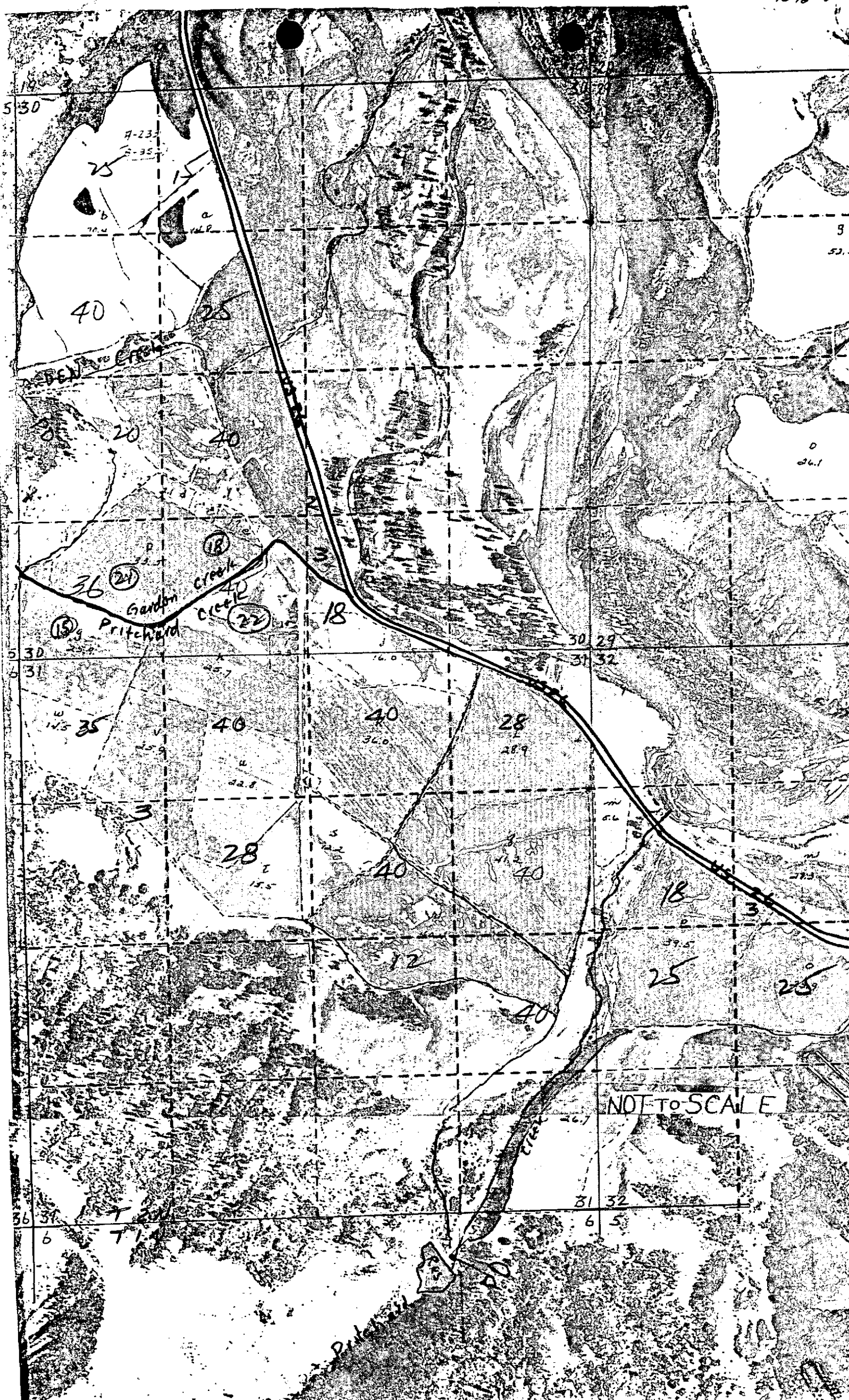
State of Idaho)
) ss.
County of Bonneville)

Be it known that
claim to a water right,
the affiants knowledge.
Sworn to before me

Jen Panahin See Panahin Inc
(Claimant)

For Department Use Only

Received by me Date 12-30-75 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by LH Date 12-30-75 claimant by: _____
\$10.00 fee received by me Date 12-30-75 # 15547
Approved for publication by me 1-19-76 _____
Published in The Post Register _____
Dates Jan. 8 + Jan. 15, 1976 _____



RECEIVED

JAN 19 1976

Department of Water Resources
Lincoln Road, Idaho Falls, Idaho

Proof of Publication The Post-Register

State of Idaho, }
County of Bonneville } ss.

I, E. F. McDermott, 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 8th day of January, 19 76, last publication having been made on the 15th day of January, 19 76, 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 16th day of January, 19 76

Karl Stuebe
Notary Public

My commission expires April 5, 19 79

B10, 1M

NOTICE OF CLAIM TO A WATER RIGHT NO. 23-4004 Notice is hereby given that Pancheri, Inc., Howe, Idaho, has filed a claim to a water right established by diversion and application to beneficial use of 4.00 cubic feet per second of water from Garden Creek tributary to Snake River with point of diversion in the NW$\frac{1}{4}$SW$\frac{1}{4}$, Sec. 30, T. 2N, R. 42E, B.M., Bonneville County. The water is claimed to be used from Apr. 1 to Nov. 1 for the irrigation of 200 acres with a priority of May, 1911 the place of use is within the W$\frac{1}{2}$W$\frac{1}{4}$SE$\frac{1}{4}$, Sec. 30, T. 2N, R. 42E, B.M. Any exception to this claim of water right may be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401. R. KEITH HIGGINSON Director Published on January 8 and 15, 1976.

ACT
ION

N OWNER LAST NAME - PANCHERI INC.

CITY - HOWE

STATE - ID ZIP CODE - 83244

N SOURCE - GARDEN CREEK

TRIBUTARY OF - SNAKE RIVER

N STAGE - STATUTORY CLAIM

PRIORITY - 05-01-1911 COUNTY - BONNEVILLE TOTAL DIV. RATE - 4.0000CFS

WATER DIST. - 01

N DIVERSION POINT - NWSW 30 02N 42E

N FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE - 4.0000CFS

N USE - IRRIGATION

PLACE OF USE - TWN 02N RNG 42E SEC 30 TRACT NENW AC 15 TRACT NWNW AC 25

TRACT SWNW AC 40 TRACT SENW AC 25

TRACT NESW AC 40 TRACT NWSW AC 20

TRACT SWSW AC 21

N USE - IRRIGATION PLACE OF USE - TWN 02N RNG 42E SEC 30 AC 20 TRACT SWSW AC 21

TRACT SESW AC 18 TRACT NWSE AC 02

TRACT SWSE AC 03

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]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 23-4004
 OTd No. _____ New No. _____

Record

1. Original Owner: Pancheri, Inc.

Present Owner: _____

2. Address:

3. City: Howe State: ID Zip: 83244

4. A. Source of Water: Garden Creek

B. Tributary of: Hankle Snake River

5. A. Stage (A,P,L,D,S,J): S

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 5-1-1911

D. County: 19

E. Total Diversion Rate: 4.

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District: 01

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NW SW</u>	<u>30</u>	<u>2N</u>	<u>42E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 4-1 to 11-1 for A purposes. Amount 4.
 (cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: A

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

January 26, 1976

RE: Claims to Water Rights Nos. 23-4003, 23-4004

Mr. Jerry Pancheri
Howe
Idaho 83244

Dear Mr. Pancheri:

The Department of Water Resources has completed the processing of your claims to water rights and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claims will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claims does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claims.

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

We are enclosing, for your records, copies of your claims. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:ME

Enc: Copies of Claims

December 30, 1975

RE: Claims to Water Rights Nos. 23-4003, 23-4004 - PANCHERI, INC.

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 1-19-76 by me

RDC:ME

Legal Notices (2)

NOTICE OF CLAIM TO A WATER RIGHT

NO. 23-4004

Notice is hereby given that Pancher1, Inc.,

Howe, Idaho

has filed a claim to a water right established by diversion and application
to beneficial use of 4.00 cubic feet per second ~~xxxxxxft per second~~
of water from Garden Creek tributary to Snake River

with point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 2N, R. 42E, B.M.,
Bonneville County

The water is claimed to be used from Apr. 1 to Nov. 1
for the irrigation of 209 acres

with a priority of May, 1911;
the place of use is within the W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 30, T. 2N, R. 42E, B.M.

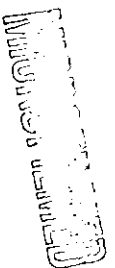
Any exception to this claim of water right may be filed with the Idaho
Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

Published in the Post Register, Idaho Falls, Idaho

on January 8 and January 15, 1976.



*Aw-L.
me-Q.*

December 30, 1975

RE: Application for Amendment No. 33-7027
Claims to Water Rights Nos. 23-4003, 23-4004

Mr. Jerry Pancheri
Howe
Idaho 83244

Dear Mr. Pancheri:

Attached herewith is Departmental receipt No. 15547 in the amount of \$30.00 for the above referenced amendment and claims.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:ME

Attachment