

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Claim~~	~~29-4067~~	~~Palmer, Hyrum Martin~~	~~.26~~
Full Assignment	29-4067	Germer, Virgil T. Laura	.26

MICROFILMED

State of Idaho
Department of Water Resources

RECEIVED

APR 24 1986

ASSIGNMENT OF ~~PERMIT~~ CLAIM

Department of Water Resources

I, Mrs. H. Martin Palmer, hereby assign to Virgil T. or Laura Germer
of 5268 W. Portneuf Rd. Inkom, Idaho 83245
Address

CHECK ONE



All my right, title, and interest in and to ~~Permit~~ CLAIM No. _____
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to ~~Permit~~ CLAIM
No. 29-4067 to appropriate the public waters of the State of Idaho.

(Describe that portion of the ~~permit~~ claim being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

0.26 cfs or 13 miners inches for use on 13. acrs located in

the NE4SE4 S23 T7s R 35 E Tax Parcel Number R4013039000.

Made this 21 day of April, 19 86.

Mrs. H. Martin Palmer
CLAIM ~~Permit~~ Holder

Spouse of ~~Permit~~ Holder
Claim

State of Idaho)

County of Bannock) ss.

On this 21 day of April, 19 86, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

John W. Moore
Notary Public residing at
Boate, W

My commission expires:

1/79

RECORDED

dc

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 Hyrum Martin Palmer (name of claimant)
of Rt. #2, Box 41-A, Inkom, Idaho 83245, 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) Papoose Ck.
, tributary to, Portneuf 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>0.26</u> | Use <u>Irrigation</u> | Period of Use: From <u>Apr. 1</u> To <u>Nov. 1</u> |
| Amount <u></u> | Use <u></u> | Period of Use: From <u></u> To <u></u> |
| Amount <u></u> | Use <u></u> | Period of Use: From <u></u> To <u></u> |
| (cfs, gpm or a/f) | (dom., irri., stock, etc.) | (both dates inclusive) |
- (3) Total quantity of water claimed: 0.26 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, 1938

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)
SE ¼ SE ¼, Sec. 23 Twp. 7S Rge. 35E B. M. County of Bannock
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. concrete box in creek with screen and pipeline

- (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.

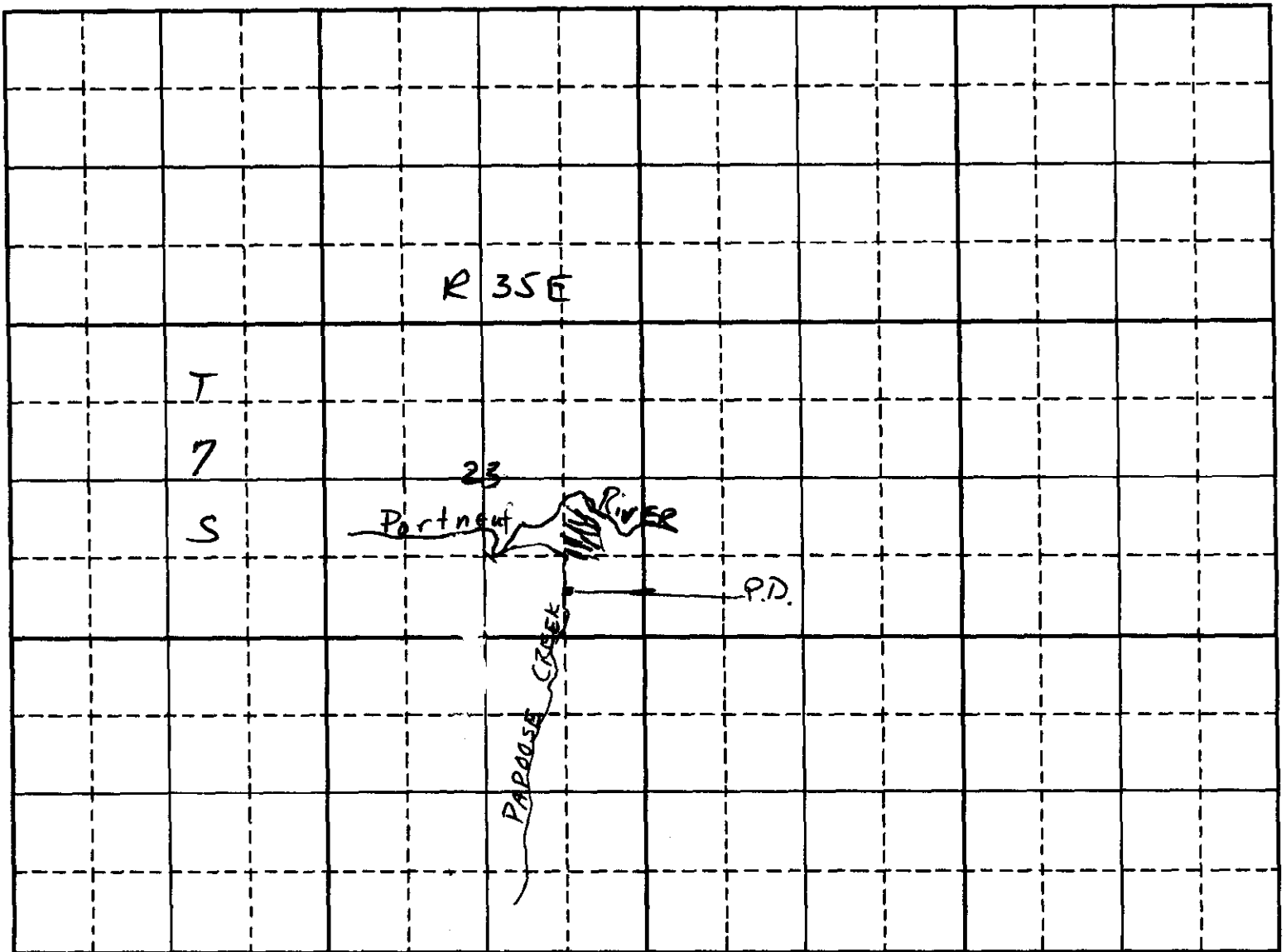
T	R	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
7S	35E	23													13				13

Total No. of acres 13

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:

(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 affiants knowledge.

Sworn to before me this 30th day of August, 1976.

Hyman Martin Palmer
(Claimant)

Loren O'Halloran
Notary Public
Residing at Idaho Falls, Id

My commission expires March 21, 1979

For Department Use Only

Received by <u>CW</u>	Date <u>8-30-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>Tracy</u>	Date <u>8/30/76</u>		claimant by:	
\$10.00 fee received by <u>CW</u>	Date <u>8-30-76</u>			
Approved for publication by <u>me</u>	Date <u>9-23-76</u>			
Published in <u>Idaho State Journal</u>				
Dates <u>Sept. 21-26, 1976</u>				

RECEIVED

SEP 23 1976

Department of Water Resources
Eastern District Office

being first duly sworn on oath deposes and says: That She
was at all times herein mentioned a citizen of the United States of
America, more than 21 years of age, and the Principal Clerk of THE
IDAHO STATE JOURNAL, a daily newspaper, printed and published at
Pocatello, Bannock County, Idaho, and having a general circulation
therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

September 9	19 76	19
September 16	19 76	19
	19	19
	19	19
	19	19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Subscribed and sworn to before me this 20th

day of September, 19 76

Notary Public, State of Idaho
Residence: Pocatello, Idaho

**NOTICE OF CLAIM
TO A WATER RIGHT**
1940, 29-0407

Notice is hereby given that Harry E. Gentry, of Inkom, Blaine County, Idaho, a water right claimant, has a claim to a water right in the Snake River and its tributaries for beneficial use of the second of water from the Snake River tributary to the Snake River at the point of confluence of the Snake River with the Snake River, Sec. 23, T. 40N., R. 10E., S. 14, Sec. 23, T. 40N., R. 10E., S. 14, Blaine County, Idaho, 2447, 1940, 29-0407.

This claim is to be used for the purpose of Sec. 1 for the purpose of Sec. 1 with priority over the water right of Sec. 1 is to be used for the purpose of Sec. 23, T. 40N., R. 10E., S. 14, Blaine County, Idaho, 2447, 1940, 29-0407.

This claim is to this claim of water right is filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEVIN WIGGINSON
Director

Sept. 9, 16, 1976
No. 417

PROOF OF PUBLICATION

STATE OF IDAHO }
County of Bannock } ss.

SEP 23 1976

Department of Water Resources
Eastern District Office

Katherine Wanner

NOTICE OF CLAIM TO A WATER RIGHT NO. 29-4067

Notice is hereby given that Hyrum Martin Palmer, Inkorn, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.26 cubic feet per second of water from Papoose Creek tributary to Portneuf River with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 7S, R. 35E, B.M., Bannock County.

The water is claimed to be used from Apr. 1 to Nov. 1 for the irrigation of 13 acres with priority of May, 1938; the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 7S, R. 35E, 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

Sept. 9, 16, 1976

No. 417

being first duly sworn on oath deposes and says: That She was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

September 9, 19 76, 19
September 16, 19 76, 19
19, 19
19, 19
19, 19

That said paper has been continuously and uninterruptedly published in said County for a period of seventy eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Subscribed and sworn to before me this 20th

day of September, 19 76

Shyome Roberts

Notary Public, State of Idaho

Residence: Pocatello, Idaho

April 30, 1986

RE: Claim to Water Right No. 29-4067

Virgil T. or Laura Germer
5268 W. Portneuf Rd.
Inkom, ID 83245

Dear Water Right Holders:

Our office acknowledges receipt of Assignment of the above referenced water right. However, in reviewing the file I find that the water right is a Claim.

In Idaho, a claimed water right is considered real property and is acquired when the property to which it is appurtenant to is purchased. Proof of owning the land is proof of owning the water right claim.

Therefore, I have put the Assignment into the file for future reference only and no other action will be taken. I have also enclosed a copy of the Claim for your records.

If you have any questions please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

MICROFILMED

Permit No. 29-4067

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder?
2. Notary?
3. a. Full Assignment?
b. Partial Assignment?
4. "No assignment" condition on permit?
5. Commencement of Works received?
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of residency required?
7. Extension granted due to litigation?
(If yes, commencement of works is not required.)

1. Type permit summary sheet. ✓
2. Coding sheet. ✓
3. Acknowledgement letter type.
4. Copy to region. ✓

Shavla —

Shavla —

4

Shavla —

Date 4-28-86

Employee Jim

MICROFILMED

September 27, 1976

RE: Claim to a Water Right No. 29-4067

Mr. Hyrum Martin Palmer
Rt. #2, box 41-A
Inkom, Idaho 83245

Dear Mr. Palmer:

The Department of Water Resources has completed the processing of your claim to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim 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 claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. 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: Copy of Claim

September 3, 1976

RE: Claim to a Water Right No. 29-4067 PALMER

Idaho State Journal
Box 431
Pocatello, Idaho 83201

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 9-23-76 by AW

RDC:CW

Enc: Legal Notice (1)

NOTICE OF CLAIM TO A WATER RIGHT

NO. 29-4067

Notice is hereby given that Hyrum Martin Palmer,
Inkom, Idaho
has filed a claim to a water right established by diversion and application
to beneficial use of 0.26 cubic feet per second ~~acres feet per annum~~
of water from Papoose Creek tributary to Portneuf River
with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 7S, R. 35E, B.M.,
Bannock County

The water is claimed to be used from Apr. 1 to Nov. 1 for the
irrigation of 13 acres
with a priority of May, 1938 ;
the place of use is within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23, T. 7S, R. 35E, 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 Idaho State Journal, Pocatello, Idaho
on September 9 and September 16, 1976

Handwritten:
B. G. Miller
Sept 16, 1976

1000

IDENT. NO. 29-4067

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]