

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A47-02299
Date Received: 12/30/1988
Receipt No: S005472
Received By: R. J. H.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLARISSA KUNKEL 208-655-4269
Address: STAR ROUTE
TWIN FALLS, ID 83301

2. Date of Priority: JAN 18, 1956

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	16E	21	SE	SE	SE		TWIN FALLS

5. Description of diverting works:
EARTHEN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.840		

7. Total Quantity Appropriated is:
0.840 C.F.S. (and/or) 84.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13S	16E	21	NE	SE		IRR	1.0
			NW	SE		IRR	13.0
			SW	SE		IRR	3.0
			SE	SE		IRR	25.0

Section Acres 42.0

A47-02299

Page 1

Date: 12/30/88

MICROFILMED

MAR 11 1993

10. Place of Use: Continued

Total Acres 42.0

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

SHARES IN SALMON RIVER CANAL CO. & CLAIM FOR WELL WATER

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576 02299

Ident. Number ~~42-1409-147-2299~~

Date Received 12-15-88

Receipt Number SPD 5472

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

DEC 15 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Clarissa Kunkel Phone () 655-4269Mailing Address Star Route, Twin Falls Zip 833012. Date of Priority (Only one (1) per claim) 1/18/19563. Source of water supply (a) Unnamed Stream
which is tributary to (b) Sinks4. a. Location of existing point of diversion is: Township 13S. Range 16E Section 21,
SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Twin FallsAdditional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,Govt. Lot _____ B.M., County of _____ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of_____ 1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Earthen ditch

MICROFILMED

MAR 11 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrig. purposes from 4/1 to 11/1 amount 0.84 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.84 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 84 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	16E	21													1	13	3	25	42

Total number of acres irrigated 42

11. In which county (ies) are lands listed above as place of use located? Twin Falls

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Shares in Salmon River Canal Co. & Claim for well water or None ()

14. Remarks:

MICROFILMED

MAR 11 1993

Last Name Kunkel Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

A 20x20 grid of graph paper. The grid is composed of small squares, each containing a crosshair pattern. In the center of the grid, the word "See" is handwritten in a cursive script. To the right of "See", the word "Attached" is handwritten in a similar cursive script, with a line pointing from it towards the right edge of the grid.

MICROFILMED

MAR 11 1993

Last Name

Kunkel

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 47-2299
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) X Charissa Kunkel Date Dec 15--88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day of December 19 88

SEAL

Notary Public

Residing at

My Commission Expires

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

MAR 11 1993

Last Name Kunkel Ident. Number _____

Copies White-State, Yellow-Claimant

T13S, R16E

AN.

P/D

MICROFILMED

MAR 11 1993

Log for claim 47-02299

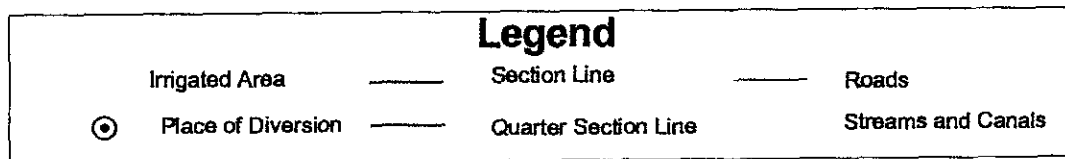
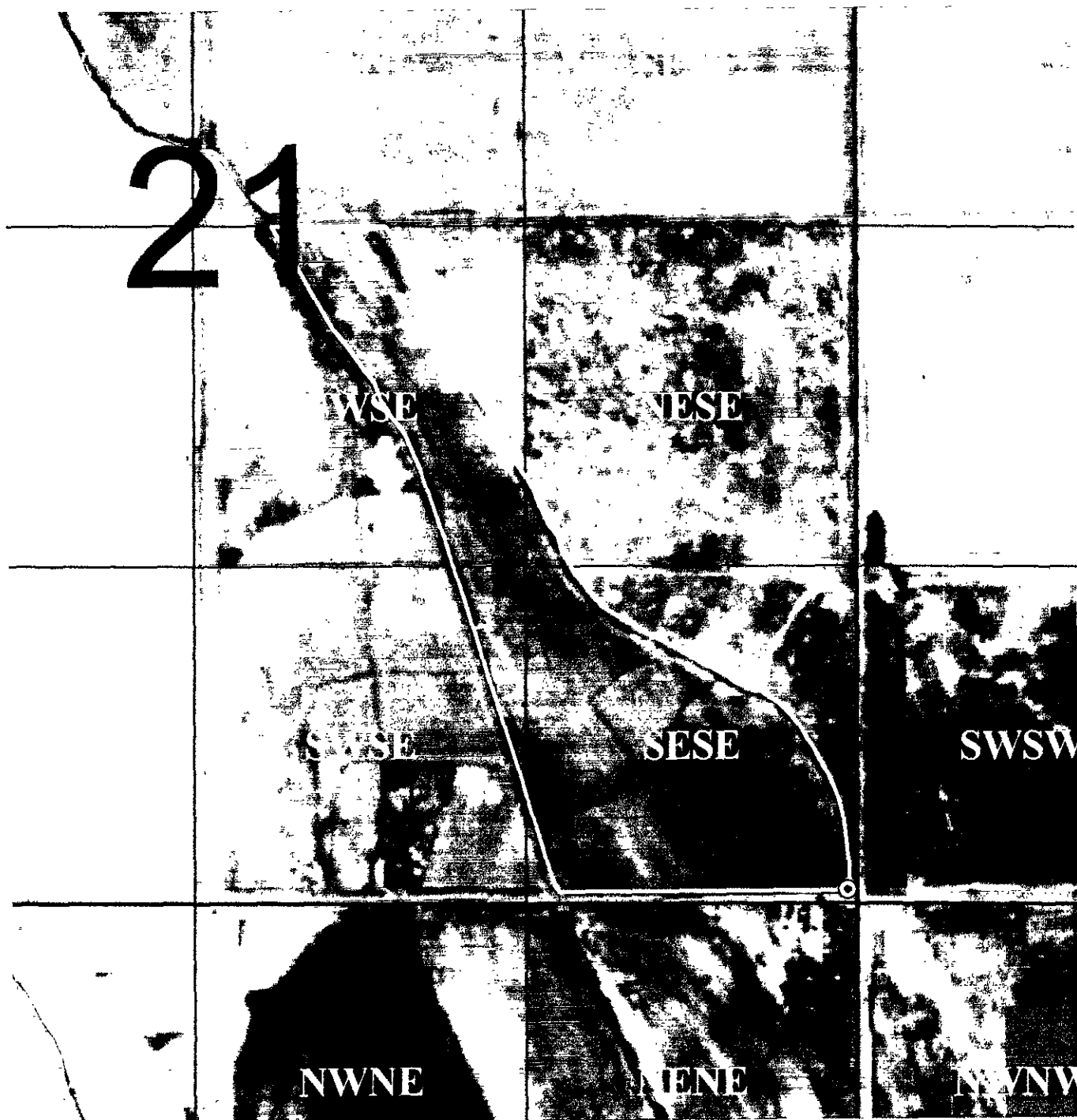
Spatial Dynamics LTD

3/15/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
13s16e	21	NESE	1	0.7	
13s16e	21	NWSE	13	12	
13s16e	21	SWSE	3	2.9	
13s16e	21	SESE	25	27	
Totals:			42	42.6	

Water Right Claim Number 47-02299
Township , 13S16E

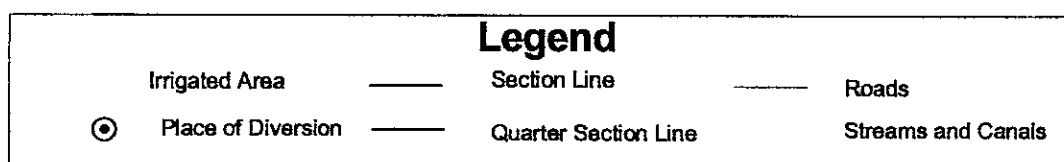
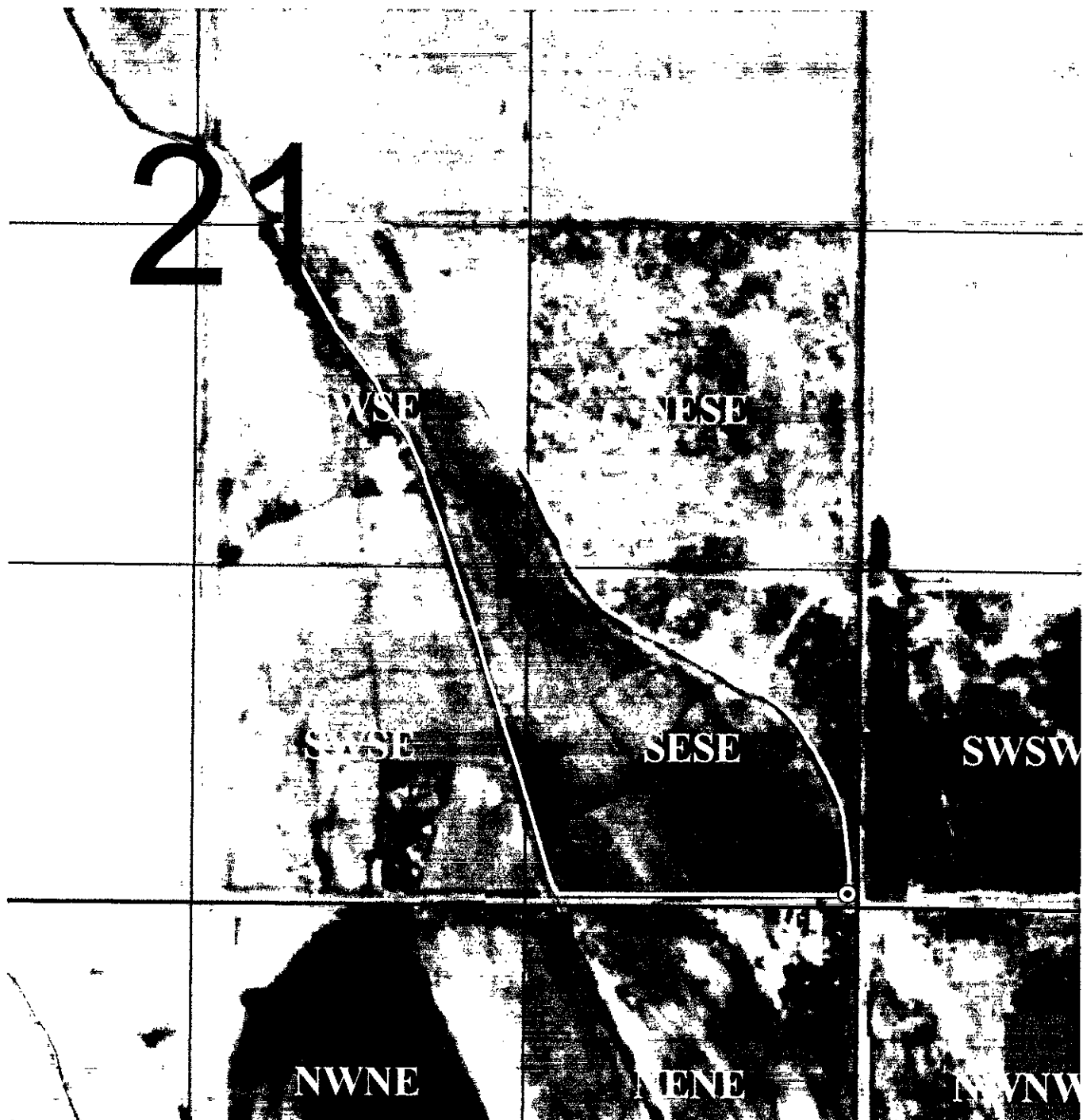
03/15/2001



SPATIAL
DYNAMICS

Water Right Claim Number 47-02299
Township , 13S16E

03/15/2001



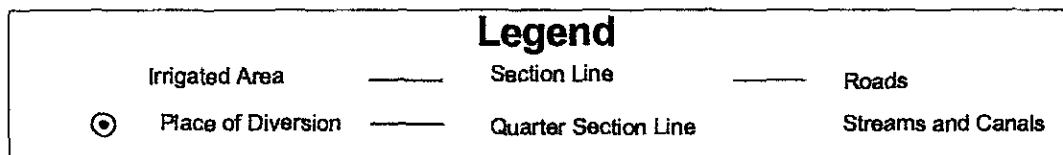
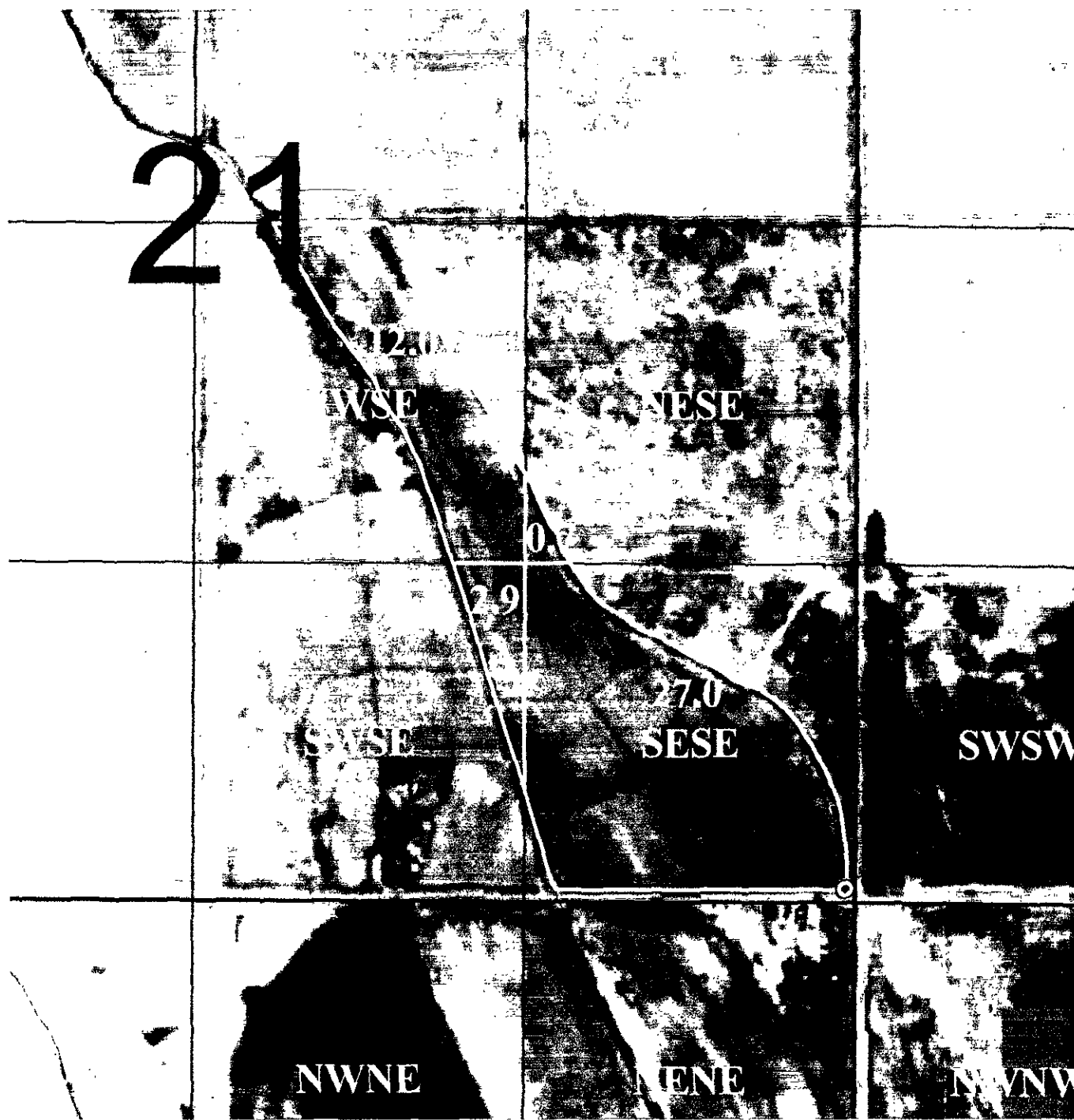
400 0 400 800 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 47-02299
Township , 13S16E

03/15/2001



400 0 400 800 Feet



SPATIAL
DYNAMICS

AJ5809NP
No. A47-02299

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/12/01
PAGE: 73

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLARISSA KUNKEL STAR ROUTE TWIN FALLS ID 83301 (208) 655-4269	01/18/1956	IRRIGATION	04-01 11-01	0.840 CFS	
TOTAL DIVERSION:					0.840 CFS	84.00 AFA

Water Source: UNNAMED STREAM

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion:

T13S R16E S21

SESESE

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE								
T	R S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	: SUM
13S	16E 21	:								:						:	01	13	03	25	:	42.0
																				TOTAL ACRES	42.0	

POU County: TWIN FALLS

Other Rights: SHARES IN SALMON RIVER CANAL CO. & CLAIM FOR WELL WATER

Other Water Rights Listing Overlapping Place(s) of Use:
A47-00010Z1 A47-11030

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 12/30/88 WORSTELL 03/30/95 POST-STD

State of Idaho

License and Certificate of Water Right

Water License No. 26156

Amount .84 c.f.s.

Water District No.

Priority January 18, 1956

THIS IS TO CERTIFY that BERYL KUNKEL
 of Star Route, Twin Falls, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated January 18, 1956; that Permit No. 26156
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 .84 second feet, was issued thereunder on July 19, 1956, showing that said works
 were completed on the 29th day of June, 1956; and that on the 31st
 day of July, 1956, BERYL KUNKEL

of Twin Falls, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of an un-named
 stream ~~permitted~~ natural drainage source for the purpose of Irrigation
 under Use Permit No. 26156 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

10 of Licenses at page 5967, on the 2nd day of May, 1957;

The right hereby confirmed dates from January 18, 1956;

The Point of Diversion is located

in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, Tp. 13 S., R. 16 E., B. M. County Twin Falls

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed .84 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S.	16 E.	21	NE $\frac{1}{4}$ SE $\frac{1}{4}$	1	1
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	13	13
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	3	3
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	25	25
			Total number of acres irrigated - - - -		42

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
 of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

2nd day of May, 1957.

/s/ Mark R. Kulp

State Reclamation Engineer.

(SEAL)

117-2299
No. 26156

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

Application No. 34031
Permit No. 26156
District No.

Beryl Kunkel
Star Rte.
Twin Falls, Idaho

1. Name of Applicant: BERYL KUNKEL

Postoffice address: *Star Route - Twin Falls* County: Twin Falls State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation: none
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

- (a) Cash on hand:
- (c) Bonds to be issued:

2. Quantity of water claimed: 42 inches or .84 cubic feet per second.

3. Source of water supply: Un-named stream (Natural drainage / course) which is a tributary of No stream

4. Location of point of diversion: ~~feet distant from the~~ at the SouthEast
corner of Section 21, T. 13 S., R. 16 E., B. M., and is in the SE¹ SE¹
of Section 21, T. 13 S., R. 16 E., B. M., County of Twin Falls

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B. M., in the of Section , T. , R. , B. M.
(b) Amount of power generated: H. P., under feet head.
(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ None

8. Kind of works: No works required

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet;

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is Two years.

13. The time required for the complete application of the water to the proposed use is None additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

15. (a) Is reservoir to be used? If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

BERYL KUNKEL

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. Jan. 18, 1956

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 26156
 Recorded in Book 92 Page 26156 Approved Jan. 24, 1956
 This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
 Bond in the sum of \$ to be filed on or before
 Work to begin on or before March 24, 1956 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
 One-fifth of the work above specified to be completed on or before January 24, 1957
 The whole of said work to be completed on or before January 24, 1958
 Beneficial use of water appropriated in accordance herewith, to be made on or before January 24, 1958

Witness my hand this 24th day of January, 1956

MARK R. KULP
 State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 24th day of January, 1956.

(SEAL)

By ROBERT E. SMYLLIE

Governor

By IRA H. MASTERS

Secretary of State.

By Paula L. Fleener
 Deputy Secretary of State

Remarks: Water filed on under this application is from spring runoff and heavy rains which flow directly upon applicant's land with no structures or ditches required. Water has been used on applicant's land from this source since 1918.

14.

Twp.	Range.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
13 S.	16 E.	21													1	13	3	25	42

Permit No. 26156
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that BERYL KUNKEL of Twin Falls, County of Twin Falls, and State of Idaho, the holder of Permit No. 26156, issued upon Application No. 34031 bearing date of priority of January 18, 1956, authorizing the diversion of .84 second foot of the waters of an Unnamed Stream (Natural drainage course), County of Twin Falls, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use .84 second foot of the waters of said unnamed stream; that the point of diversion of said waters is in the SE 1/4 Section 21, Township 13 South, Range 16 East, B.M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southeast Quarter Section 21, Township 13 South, Range 16 East, B. M.

Witness my hand this 19th day of July, A. D. 1956.

MARK R. KULP
 State Reclamation Engineer

Proof of Completion of Works made June 29, 1956.
 Certificate of Completion of Works issued July 19, 1956.

LICENSE ISSUED FOR 84 SEC. FL.
 Page 5967

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 26156This proof is for Beneficial Use In Water District No. _____1. Name of applicant Beryl Kunkel2. Source of water supply: Un-named Stream3. Location of point of diversion: Is in the SE¹SE¹ of Section 21T. 13 S., R. 16 E., B.M. County of Twin Falls

4. Describe works as they exist, giving dimensions and capacities of same: This is a diversion of spring run off and flood water. Delivery is thru regular system that delivers Salmon Falls water. Some season there is considerable water and at other times very little.

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE¹ of Sec. 21., Twp. 13 S., Rge. 16 E., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

This filing is to prevent any one else from taking this flood water.

This examination was made on the 6th day of March, 1957(Signed) E. H. Humphrey Examiner.

26156

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAR 8 1957
Department of Reclamation

Beryl Kunkel,
Star Route, Twin Falls, Idaho

Permit No. 26156

Examination for Beneficial Use

County Twin Falls

21-133-165

Q = 0.84 c.f.s.

For Irrigation

NE = SE, SE, Sec. 21, T. 33-N, R. 3-E

Rec - Irrigation

Filed Jan 8, 1956

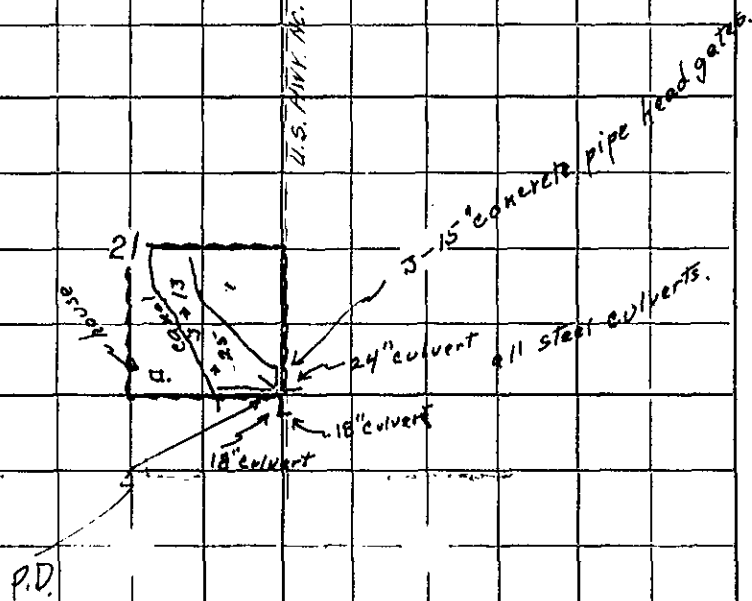
7-19-56

T.
13
S.

R-16E.

TE. HILL STREET

U.S. HWY. No. 93



Subdivision = four
Area = 42 acres
Q = 42 inches.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 26156

REPORT ON PROOF OF Beneficial Use

Beryl Kunkel, Star Route, Twin Falls, Idaho

*84 cfs
smex*

<i>app.</i>	<i>.84 cfs</i>
<i>ofn</i>	<i>.54 cfs</i>
<i>sub.</i>	<i>4</i>
<i>acres.</i>	<i>4.2</i>