

FEB 1 1988

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: A47-04048
Date Received: 12/30/1988
Receipt No: S005529
Received By: W

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALBERT J. MUNK 208-543-5646
Address: RT. 3 BOX 290
BUHL, ID 83316

2. Date of Priority: JUN 01, 1936

3. Source: WILSON CREEK Trib. to: MUD CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	14E	27		NW	SW		TWIN FALLS

5. Description of diverting works:
DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/01	1.600		

7. Total Quantity Appropriated is:
1.600 C.F.S. (and/or) 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	Lot	Use	Acres
09S	14E	27		NW	NW	IRR	8.0

Section Acres 8.0

Total Acres 8.0

A47-04048

Page 1

Date: 12/30/88

COPY

MICROFILMED

MAR 11 1993

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:

14. Remarks:

ORIGINALLY LICENSED FOR 43 ACRES, NOW ONLY USED ON 8 ACRES.

15. Basis of Claim: STATUTORY CLAIM

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): *Arthur M. French* Date: 12-30-88
Date:

State of Idaho)
County of *TF*) SS.

Subscribed and sworn (or affirmed) before me this 30th day
of Dec 19 88 *Don S. White*
Notary Public

Seal

Residing at *TF*

My Commission Expires 5/94

COPY

MICROFILMED
MAR 11 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department
of a change in address for Department records
(Please print or type)

47-4048

RECEIVED
APR 14 2004
IDWR Resources
Bureau

[] Name(s): Albert J Munk

[] Old Mailing Address:

ALBERT MUNK
1201 E 4325 N APT D
BUHL ID 83316

[] New Mailing Address: 1201 East 4325 N

Buhl, ID 83316

Telephone Number: (208) 543 - 5646

[] Signature(s)
(must be signed by all
individuals listed unless
you have authority to sign
on their behalf)

Albert J Munk
Owner

(include your title if on behalf of company or organization)

Date: 9/14/04

When complete, please mail or FAX this form to the IDWR office nearest you:

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
FAX: (208) 769-1454

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
FAX: (208) 334-2348

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
FAX: (208) 525-7177

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
FAX: (208) 736-3037

47-13873
47-13872

47-45061



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 14, 2004

ALBERT MUNK
1201 E 4325 N APT D
BUHL ID 83316

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No #47-13873, 47-13872,
47-4048, 47-4509
Change of Address Notification

Dear Mr. Munk,

Thank you for notifying us of your change in address on the water right claims referenced above. Our records have been updated accordingly.

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

Sincerely,

Carrie Hahn
Clerk

RECEIVED

NOV 13 1974

A F F I D A V I T

* * * *

DEPARTMENT OF LANDS
SOUTHERN DISTRICT OFFICE

STATE OF IDAHO)
) ss.
County of Twin Falls)

Paris R. Bolton, being first duly sworn on oath,
deposes and says:

That he is a resident of Route 3, Buhl, Twin Falls
County, State of Idaho, over the age of twenty-one years.
That he has been a resident of Buhl since 1929, and knows of
his own personal knowledge that irrigation water has been
diverted at a particular point, to-wit:

At a point about midway and approximately
one hundred (100) yards south of the northern
boundary line of the Northwest quarter of the
Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section twenty-
seven (27) in Township Nine (9) South, Range
Fourteen (14) East of the Boise Meridian, Twin
Falls County, Idaho,

and that said diversion point of irrigation water has existed
uninterrupted since the year 1936. The water from the above-
described point of diversion has been used on lands in the
Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Section
27, and the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$)
Section 28, Township 9 South, Range 14 East of the Boise Meridian,
Twin Falls County, Idaho.

Paris R. Bolton

SUBSCRIBED AND SWORN TO before me this 4th day
of November, 1974.

James M. Linn
NOTARY PUBLIC for Idaho
Residing at Buhl, Idaho

A F F I D A V I T

† † † † † †

STATE OF IDAHO)
) ss.
County of Twin Falls)

Clarence L. Young, being first duly sworn on oath,
deposes and says:

That he is a resident of Route 3, Buhl, Twin Falls
County, State of Idaho, over the age of twenty-one years.
That he has resided at the above address for sixteen years,
and knows of his own personal knowledge that irrigation water
has been diverted at a particular point, to-wit:

At a point about midway and approximately
one hundred (100) yards south of the northern
boundary line of the Northwest quarter of the
Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section twenty-
seven (27) in Township Nine (9) South, Range
Fourteen (14) East of the Boise Meridian, Twin
Falls County, Idaho,

and that said diversion point of irrigation water has existed
uninterrupted for sixteen years last past.

Clarence L. Young

SUBSCRIBED AND SWORN TO before me this 30th day
of October, 1974.

Sharon M. Shaw
NOTARY PUBLIC for Idaho
Residing at Buhl, Idaho

The water from the above indicated point of diversion has been used
on lands in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, and the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, T9S,
R 14E.

Clarence L. Young



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

GOVERNOR PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-04048
ALBERT J. MUNK
RT. 3 BOX 290
BUHL

ID 83316

RE: Evidence of Priority

Dear Claimant:

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, proof must be provided by the claimant supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,


Douglas Jones, P.E.
Water Rights Supervisor

Enc.

MICROFILMED
NOV 29 1996

06/28/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 47-4048
NAME AND ADDRESS: ALBERT J MUNK
1201 E 4325 N APT D
BUHL ID 83316

VERIFIED BY KKC

SOURCE: UNNAMED STREAM TRIBUTARY: MUD CREEK
QUANTITY: 0.160 CFS
PRIORITY DATE: 06/01/1936

POINT OF DIVERSION:
T09S R14E S27 NENSW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

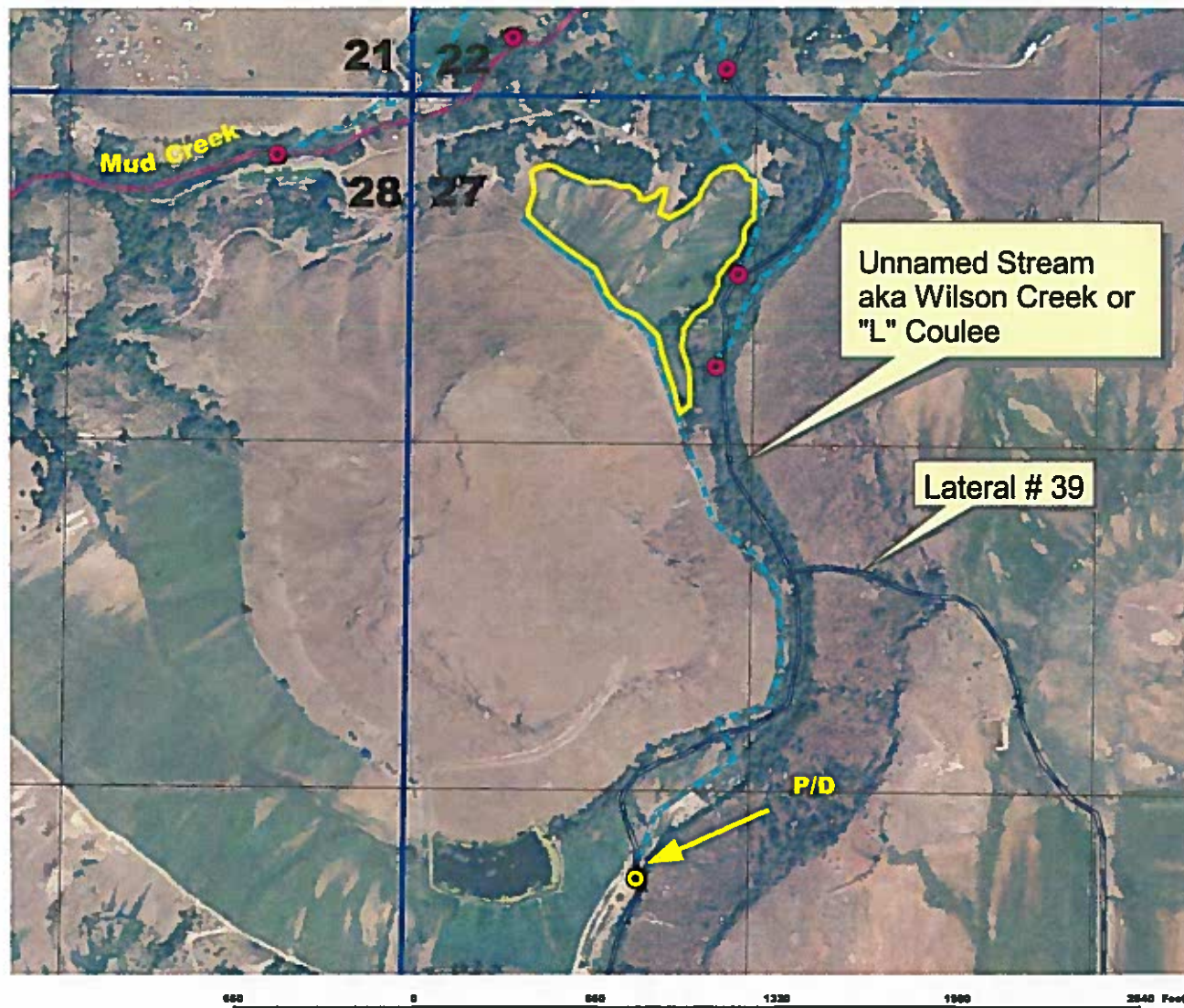
	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	0.160 CFS
PLACE OF USE:	<u>IRRIGATION Within TWIN FALLS County</u>		
	T09S R14E S27	NWNW 8.00	
	8 ACRES TOTAL		

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

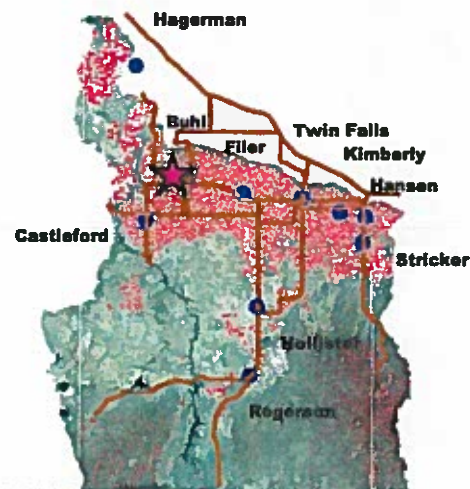
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Source is also known as Wilson Creek or the L coulee

RECOMMENDED PLACE OF USE FOR 47-4048



PLACE OF USE
TWP 9S, RNG 14E, SEC 27
Data entry on June 28, 2006



-  RECOMMENDED POINT OF DIVERSION
-  RECOMMENDED PLACE OF USE
-  TOWNSHIP LINES
-  SECTION LINES
-  QUARTER/QUARTER LINES



LOCATION IN BASIN

GIS PLACE OF USE PRESENTATION
2004 AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

File No.
A47-4048

Albert J Munk
1201 D East 4325 N
Buhl,

6/7/06

This morning I went out to Melon Valley and met Albert at his home to discuss this file and get his POD and place of us on the photo. Albert told me that he and John Boling have the same POD and he drew on the photo where his ditch , pipe line and Johns ditches are located to his property, the area on photo marked in red is the area where he uses this water. Much of the lands that look light brown is high rock land which is hard to water but is irrigated pasture

Description	GPS Name & No.	Position No.	USR No.	Plate No.	Photo No.
Wilson Creek	Munk 1	2433728	1268529	None	1030316

Lee R. Peterson



photo 316
looking n down r

Field Exam Data Entry Form

Claim(s): 47-4048 Munk

Date of Field Exam: _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

Priority Date Data

Evidence supporting a 1938^{16 KHC} priority date is in the Statutory claim file.

Point of Diversion and Source

GPS file name	Easting	Northing	Plate No.	Photo Id.
_____	_____	_____	_____	_____

GPS the point of diversion and carefully outline the place of use boundary.

Reviewer: _____

Date: _____

47-4048

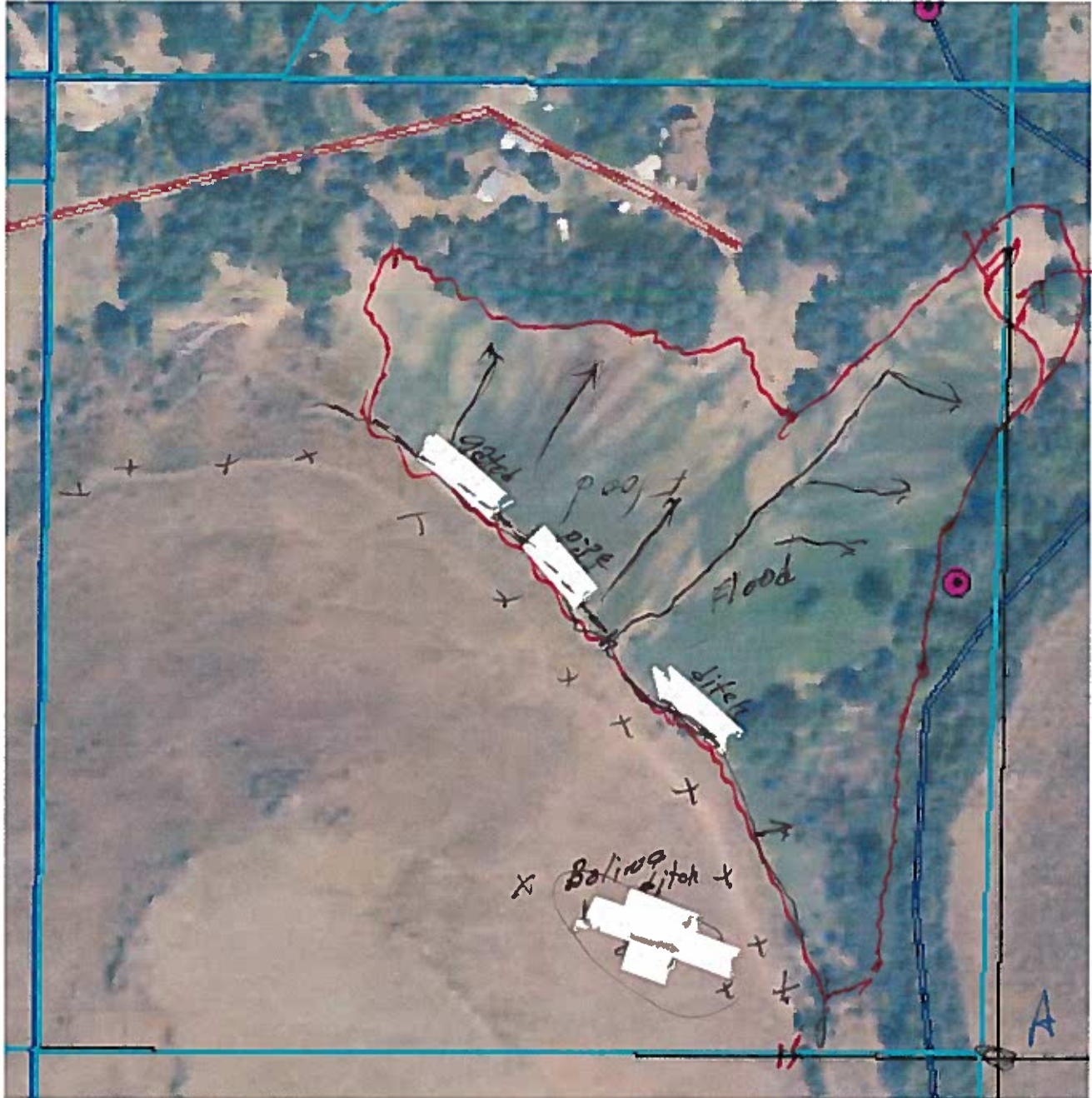


P/U sketch by Albert Munk 6-5-2006

Place Of Use Data



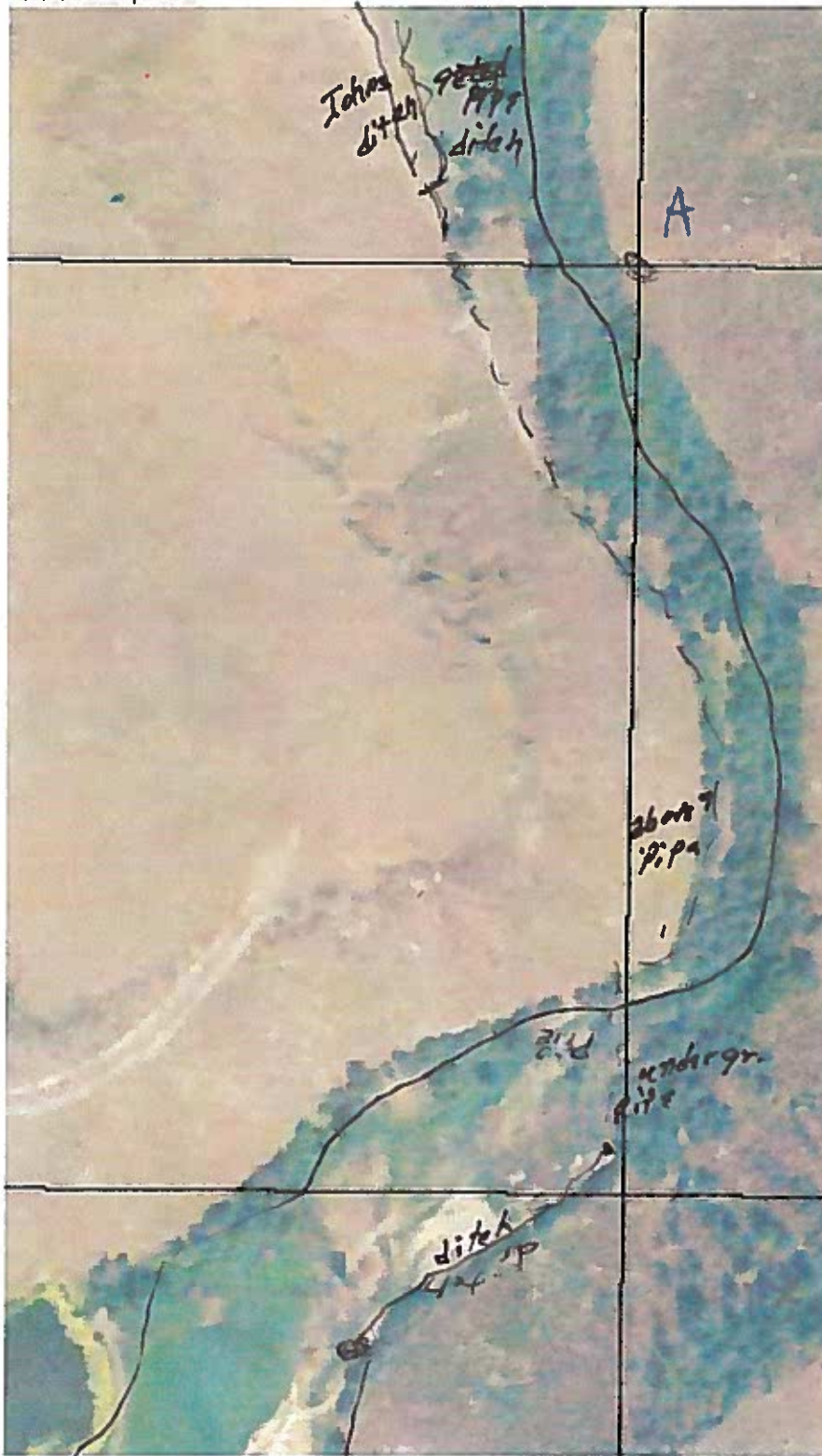
2004 aerial photo



Not owned or irrigated

A

2004 aerial photo



Point of diversion and delivery system.

Layout the Wilson Creek channel route. GPS the point of diversion and layout the ditch route to the place of use.

Reviewer _____

Date: _____

SCANNED

FEB 1 2002

Log for claim 47-04048

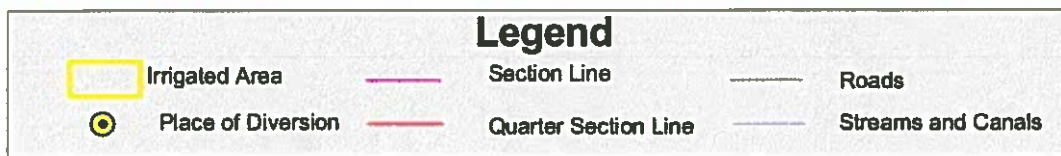
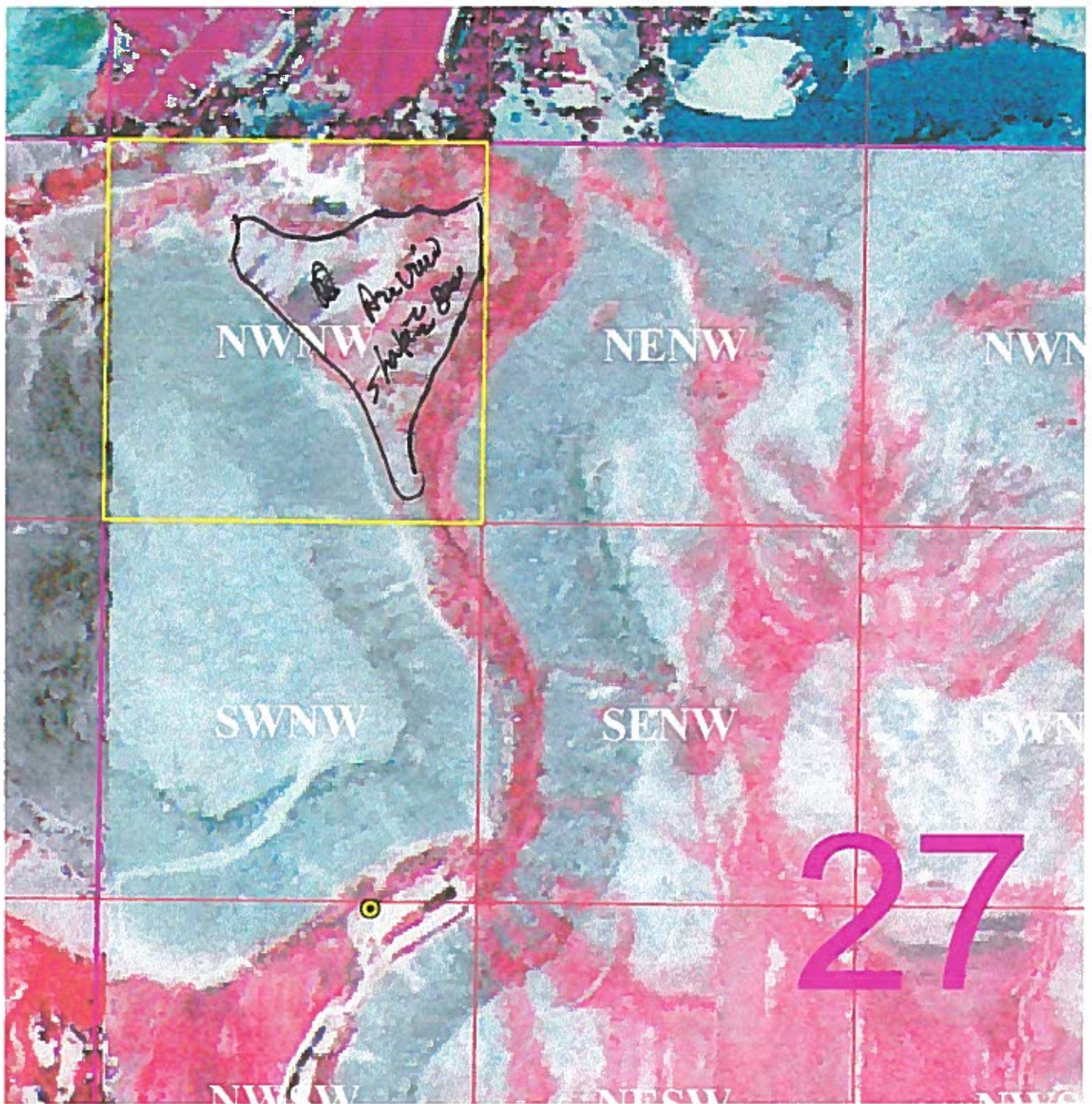
Spatial Dynamics LTD

2/20/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s14e	27	NWNW	8	40	Indiscernible
Totals:			8	40	

Water Right Claim Number 47-04048
Township , 9S14E

02/20/2001

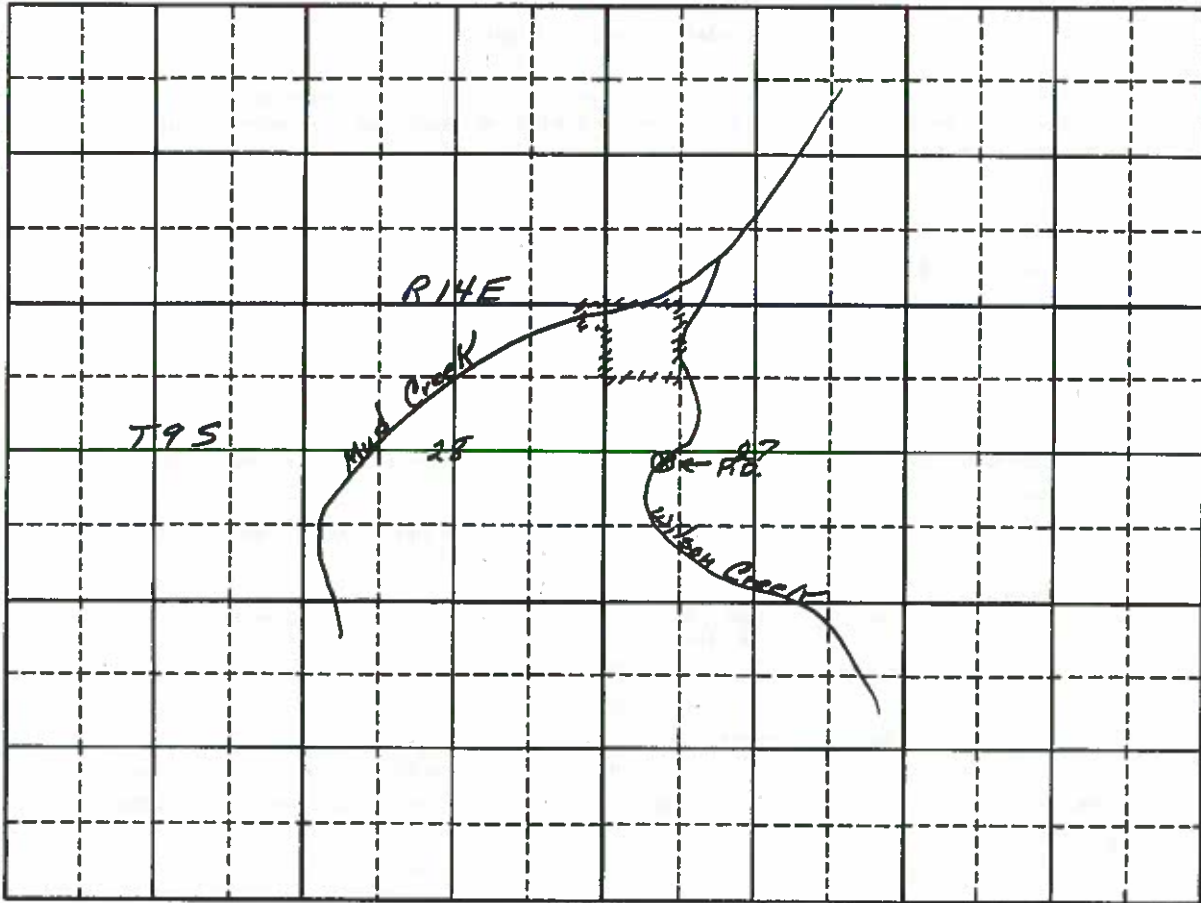


400 0 400 800 Feet



- (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 Lincoln) 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 30 day of October

Herschel Bennett
(Claimant)

19 74

[Signature]
Notary Public

Residing at Boise

My commission expires 2-2-77

For Department Use Only

Received by 160 F Date 10-30-74 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by CC Date 10-30-74 claimant by: _____
\$10.00 fee received by CC Date 10-30-74
Approved for publication by CC _____
Published in Times News _____
Dates 11-7 & 11-14-74 _____

#14635