

Cl. No. 13-7894

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUL 16 2013
Department of Water Resources
Eastern Region

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that Craig & Janice Wilker Family Trust
(Name of Claimant)

Mailing Address: P.O. Box 257 Grace, Id. 83241

Telephone No: 208 415-3249 Email: _____

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) April 1, 1933
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Unnamed Stream tributary to Beer River

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 or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD) (MM/DD)
Quantity <u>3.5</u>	Use <u>Irrigation</u>	Period of Use From <u>4-1</u> to <u>10-31</u>
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____

4. 3.50 CFS TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is _____ ¼ of NE ¼ of S.W. ¼, Govt. Lot _____
Sec. 4 Township 11S Range 40E B.M., _____ County; additional points
of diversion, if any: T11S 40E Sec 4 NE SE & NW SE

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.

Three dams in culverts to ditches
for flood irrigation

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	40E	4									8.8			28	0.7	14	24	0.1	75.6
		9	0.6	30	24	1.8	30			2.3									88.7

TOTAL ACRES 164.3

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific.

NOTE: Include here the type and number of stock watered: _____

7. Remarks: _____

8. Map – Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place of use if available.

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 forgoing 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.



Craig Wilken
Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 16th day of July, 2013.

Sharla Cox
Notary Public
Residing at: Idaho Falls
My commission expires: Sept 14, 2014

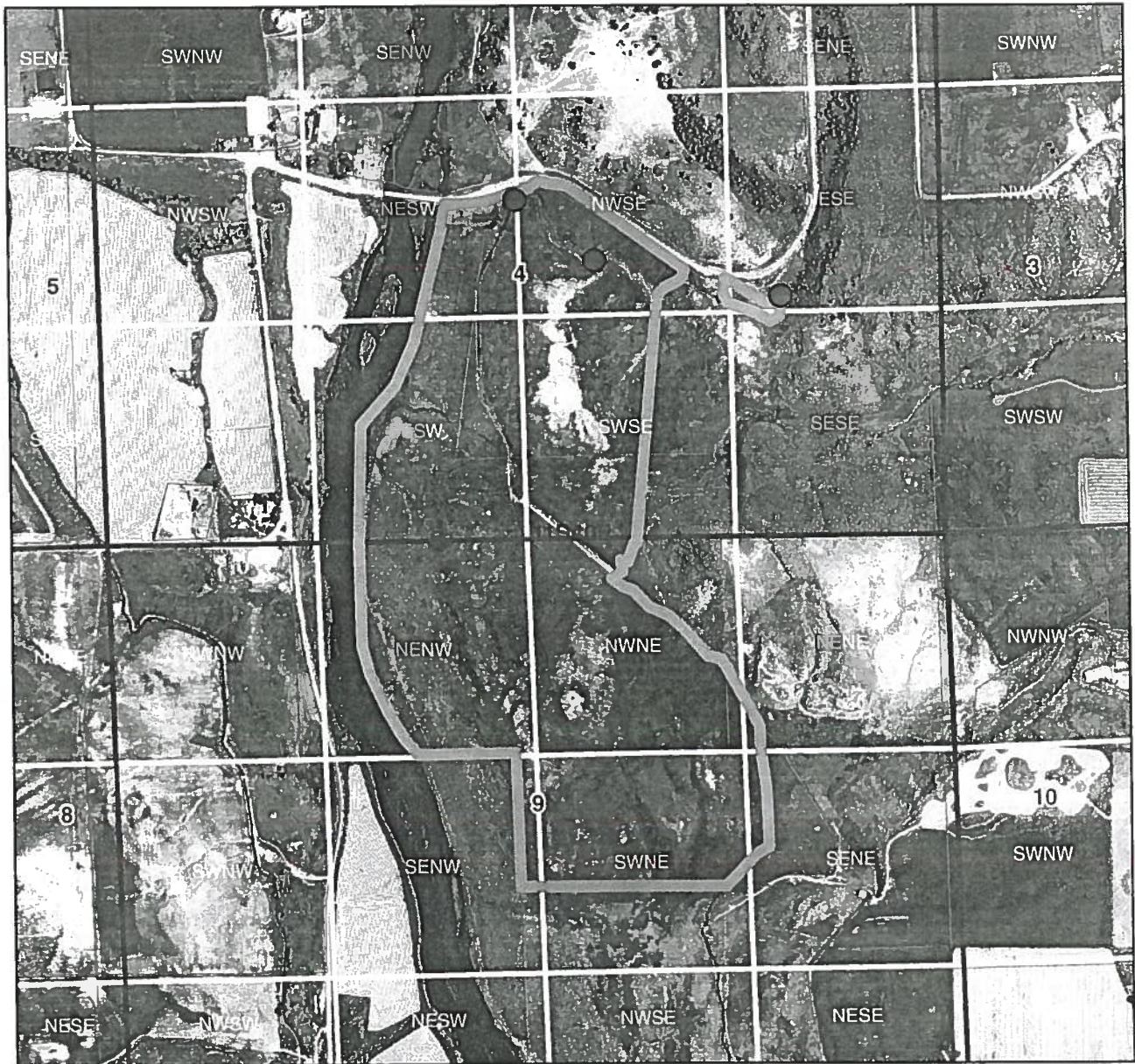
FOR DEPARTMENT USE ONLY

Received by MHOLLIDAY Date 7/16/2013
Prelim. check by MHOLLIDAY Date 7/31/2013
Fee \$ 500 Receipt # E038897
Receipt prepared by KJONES Date 7/16/2013

Published in _____
Publication dates _____
Publication checked by _____ Date _____
Exceptions filed by _____

Idaho Department of Water Resources

Statutory Claim 13-7894

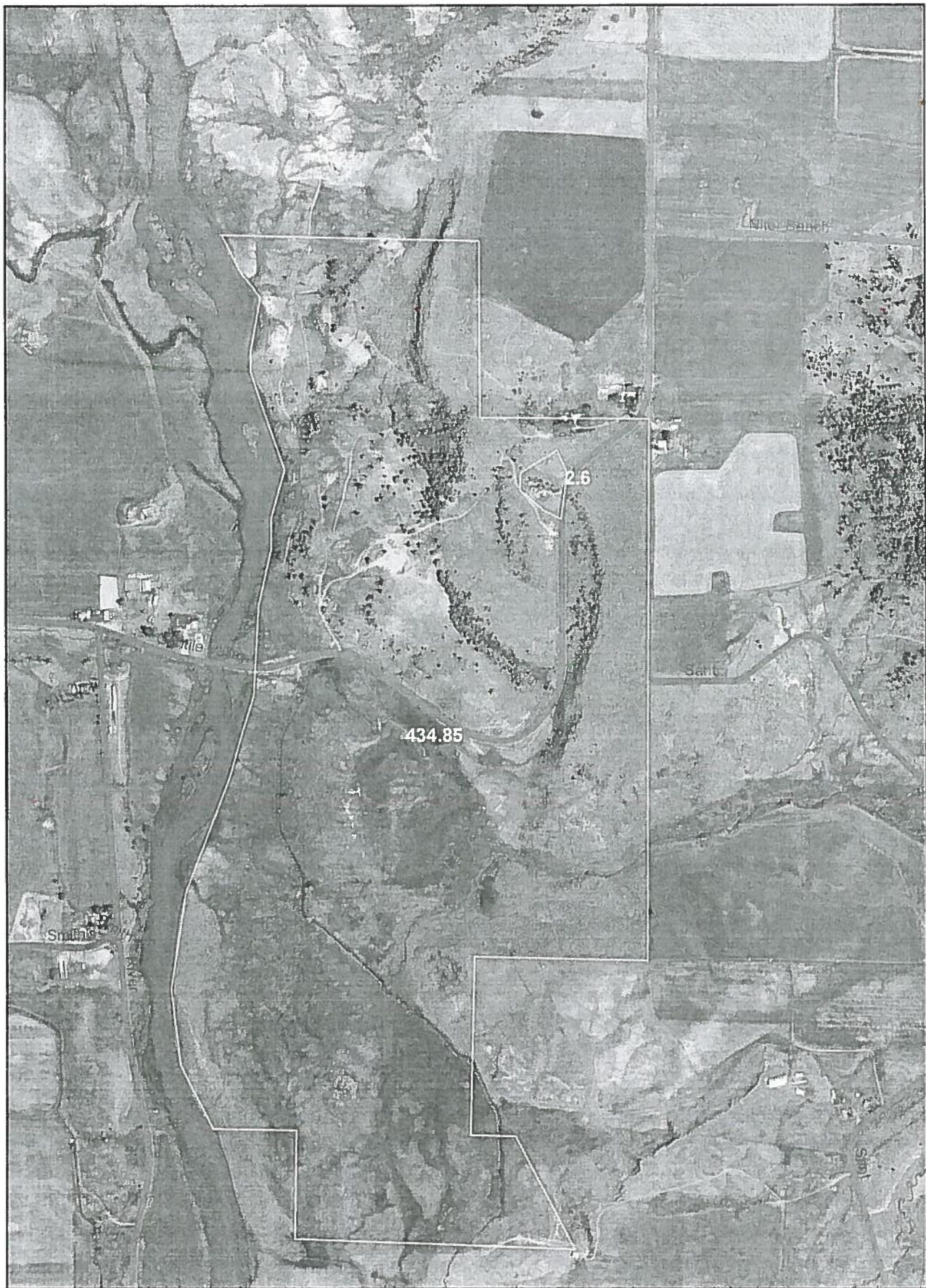


Legend

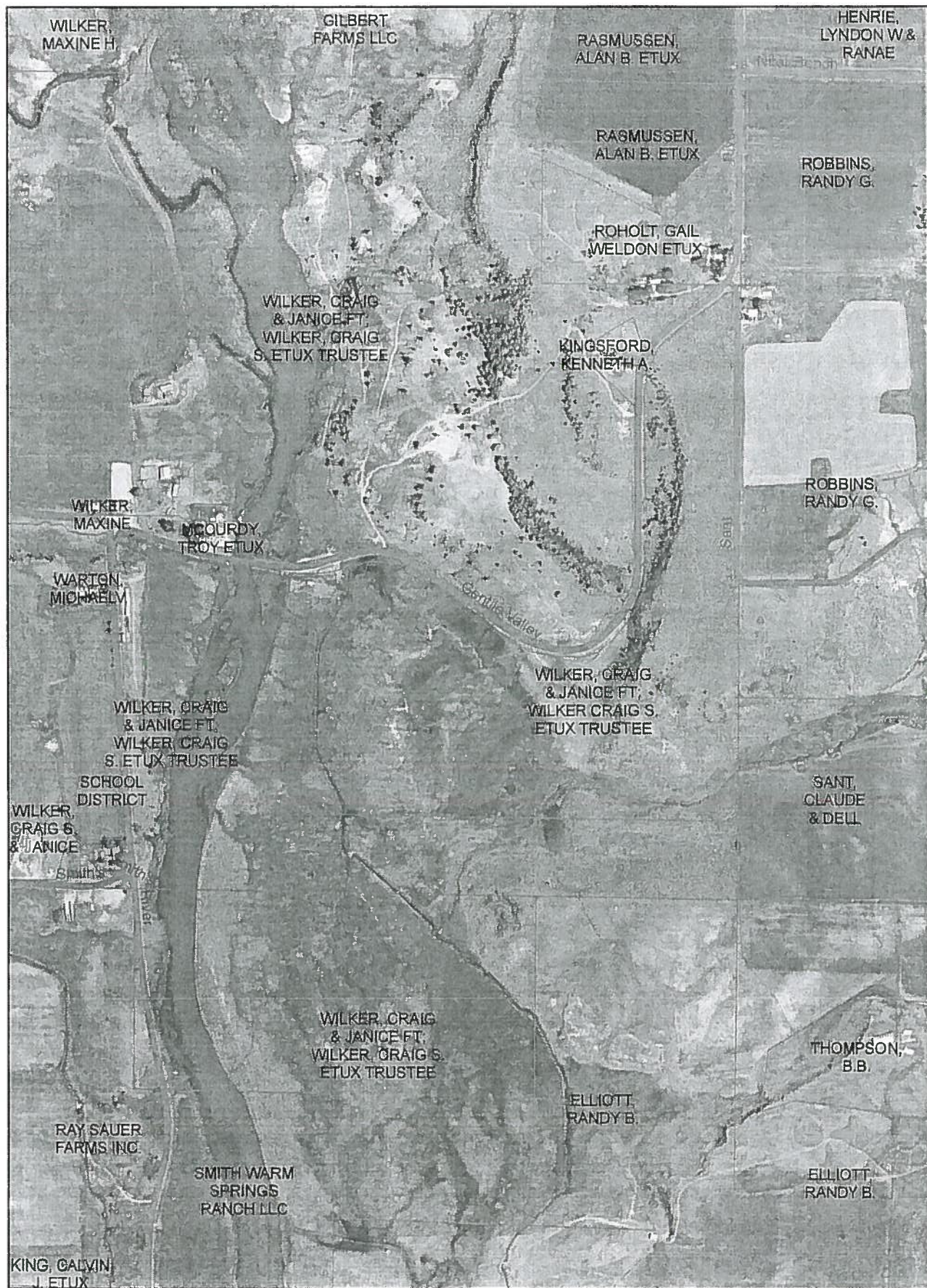
- POD
- ▭ Place of Use 13-7894
- ▭ Township/Range
- ▭ Sections
- QQ

13- 7894

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13- 78 94



I will be ninety years old in November, 2013. I would like to testify from my earliest memories my father used the water from the springs both north and south of the road on our property east of the Bear River for stock water and irrigation. I remember putting poisoned oats down squirrel holes while my dad was irrigating. I'm sure he was doing what Bill Larkins, the previous owner, had done. We have used this water continuously since then

Marnie Hogan Wilker

6-28-13

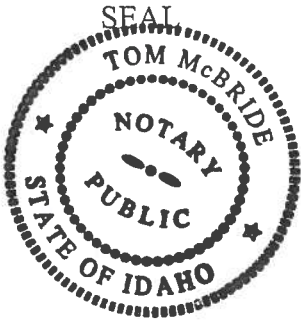
ACKNOWLEDGMENT CERTIFICATE
(INDIVIDUAL PERSONALLY KNOWN BY NOTARY)

STATE OF Idaho)

S.S.

COUNTY OF Caribou)

On this 28 day of June, in the year of 2013, before me
Tom McBride a notary public, personally appeared Maxine Wilker,
personally known to me to be the person (s) whose name (s) is (are) subscribed to the
within instrument, and acknowledged to me that he (she) (they) executed the same.



Tom McBride
Notary Public

My Commission Expires on 8/31/14