

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 09 2010

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 Jan Kucera

(Name of Claimant)

Mailing Address: 4940 Bear View Dr Park City UT 84098Telephone No: (801) 864-2904 Email: jan.kucera@gmail.com

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) October 19, 1905
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)
spring tributary to sinks

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>0.02 cfs</u>	Use <u>Stock water</u>	Period of Use From <u>01/01</u>	to <u>12/31</u>
Quantity _____	Use _____	Period of Use From _____	to _____
Quantity _____	Use _____	Period of Use From _____	to _____
Quantity _____	Use _____	Period of Use From _____	to _____

4. 0.02 cfs TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 10 S Range 43 E B.M., Bear Lake County; additional points
of diversion, if any: _____

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.

Stock drink directly from spring.

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	
10S	43E	32																S	

TOTAL ACRES _____

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

Stock water

NOTE: Include here the type and number of stock watered: 80 to 100.

7. Remarks: Priority date based on Homestead Patent document #4731 issued to Nephi A Skinner on October 19, 1905.

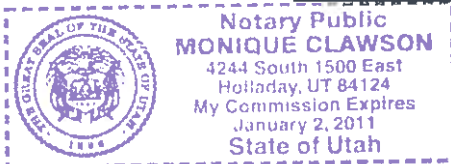
8. **Map** – Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place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

State of Utah)
) ss.
 County of Salt Lake)

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.

[Signature]
 Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 26th day of May, 2010.



[Signature]
 Notary Public
 Residing at: _____
 My commission expires: _____

FOR DEPARTMENT USE ONLY

Received by _____ Date _____
 Prelim. check by _____ Date _____
 Fee \$100 - Receipt # E035889(300.-)
 Receipt prepared by JB Date 10/10/10

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

Include 3 claims

11- 7671

Idaho Department of Water Resources

Well Drillers' Locator

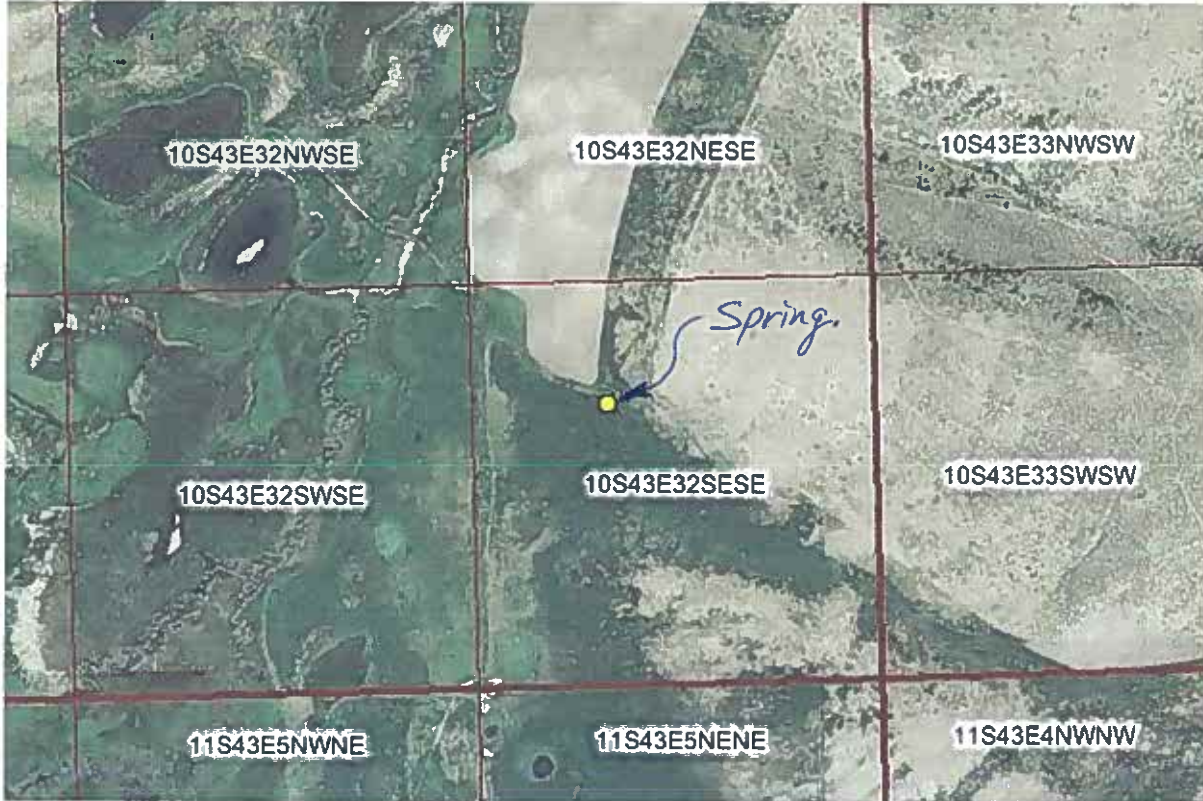
The lat/long you provided was 42° 30.321' N; 111° 26.996' W
SE quarter of the SE quarter of Section 32, Township 10S, Range 43E
IDTM NAD83 coordinates: Easting=2709517; Northing=1259262



Choose the map-display background:

Photo

Topo



Add Layer

☐ Wells ☐ Water Rights ☐ Water Right Permits ☐ Adjudication Claims ☐ Adjudication Recommendations

* Positions of wells/headgates may be based upon the center of a quarter-quarter section; those obtained by GPS or survey are accurate.

Drilling restrictions may apply to these areas.

Show areas of possible drilling restriction

☒ Areas Drilling Concern

☐ Contamination Areas

☐ Nitrate Priority Areas

☐ Critical Ground Water Areas

☐ Ground Water Management Areas

Note: If you do not see a yellow dot in the middle of the map, press the "refresh" button on your browser.

11- 7671



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

June 15, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

JAN KUCERA
4940 BEAR VIEW DR
PARK CITY, UT 84098

Water Right Claim Nos. 11-7670, 11-7671, 11-7672

Dear Claimant(s):

A legal notice of the claim has been prepared and is scheduled for publication in the THE NEWS EXAMINER on June 23 and 30, 2010. If exceptions to the claim are filed, you will be sent a copy of each exception.

The filing and advertising of the claim does not confirm or validate the water right. It will serve to record and preserve the information and the evidence, including any exceptions, regarding the claim.

If, at a later date, you find that you have additional information or supporting evidence you would like to include with the claim, you may submit it at any time. You may correct the claim by filing an amended claim. No additional filing fees are required to amend a claim.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any Department office or visit the Department's web site at <http://www.idwr.idaho.gov> to obtain the proper forms and instructions.

We are enclosing a copy of the claim for your records. Please contact this office if you have any questions.

Sincerely,

Sharla Cox
Administrative Assistant

June 15, 2010

LEGAL NOTICE DEPARTMENT
THE NEWS EXAMINER
PO BOX 278
MONTPELIER, ID 83254-0278

RE: Statutory Claim No.: 11-7670, 11-7671, 11-7672

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before July 12, 2010. Your cooperation is appreciated.

Sincerely,

Sharla Cox
Administrative Assistant

Enclosure(s)

The following claim(s) have been filed based on diversion and beneficial use of water:

JAN KUCERA
4940 BEAR VIEW DR
PARK CITY, UT 84098

11-7670

Point of Diversion SENENE S6 T11S R43E BEAR LAKE County Source SPRING Tributary SINKS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Use: DOMESTIC 01/01 to 12/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 6/9/2010

Place Of Use: DOMESTIC

T10S R43E S32 SWSW

Place Of Use: STOCKWATER

T10S R43E S32 SWSW

11-7671

Point of Diversion NWSESE S32 T10S R43E BEAR LAKE County Source SPRING Tributary SINKS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 6/9/2010

Place Of Use: STOCKWATER

T10S R43E S32 SESE

11-7672

Point of Diversion SENESE S6 T11S R43E BEAR LAKE County Source SPRING Tributary SINKS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 6/9/2010

Place Of Use: STOCKWATER

T11S R43E S6 NESE

Exceptions to a claim may be filed with the Department of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with an exception fee of \$25.00.

GARY SPACKMAN, Interim Director

Published on June 23 and 30, 2010