

T. 10 S

R. 44 E.

30

SW $\frac{1}{4}$ SW $\frac{1}{4}$

Spring

NW $\frac{1}{4}$

NW $\frac{1}{4}$

Stream

Pipeline

Stream sinks here when not in use

Place of use

2 A.

SW $\frac{1}{4}$

NW $\frac{1}{4}$

Garden (one-half acre)

10 A.

Experimental plot for berries

31

Nº 2363

AUG 18 1983

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Marie B. Nye

being duly sworn,

deposes and says:

That he is the *Publisher* of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for *2* consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

August 4, 19*83*, and ending
with the issue of *August 11*, 19*83*.

Marie B. Nye

Fees, *\$12.50*

Subscribed and sworn to before me this *16th* day
of *August*, 19*83*.

News-Examiner

Notary Public, Residing at Montpelier, Idaho

My Commission Expires *Lifetime*, 19.....

RECEIVED

SEP 1 1983

Department of Water Resources
Eastern District Office

LEGAL NO. 2363

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on
water right(s) created by diversion and
beneficial use:

11-4251 4257

MUNK, LEWIS E.

469 JEFFERSON, MONTPELIER, ID 83254

Source: SPRING trib. to SINKS

Priority Date: 05/01/1916

Diversion Pt: SWSW Sec 30 T 10S R 44E

Use: IRRIGATION (0.24 CFS)

In: NWNW SWNW Sec 31 T 10S R 44E FOR
12 ACRES

Exceptions to a claim may be filed with the
Director, Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho
83402.

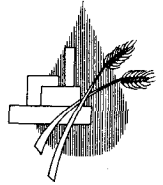
KEN DUNN
DIRECTOR

8-4, 8-11
20 LINES

RECEIVED

JUN 23 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Lewis E. Munk (Name of Claimant)
469 Jefferson Montpelier, ID 83254 Telephone No. 847-0358
(Mailing Address) (Zip Code)

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

(1) Date of priority: (When was the water first applied to a beneficial use) May, 1916

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 is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Un-named spring tributary to stream from spring sinks on my farm

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
.24		irrigation		April 15	To Nov. 15
		Use		Period of Use From	To
		Use		Period of Use From	To
		Use		Period of Use From	To
		Use		Period of Use From	To

(4) .24 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 30 Twp. 10 S Rge. 44 E. B.M., County of Bear Lake
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. Describe any changes in the system and give the date of the change. Pipeline: length of ditch--.36 mi.; length of field--.45 mi.; length of pipeline--.71 mi.; diameter of pipe--1.25 inches

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
10S	44 E.	31					2	10											12

No. of acres 12

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

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

(7) If you are claiming water as a member of an organization, list name of organization:

[illegible]

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.

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 affiant's knowledge.

Ronald O. Peterson
Notary Public
Residing at Montpelier, Idaho

FOR DEPARTMENT USE ONLY

Received by CW Date 6-23-83 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by JRM Date 6-28-83 claimant by: _____
 \$30.00 fee received by CW Date 6-23-83
 Published in News Examiner # 30694
 Dates 8/4 - 8/11/83

T. 10 S

R. 44 E.

30

SW $\frac{1}{4}$ SW $\frac{1}{4}$

Spring

Stream

Pipeline

Stream sinks here when not in use

Place of use

SW $\frac{1}{4}$ NW $\frac{1}{4}$

Garden (one-half acre)

Experimental plot for berries

31

Nº 2363

AUG 18 1983

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Marie B. Nye

being duly sworn,

deposes and says:

That he is the *Publisher* of THE NEWS-EXAMINER, a weekly newspaper published at Montpelier, in the County of Bear Lake and State of Idaho; and said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Montpelier; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for *2* consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

August 4, 19*83*, and ending
with the issue of *August 11*, 19*83*.
Marie B. Nye

Fees, *\$12.50*

Subscribed and sworn to before me this *16th* day
of *August*, 19*83*.

Nelson Green
Notary Public, Residing at Montpelier, Idaho

My Commission Expires *Lifetime*, 19.....

RECEIVED

SEP 1 1983

Department of Water Resources
Eastern District Office

LEGAL NO. 2363

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on
water right(s) created by diversion and
beneficial use:

11-4271 4257

MUNK, LEWIS E.

469 JEFFERSON, MONTPELIER, ID 83254

Source: SPRING trib. to SINKS

Priority Date: 05/01/1916

Diversion Pt: SWSW Sec 30 T 10S R 44E

Use: IRRIGATION (0.24 CFS)

In: NWNW SWNW Sec 31 T 10S R 44E FOR
12 ACRES

Exceptions to a claim may be filed with the
Director, Dept. of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho
83402.

KEN DUNN
DIRECTOR

8-4, 8-11
20 LINES

WRR100

11-4257

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

01 WATER RIGHT NUMBER - 11-4257 02 OLD (C) NUMBER -

LAST NAME

FIRST NAME

ORIG. OWNER

03001 - MUNK

04001 - LEWIS E.

05001 - C

06 ADD LINE 1 - 469 JEFFERSON

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - MONTPELIER

11 ZIP - 83254

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE

TRIBUTARY OF

14001 - SPRING

15001 - SINKS

16 DIVERSION MEANS - PIPELINE & DITCH

17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .240

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT SEC TWN RNG LOT RFLG STREAM INDEX FIELDS

22001 - SWSW 23001 - 30 24001 - 10S 25001 - 44E 26001 - 27001 - 28001 - 0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

29 NON-IRRIGATION USE -

USE CODE / USE PLACE OF USE TRACT ACRES LOT

30001 - 01 IRRIGATION

31001 - 10S 32001 - 44E 33001 - 31 34001 - NWNW 35001 - 02 36001 -

30002 - 01 IRRIGATION

31002 - 10S 32002 - 44E 33002 - 31 34002 - SWNW 35002 - 10 36002 -

TOTAL ACRES: 12

PERIOD FROM PERIOD TO USE CODE / USE WATER USE DIVERSION RATE DIVERSION VOLUME

37001 - 0415 38001 - 1115 39001 - 01 IRRIGATION

40001 - 0.240 41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS

44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

47 PRIORITY - 1-MAY-1916 55 LICENSE 63 TRANSFER/AMENDED
48 PROOF DUE - 56 APPL RECEIVED 64 DLE/CAREY ACT
49 PROOF MADE - 57 FIELD EXAM MADE 65 FLAG-1
50 APPROVE/DENIED - 58 DECREE 66 FLAG-2
51 PROTESTED - 59 START WORK 67 FLAG-3
52 HEARING - 60 ORDER SHOW CAUSE
53 VERIFIED - 61 DATE-1

WRR100
11-4257

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
18-MAR-1986 23:47:01

----- D A T E S ----- D A T E S ----- F L A G S -----

54 LAST UPDATE - 12-SEP-1983

62 DATE_2

-

3/20/86
VERIFIED JKN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

AUGUST 22, 1983

RECEIVED

LEWIS E. MUNK
469 JEFFERSON
MONTPELIER

ID 83254

RE: Claim No. 11-4251

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve 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 with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

RECEIVED
SEP 19 1983
Department of Water Resources

August 23, 1983

RE: Claim to a Water Right No. 11-4251 MUNK

Newsp Examiner
P.O. Box 278
Montpelier, ID 83254

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on August 4 and 11, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JCM

Right Number

11 4257

Applicant

Lewis E. Munk

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

Aug. 22, 1983

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By

Ernest Carlson

Date

Sept. 8, 1983

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

Juni

Date

9-20-83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

JULY 27, 1983

The News-Examiner
P. O. Box 278
Montpelier, Idaho 83254

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 22, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 8/4 & 8/11/83.

11-4251_

MUNK, LEWIS E.

469 JEFFERSON, MONTPELIER, ID 83254

Source: SPRING trib. to SINKS

Priority Date: 05/01/1916

Diversion Pt: SMSW Sec 30 T 10S R 44E

Use: IRRIGATION (0.24 CFS)

In: NWNW SWNW Sec 31 T 10S R 44E FOR 12 ACRES

no. corrected
on computer
9/7/83 BP