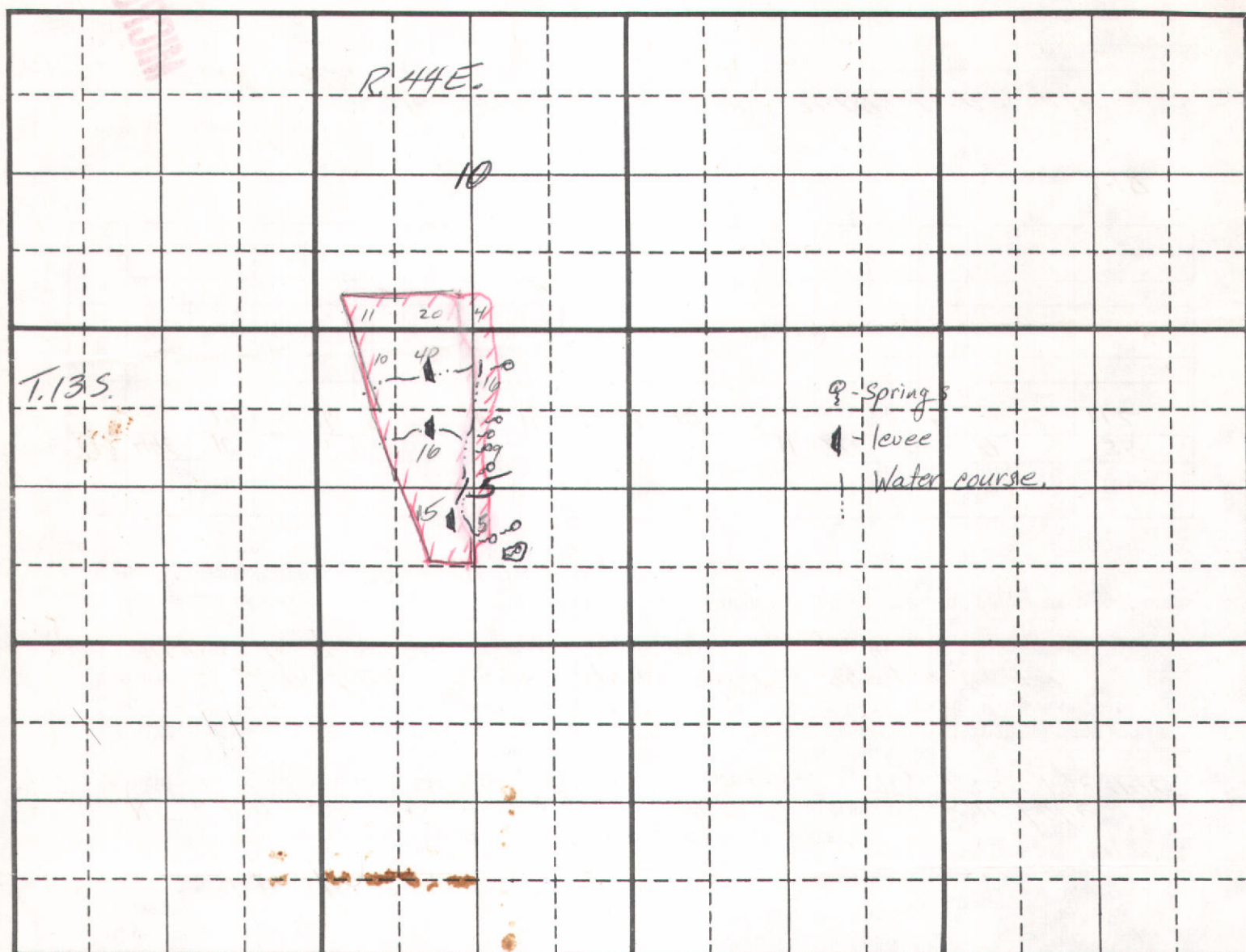


(8) Remarks water from springs collect into an unnamed stream which is impounded by 3 levees.



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 Bear Lake) 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 affiant's knowledge.

Sworn to before me this 21st day of December, 1981

& Fred H. H. & Son.
 (Claimant) B. F. W. H.
 ver , 19 81.
 Notary Public
 Residing at Montpelier, Id

My commission expires Lifetime

Drafted by emc. 5/13/81. **FOR DEPARTMENT USE ONLY**

Received by <u>CW</u>	Date <u>12-22-81</u>	Exception filed by: _____
Prelim. check by <u>GR</u>	Date <u>12-23-81</u>	
\$20.00 fee received by <u>CW</u>	Date <u>12-23-81</u>	
Published in <u>New Examiner</u>	# <u>20023</u>	
Dates <u>1-7 and 1-14-82</u>		

Exception filed by: _____ Forwarded to claimant by: _____ Date: _____

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 Frank Nunzekeu & Ans
(Name of Claimant)

Rural Route 1 Montpelier Idaho 83254 Telephone No. 847-1303
(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) X April 2, 1891

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)

springs & unnamed stream. 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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity <u>1.00 cfs.</u>	Use <u>Irrigation.</u>	Period of Use From <u>April 15</u>	To <u>Oct 15</u>
Quantity <u>0.11 cfs.</u>	Use <u>Stock water.</u>	Period of Use From <u>Jan 1</u>	To <u>Dec 31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

- (4) 1.11 cfs. TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE 1/4 NW 1/4, Sec. 15 Twp. 13S Rge. 44E B.M., County of Bear Lake.
Additional points of diversion: SE NW, NESW Sec 15 Twp. 13S Rge 44E.

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. 3 earth filled levees impound water & supply water for ditches to facilitate flood irrigation.

- (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.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
13S	44E	10											11	20			4		35
		15		16	9		40	10	1	16	15				5				112

No. of acres 147

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

Springs provide drinking water for 2500 sheep & up to 300 cattle.

NOTE: Include here the type and number of stock watered: 2500 sheep, 300 cattle.

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

MICROFILMED

1-7 and 1-14-82
 Published in
 1980
 1-7 and 1-14-82
 Dates

Forwarded to
Date

Johns

Notary Public
Residing at _____

Montpelier, Del

Sworn to before me this 21st day of

Recorder

1861

18/01/1971 (claimant) H.M.E.9

① Fred Thompson & Son
(claimant) 3/29/17

attendant's knowledge.

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

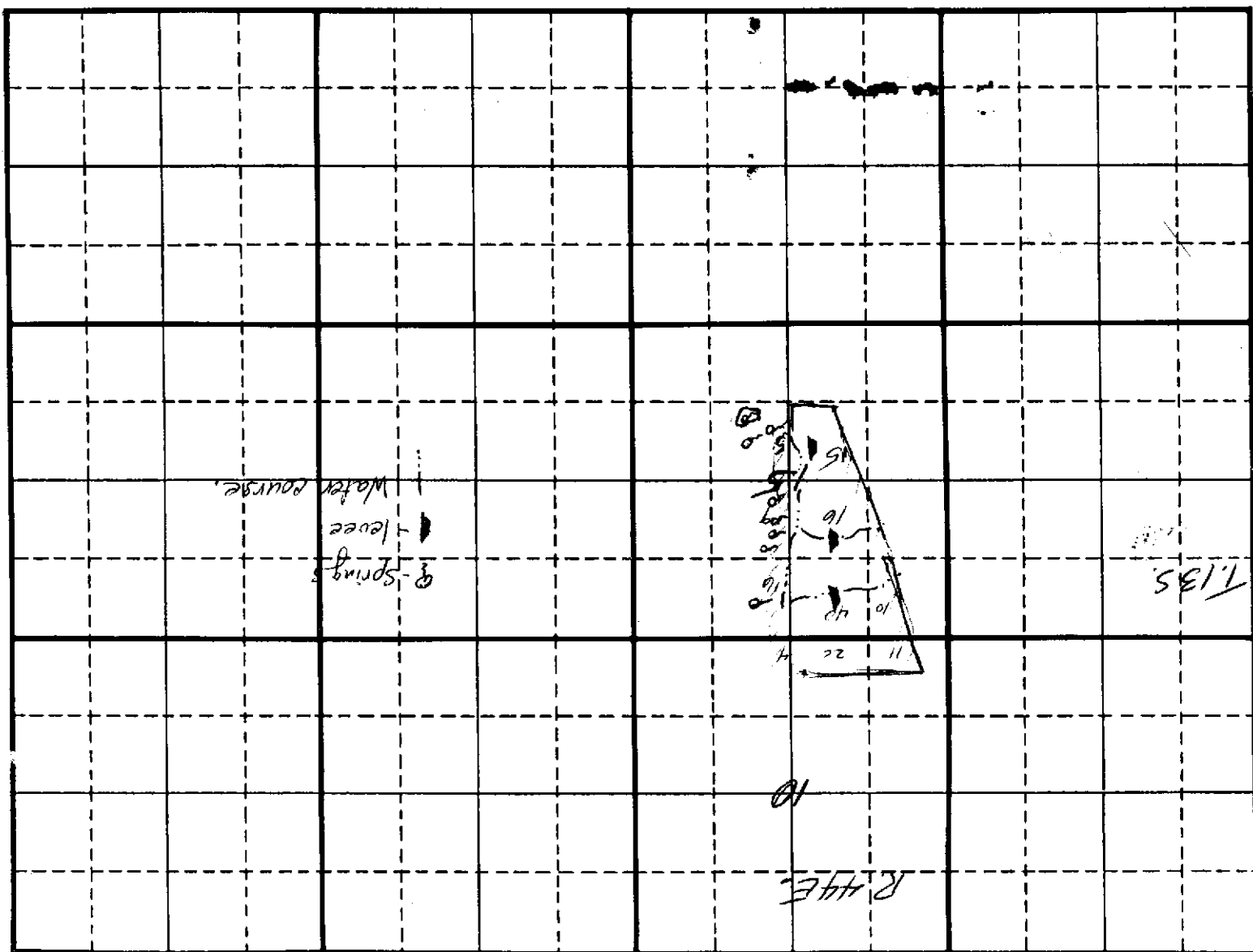
County of

SS.)
(
(

State of Idaho

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.

Scale: 2 inches equal 1 mile.



(8)	Remarks	water from springs collect into an unnamed stream which is impounded by 3 levees.
-----	---------	---

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

R. J. Spencer

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

1-7, 1982 and ending

with the issue of 1-14, 1982

Fees, 30.00

Subscribed and sworn to before me this 20th day

of January, 1982

Karla Jensen

Notary Public, Residing at Montpelier, Idaho

My Commission Expires November, 1985

GAL NO. 1888

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

11-4210

HUNZEKER, FRED & SONS
RT. 1, MONTPELIER, ID 83254
Source: SPRING tributary to SINKS
Priority Date: 12-31-1875
Amount: 0.02 CFS
Diversion Point: SENE Sec 29 T 13S R 45E, BEAR LAKE Co.
Use: STOCKWATER (0.02 CFS) from 01-01 to 12-31
Place of Use: SENE Sec 29 T 13S R 45E

Diversion Means: EXCAVATED POND

11-4211

HUNZEKER, FRED & SONS
RT. 1, MONTPELIER, ID 83254
Source: SPRINGS tributary to SINKS
Priority Date: 04-02-1891
Amount: 1.11 CFS
Diversion Point: NENW SENW NESW Sec 15 T 13S R 44E, BEAR LAKE Co.
Use: IRRIGATION (1.00 CFS) from 04-15 to 10-15

STOCKWATER (0.11 CFS) from 01-01 to 12-31

Place of Use: SWSW SESW SWSE Sec 10 T 13S R 44E NWNE SWNE NENW NWNW SWNW SENW NESW NWSE Sec 15 T 13S R 44E FOR 147 ACRES
Diversion Means: LEVEES TO DITCHES TO FLOOD IRRIGATION

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83402.

A. KENNETH DUNN
Director

RECEIVED
JAN 25 1982

Department of Water Resources
Eastern District Office

MICROFILMED

01 WATER RIGHT NUMBER - 11-4211 02 OLD CDD NUMBER -

03001 - HUNZIKER LAST NAME FIRST NAME ORIG. OWNER
04001 - FRED & SONS 05001 - C

05 ADD LINE 1 - RT. 1 07 ADD LINE 2 - 10 STATE - ID 11 ZIP - 83254

08 ADD LINE 3 - 09 CITY - MONTPELIER

12 STAGE - S STATUTORY CLAIM 13 STATUS -

SOURCE
14001 - SPRINGS 15001 - SINKS
14002 - UNNAMED STREAM 15002 - SINKS

16 DIVERSION MEANS - LEVEES TO DITCHES TO FLOOD IRRIGATION 17 COUNTY - 07 BEAR LAKE

18 DIVERSION CAPACITY - .000 19 TOTAL DIVERSION RATE - 1.110 20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	DIVERSION POINTS	RFLG	STREAM	INDEX	FIELD
22001 -	NENW	23001 - 15	24001 - 13S	25001 - 44E	26001 -	27001 -	0	100.0	177.2
22002 -	SESW	23002 - 15	24002 - 13S	25002 - 44E	26002 -	27002 -	0	100.0	177.2
22003 -	NESE	23003 - 15	24003 - 13S	25003 - 44E	26003 -	27003 -	0	100.0	177.2

28 NON-IRRIGATION USE - S/300 RANGE: 2500 SHEEP

USE CODE / USE	TWN	RNG	PLACE OF USE	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION	31001 - 13S	32001 - 44E	33001 - 10	34001 -	SWSW	35001 - 11	36001 -
30002 - 01 IRRIGATION	31002 - 13S	32002 - 44E	33002 - 10	34002 -	SESW	35002 - 20	36002 -
30003 - 01 IRRIGATION	31003 - 13S	32003 - 44E	33003 - 10	34003 -	SWSE	35003 - 04	36003 -
30004 - 01 IRRIGATION	31004 - 13S	32004 - 44E	33004 - 15	34004 -	NWNE	35004 - 16	36004 -
30005 - 01 IRRIGATION	31005 - 13S	32005 - 44E	33005 - 15	34005 -	SWNE	35005 - 09	36005 -
30006 - 01 IRRIGATION	31006 - 13S	32006 - 44E	33006 - 15	34006 -	NENW	35006 - 40	36006 -
30007 - 01 IRRIGATION	31007 - 13S	32007 - 44E	33007 - 15	34007 -	NWNW	35007 - 10	36007 -
30008 - 01 IRRIGATION	31008 - 13S	32008 - 44E	33008 - 15	34008 -	SWNW	35008 - 01	36008 -
30009 - 01 IRRIGATION	31009 - 13S	32009 - 44E	33009 - 15	34009 -	SESW	35009 - 16	36009 -
30010 - 01 IRRIGATION	31010 - 13S	32010 - 44E	33010 - 15	34010 -	NESW	35010 - 15	36010 -
30011 - 01 IRRIGATION	31011 - 13S	32011 - 44E	33011 - 15	34011 -	NWSE	35011 - 05	36011 -

TOTAL ACRES: 147

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

37001 - 0415	38001 - 1015	39001 - 01 IRRIGATION	40001 -	1.000	41001 -	0.00
37002 - 0101	38002 - 1231	39002 - 04 STOCKWATER	40002 -	0.110	41002 -	0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

RECEIVED
MAR 26 1986

WR0100
11-4211

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
25-MAR-1986 19:51:20

REMARKS
44001 - WATER FROM SPRINGS TO STREAM IMPOUNDED BY THREE LEVEES
44002 - SOURCES ARE SPRINGS & UNNAMED STREAM, TRIA. TO SINKS.

9861 92 RMW

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

	PRIORITY	D A T E S	L I C E N S E	D A T E S	F L A G S
47	PRIORITY	2-APR-1891			
48	PROOF DUE		55	LICENSE	63
49	PROOF MADE		56	APPL RECEIVED	64
50	APPROVE/DENIED		57	FIELD EXAM MADE	65
51	PROTESTED		58	DECREE	66
52	HEARING		59	START WORK	67
53	VERIFIED		60	ORDER SHOWN CAUSE	
54	LAST UPDATE	25-MAR-1986	61	DATE_1	
			62	DATE_2	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JANUARY 25, 1982

FRED & SONS HUNZEKER
RT. 1
MONTPELIER

ID 83254

RE: Claim No. 11-4211

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
FEB 13 1982

Department of Water Resources

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Gr

Right Number 11 4211 Applicant HUNZIKER

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.

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date Jan 25, 1982

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By KW Date 2/18/82

MICROFILMED

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
NEW	15	13S	44E	--	--	000.1
SE NW						000.3
NE SW						000.6

IDAHO STREAM CODE INDEX

100.0.177.2.001.0.-----

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

11-4211-

HUNZEKER, FRED & SONS

RT. 1, MONTPELIER, ID 83254

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Priority Date: 04/02/1891

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NESW NWSE Sec 15 T 13S R 44E FOR 147 ACRES

Diversion Means: LEVEES TO DITCHES TO FLOOD IRRIGATION

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