
R-38E

PD and place of Use

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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.

Notary Public
Residing at Firth, Idaho

FOR DEPARTMENT USE ONLY

Received by <u><i>[Signature]</i></u>	Date <u>5/5/80</u>	Exception filed by: _____	Forwarded to _____
Prelim. check by <u><i>[Signature]</i></u>	Date _____		Date _____
\$20.00 fee received by <u><i>[Signature]</i></u>	Date <u>5-05-80</u>		claimant by: _____
Published in <u>The Post Register</u>	<u>#12975</u>		
Dates <u>5/15 & 5/22/80</u>			

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss.

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 15th day of May, 1980, last publication having been made on the 22nd day of May, 1980, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 23rd day of May, 1980

Dean R. Johnson
Notary Public

My commission expires October 5, 1983

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:

25-4061

WIRKUS, COLLEEN
RT. 7 BOX 147, IDAHO FALLS, ID
83401

Source: GROUNDWATER

Priority Date: 03-01-1900

Amount: 0.04 CFS

Diversion Point: NENW Sec 03 T 01N R
38E, BONNEVILLE Co.

Use: DOMESTIC (0.04 CFS) from 01-01
to 12-31

Place of Use: NENW Sec 03 T 01N R
38E

Diversion Means: WELL, PUMP AND
PRESSURE SYSTEM

25-4062

WIRKUS, COLLEEN
RT. 7 BOX 147, IDAHO FALLS, ID
83401

Source: GROUNDWATER

Priority Date: 03-01-1900

Amount: 0.04 CFS

Diversion Point: NWSW Sec 10 T 01N R
38E, BONNEVILLE Co.

Use: COMMERCIAL (0.02 CFS) from
01-01 to 12-31

DOMESTIC (0.02 CFS) from 01-01 to
12-31

Place of Use: NWSW Sec 10 T 01N R
38E

Diversion Means: WELL, PUMP AND
PRESSURE SYSTEM

25-4063

WIRKUS, COLLEEN
RT. 7 BOX 147, IDAHO FALLS, ID
83401

Source: GROUNDWATER

Priority Date: 03-01-1900

Amount: 0.10 CFS

Diversion Point: SWSE Sec 03 T 01N R
38E, BONNEVILLE Co.

Use: COMMERCIAL (0.04 CFS) from
01-01 to 12-31

DOMESTIC (0.06 CFS) from 01-01 to
12-31

Place of Use: SWSE Sec 03 T 01N R
38E

Diversion Means: WELLS, PUMP
AND PRESSURE SYSTEM.

Any exception to any claim of water
right may be filed with the Director of
the Idaho Department of Water Re-
sources, 1515 Lincoln Road, Idaho Falls,
Idaho 83401.

C. STEPHEN ALLRED

Director

Pub.: May 15 and 22, 1980

RECEIVED

MAY 27 1980

Department of Water Resources
Eastern District Office.

MICROFILMED

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 Colleen Wirkus (Name of Claimant)
Rt. #7, Box 147 Idaho Falls, ID 83401 (Mailing Address) Telephone No. 523-0793 (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) March 1900

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)
Groundwater tributary to

(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.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	0.04	Use Domestic	Period of Use From Jan. 1	To Dec. 31
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.04 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼ NW ¼, Sec. 3 Twp. 1N Rge. 38E B.M., County of Bonneville
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. well, pump and pressure system

(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
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	38E	3					X												

No. of acres

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

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:

UNRECORDED

R-38E

PD and place of use

T
I
N

3

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.

Received by *LSJ* Date *5/5/80* Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by *JD* Date _____
\$20.00 fee received by *CW* Date *5-05-80*
Published in The Post Register *#12975* _____
Dates *5/15 & 5/22/80* _____

Proof of Publication

The Post-Register

State of Idaho,
County of Bonneville } ss.

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That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 15th day of May, 1980, last publication having been made on the 22nd day of May, 1980, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 23rd day of May, 1980

J. Robb Brady
Dean R. Johnson
Notary Public

My commission expires October 5, 1983

RECEIVED

MAY 27 1980

Department of Water Resources
Eastern District Office

MICROFILMED

ACTION

N OWNER LAST NAME - WIRKUS FIRST NAME - COLLEEN
N ADDRESS LINE 1 - RT. 7 BOX 147
N CITY - IDAHO FALLS STATE - ID ZIP CODE - 83401
N SOURCE - GROUNDWATER
N STAGE - STATRY CLM
N DIVERSION POINT - NEW 03 Q1N 38E
N FROM - 01-01 TO - 12-31 USE - DOMESTIC
N USE - DOMESTIC
N NON IRRIG USE - D/2 HOMES.
N DIVERSION MEANS - WELL, PUMP & PRESSURE SYSTEM.

PRIORITY - 03-01-1900 COUNTY - BONNEVILLE TOTAL DIV. RATE - .0400CFS
USE DIV. RATE - .0400CFS
PLACE OF USE - T2N 01N R4G 38E SEC 03 TRACT NEW

ms
11/11/80

IDENT. NO. 25 4061

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: je

Right Number 25 4061 Applicant Colleen Kirkus

NOTE: 25-4061 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. 6/2
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

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

By Ernest Carlson Date 6-12-1980

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Maureen Date 6/19/80

NOT RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

MAY 9, 1980

The Post Register
P. O. Box 1800
Idaho Falls, Idaho 83401

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 JUNE 2, 1980.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

JUNE 4, 1980

COLLEEN WIRKUS
RT. 7 BOX 147
IDAHO FALLS

ID 83401

RE: Claim No. 25-4061

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

MICROFILMED

25-4061

WIRKUS, COLLEEN

RT. 7 BOX 147, IDAHO FALLS, ID 83401

Source: GROUNDWATER

Priority Date: 03/01/1900

Amount: 0.04 CFS

Diversion Point: NENW Sec 03 T 01N R 38E, BONNEVILLE Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NENW Sec 03 T 01N R 38E

Diversion Means: WELL, PUMP & PRESSURE SYSTEM.

MICROFILMED