

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 Wilmer L. Dahlke

(Name of Claimant)

Box 199, Inkom, Idaho 83245

(Mailing Address)

Telephone No. 775-3627

(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) April 10, 1905

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)

Dell Canyon

tributary to

Portneuf 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, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	1.50	Use Irrigation	Period of Use From Apr. 1	To July 10
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) TOTAL QUANTITY USED.

(cfs, gpd, AFA)

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

SW ¼ SE ¼, Sec. 1 Twp. 8S Rge. 36E B.M., County of Bannock

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. Natural rock diversion to reservoir comingled with Upper Rock Creek

(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	
8S	36E	1									30	20	25	15					90
		2													25	35	10	20	90

No. of acres 180

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:

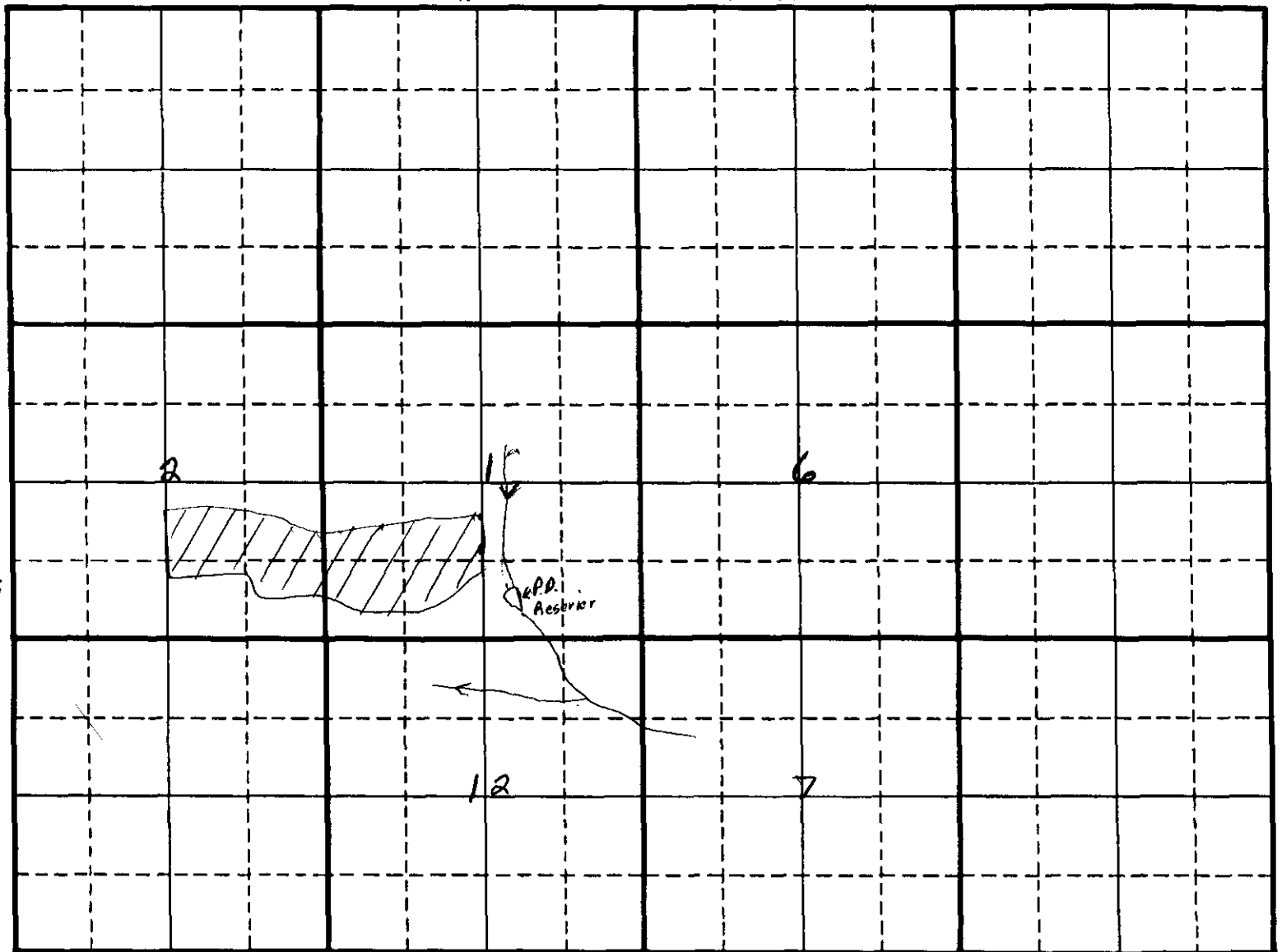
(7) If you are claiming water as a member of an organization, list name of organization:

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(8) Remarks High water filing

R 36 E

R 37 E



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 Donnerville) 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 10th day of October, 1979.

Wilmer L. Kahlke
(Claimant)

William Wray
Notary Public
Residing at Idaho Falls, Id.

My commission expires 6/15/81

FOR DEPARTMENT USE ONLY

Received by <u>CW</u>	Date <u>10-10-79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SM</u>	Date <u>10-10-79</u>		claimant by:	
\$20.00 fee received by <u>CW</u>	Date <u>10-10-79</u>			
Published in <u>Idaho State Journal #13744</u>				
Dates <u>10/18 + 10/25/79</u>				

PROOF OF PUBLICATION

RECEIVED

NOV 5 1979

STATE OF IDAHO
County of Bannock

ss.

Department of Water Resources
Eastern District Office

Jeri Larsen

being first duly sworn on oath deposes and says: That *she* was at all times herein mentioned a citizen of the United States of America, more than 21 years of age, and the Principal Clerk of THE IDAHO STATE JOURNAL, a daily newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL, on the following dates, to-wit:

October 18, 19*79*, 19____
October 25, 19*79*, 19____
_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Jeri Larsen

Subscribed and sworn to before me this *2nd*

day of *November*, 19*79*

Dyan R. [Signature]

Notary Public, State of Idaho
Residence: Pocatello, Idaho

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100)
NOTICE OF RIGHTS TO WATER
It is hereby given that the
water right described in the
above captioned document is
being advertised for sale to the
benefit of the public.
DAHLGREN & SONS
BOX 127 POCATELLO ID 83201
Bannock County, Idaho, a tributary
of the Snake River
District of the State of Idaho
Dated: *October 18*, 1979
By: *Jeri Larsen* (CFS)
Principal Clerk of THE IDAHO STATE JOURNAL
Pocatello, Idaho
This notice is being published in
the IDAHO STATE JOURNAL, a daily
newspaper published in Bannock
County, Idaho, for a period of
seventy-eight weeks prior to the
publication of this notice.
The Director of the Idaho Department
of Water Resources, 1515 Lincoln
Bldg., Boise, Idaho 83720.
NOTARIAL RECORD

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PROOF OF PUBLICATION

STATE OF IDAHO
County of Bannock

ss.

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:

29-4140

DAHLKE, WILMER L.
BOX 199, INKOM, ID 83245
Source: DELL CANYON tributary
to PORTNEUF RIVER
Priority Date: 04/10/1905
Amount: 1.50 CFS
Diversion Point: SWSE Sec 01 T
08S R 36E, BANNOCK Co.
Use: IRRIGATION (1.50 CFS)
from 04/01 to 07/10
Place of Use: NESW NWSW
SWSW SESW Sec 01 T 08S R 36E
NESE NWSE SWSE SESE Sec 02
T 08S R 36E FOR 180 ACRES
Diversion Means: ROCK DIVER-
SION TO RESERVOIR

29-4141

DAHLKE, WILMER L.
BOX 199, INKOM, ID 83245
Source: UPPER ROCK CREEK
tributary to PORTNEUF RIVER
Priority Date: 04/01/1962
Amount: 1.80 CFS
Diversion Point: NENE Sec 12 T
08S R 36E, BANNOCK Co.
Use: IRRIGATION (1.80 CFS)
from 04/15 to 10/01
Place of Use: NESW NWSW
SWSW SESW Sec 01 T 08S R 36E
NESE NWSE SWSE SESE Sec 02
T 08S R 36E FOR 180 ACRES
Diversion Means: HEADBOX
AND PIPELINE
Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 1515 Lincoln
Road, Boise, Idaho 83709.
S/C. STEPHEN ALLRED
Director
Oct. 18, 25, 1979
No. 945

Jeri Larsen
being first duly sworn on oath deposes and says: That she
was at all times herein mentioned a citizen of the United States of
America, more than 21 years of age, and the Principal Clerk of THE
IDAHO STATE JOURNAL, a daily newspaper, printed and published at
Pocatello, Bannock County, Idaho, and having a general circulation
therein.

That the document or notice, a true copy of which is attached, was
published in the said IDAHO STATE JOURNAL, on the following dates,
to-wit:

October 18, 1979, 19.....
October 25, 1979, 19.....
....., 19....., 19.....
....., 19....., 19.....
....., 19....., 19.....
....., 19....., 19.....

That said paper has been continuously and uninterruptedly pub-
lished in said County for a period of seventy-eight weeks prior to the
publication of said notice or advertisement and is a newspaper within
the meaning of the laws of Idaho.

Jeri Larsen
Subscribed and sworn to before me this 22nd

day of November, 1979

Stephen Allred

Notary Public, State of Idaho

Residence: Pocatello, Idaho

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

NOVEMBER 5, 1979

MILMER L. DAHLKE
BOX 199
INKOM

ID 83245

RE: Claim No. 29-4140

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

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November 13, 1979

RE: Claim to a Water Right No. 29-4140 WILMER L. DAHLKE

Ms. Jolene Cole
Federal Land Bank
P.O. Box 386
Preston, Idaho 83263

Dear Ms. Cole:

Pursuant to your request, please find enclosed a copy of the above referenced processed claim.

If we may be of further assistance, please feel free to contact this office.

Very truly yours,

COLLEEN WRAY
Sr. Secretary

Enclosure

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INTER-DEPARTMENT MEMO — 1

FROM Colleen *jd*

DATE October 17, 1979

TO File

SUBJECT Copy of Claim

Send a copy of this claim when processed to:

Jolene Cole
Federal Land Bank
P.O. Box 386
Preston, Idaho 83263

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SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

OCTOBER 11, 1979

Idaho State Journal
P. O. Box 431
Pocatello, Idaho 83201

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 billings to this office before NOVEMBER 5, 1979.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

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29-4140

DAHLKE, WILMER L.

BOX 199, INKOM, ID 83245

Source: DELL CANYON tributary to PORTNEUF RIVER

Priority Date: 04/10/1905

Amount: 1.50 CFS

Diversion Point: SWSE Sec 01 T 08S R 36E, BANNOCK Co.

Use: IRRIGATION (1.50 CFS) from 04/01 to 07/10

Place of Use: NESW NWSW SWSW SESW Sec 01 T 08S R 36E NESE NWSE SWSE SESE
Sec 02 T 08S R 36E FOR 180 ACRES

Diversion Means: ROCK DIVERSION TO RESERVOIR

NOTICE OF CLAIMS TO WATER RIGHT.

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

Any objection to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Boise, Idaho 83709.

C. STEPHEN ALLRED

Director

Published 10/18 & 10/25/73.

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State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: S.M.

Right Number 27-4170

Applicant Wilmer H Dahlke

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. Priority 5/1/77 High water filing
- ☒ 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 11/07/77

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Juni Date 12/16/79

RECEIVED
NOV 16 1979