

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 Telephone No. 775-3627  
(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) June 18, 1902

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)  
Upper Rock Creek tributary to Portneuf

(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        | 3.60 * | Use                                 | Irrigation | Period of Use From     | Apr. 15 To Oct. 1 |
| 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) 3.60 TOTAL QUANTITY USED.  
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)  
NE ¼ NE ¼, Sec. 12 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.  
Concrete drop structure and open ditch

(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

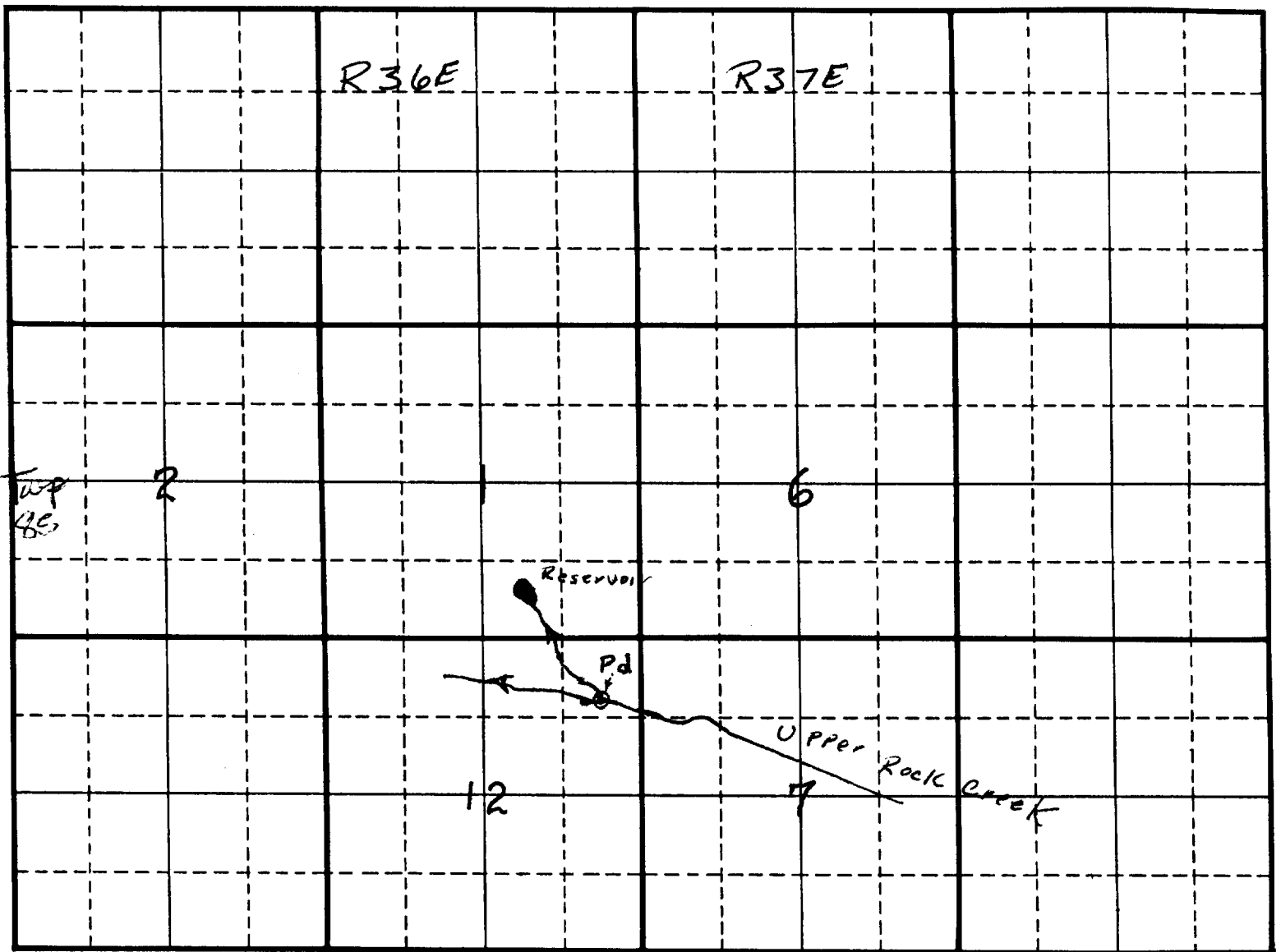
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

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:



(8) Remarks \*Book 2 of water locations, Page 183 show 1/2 of the water of  
Upper Rock Creek being claimed. Use of this water has been on the basis of  
my owning 1/2 of the flow.



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 Bingham ) 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 8<sup>th</sup> day of August

J. L. Hahlke  
(Claimant)

Ronald D. Carter  
Notary Public  
Residing at Ellettsville, Idaho

My commission expires 2/14/82

FOR DEPARTMENT USE ONLY

|                                         |                     |                     |              |      |
|-----------------------------------------|---------------------|---------------------|--------------|------|
| Received by <u>dh</u>                   | Date <u>8-08-79</u> | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>ARK</u>             | Date                |                     | claimant by: |      |
| \$20.00 fee received by <u>dh</u>       | Date <u>8-08-79</u> | #13645              |              |      |
| Published in <u>Idaho State Journal</u> |                     |                     |              |      |
| Dates <u>August 16 &amp; 23, 1979</u>   |                     |                     |              |      |

Scale: 1" = 320'

Twp. 27 S South

Rng. 36 E East

Bartholomew County, Indiana

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# PROOF OF PUBLICATION

STATE OF IDAHO  
County of Bannock

ss.

Jeri Larsen

## NOTICE OF CLAIMS TO WATER RIGHTS

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

29-4104  
DAHLKE, WILMER L.  
BOX 199, INKOM, ID 83245  
Source: UNNAMED SPRINGS  
tributary to PORTNEUF RIVER  
Priority Date: 06/27/1902  
Amount: 1.00 CFS 15.0 AC-FT  
Diversion Point: NESE LOT 07  
(SWSW) Sec 04 T 08S R 37E  
SWSE Sec 01 T 08S R 36E,  
BANNOCK CO.  
Use: IRRIGATION (1.00 CFS)  
from 04/15 to 10/01  
IRRIGATION STORAGE  
(15.0 AC-FT) from 04/01 to  
10/01  
Place of Use: NESW NWSW  
SWSW SESE Sec 01 T 08S R 36E  
NESE NWSE SWSE SESE Sec 02  
T 08S R 36E FOR 180 ACRES  
Diversion Means: PLANK  
DIVERSION DITCH

29-4107  
DAHLKE, WILMER L.  
BOX 199, INKOM, ID 83245  
Source: UPPER ROCK  
CREEK tributary to PORTNEUF  
RIVER  
Priority Date: 06/18/1902  
Amount: 3.60 CFS  
Diversion Point: NENE Sec 12  
T 08S R 36E, BANNOCK CO.  
Use: IRRIGATION (3.60 CFS)  
from 04/15 to 10/01  
Place of Use: NESW NWSW  
SWSW SESE Sec 01 T 08S R 36E  
NESE NWSE SWSE SESE Sec 02  
T 08S R 36E FOR 180 ACRES  
Diversion Means: DITCH

And exception to any claim of  
water right may be filed with the  
Director of the Idaho Department  
of Water Resources, 1515 Lincoln  
Road, Idaho Falls, Idaho 83401.  
C. Stephen Alfred  
Director  
August 16, 23, 1979  
No. 696

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:

|           |      |    |
|-----------|------|----|
| August 16 | 1979 | 19 |
| August 23 | 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 24th

day of August, 1979

*[Signature]*

Notary Public, State of Idaho  
Residence: Pocatello, Idaho

RECEIVED

AUG 27 1979

Department of Water Resources  
Eastern District Office

MICROFILMED

80-1

# PROOF OF PUBLICATION

STATE OF IDAHO  
County of Bannock

ss.

Jeri Larsen

## 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:

29-4106

DAHLKE, WILMER L.  
BOX 199, INKOM, ID 83245  
Source: UNNAMED SPRINGS  
tributary to PORTNEUF RIVER  
Priority Date: 06/27/1902  
Amount: 1.00 CFS 15.0 AC-FT  
Diversion Point: NESE LOT 07  
(SWSW) Sec 06 T 08S R 37E  
SWSE Sec 01 T 08S R 36E,  
BANNOCK CO.

Use: IRRIGATION (1.00 CFS)  
from 04/15 to 10/01  
IRRIGATION STORAGE  
(15.0 AC-FT) from 04/01 to  
1 1 / 0 1  
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: PLANK  
DIVERSION & DITCH

29-4107

DAHLKE, WILMER L.  
BOX 199, INKOM, ID 83245  
Source: UPPER ROCK  
CREEK tributary to PORTNEUF  
RIVER  
Priority Date: 06/18/1902  
Amount: 3.60 CFS  
Diversion Point: NENE Sec 12  
T 08S R 36E, BANNOCK CO.  
Use: IRRIGATION (3.60 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: DITCH

Any exception to any claim of  
water right may be filed with the  
Director of the Idaho Department  
of Water Resources, 1515 Lincoln  
Road, Idaho Falls, Idaho 83401.  
C. Stephen Allred  
Director  
August 16, 23, 1979  
No. 696

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:

August 16, 1979, 19\_\_\_\_  
August 23, 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 24th  
day of August, 1979.

[Signature]  
Notary Public, State of Idaho  
Residence: Pocatello, Idaho

80-L

RECORDED

S T A T E O F I D A H O  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

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

SEPTEMBER 4, 1979

WILMER L. DAHLKE  
BOX 199  
INKOM

ID 83245

RE: Claim No. 29-4107

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

SEP 11 1979

S T A T E   O F   I D A H O  
DEPARTMENT OF WATER RESOURCES  
Eastern Region

---

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

AUGUST 9, 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 billing to this office before SEPTEMBER 4, 1979.

Yours truly,

RONALD D. CARLSON  
Supervisor  
Eastern Region

Encl.

RECEIVED  
AUG 14 1979  
IDaho Falls

31 29-4107  
32 DAHLKE, WILMER L.  
33 BOX 199, INKOM, ID 83245  
34 Source: UPPER ROCK  
35 CREEK tributary to PORTNEUF  
36 RIVER  
37 Priority Date: 06/18/1902  
38 Amount: 3.60 CFS  
39 Diversion Point: NENE Sec 12  
40 T 08S R 36E, BANNOCK CO.  
41 Use: IRRIGATION(3.60 CFS)  
42 from 04/15 to 10/01  
43 Place of use: NESW NWSW  
44 SWSW SESW Sec 01 T 08S R 36E  
45 NESE NWSE SWSE SESE Sec 02  
46 T 08S R 36E FOR 180 ACRES  
47 Diversion Means: DITCH  
48 Any exception to any claim of  
49 water right may be filed with the  
50 Director of the Idaho Department  
51 of Water Resources, 1515 Lincoln  
52 Road, Idaho Falls, Idaho 83401.  
53 C. Stephen Allred  
54 Director  
55 August 16, 23, 1979  
56 No.696  
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29-410Z-

DAHLKE, WILMER L.

BOX 199, INKOM, ID 83245

Source: UPPER ROCK CREEK tributary to PORTNEUF RIVER

Priority Date: 05/18/1902

Amount: 3.60 CFS

Diversion Point: NENE Sec 12 T 08S R 36E, BANNOCK Co.

Use: IRRIGATION (3.60 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: DITCH

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:

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

C. STEPHEN ALLRED

Director

Published 8/16 & 8/23/79.

MICROFILMED

State of Idaho  
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ARK

Right Number 29 4107

Applicant Wilmer L. 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.
- ☒ 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 9/05/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jani Date 9/10/79

RECEIVED  
SEP 11 1979  
IDAHO DEPT. OF WATER RESOURCES