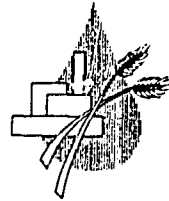


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



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 REED W. & EDITH P. KUNZ
(Name of Claimant)
118 REEDS LANE, BEAR, IDAHO 83220 Telephone No. 847-1640
(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) 4-1-1901

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)
NORTH SPRING 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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.04</u>		Use <u>DOMESTIC</u>		Period of Use From <u>01-01</u>	To <u>12-31</u>
Quantity <u>0.02</u>		Use <u>STOCK</u>		Period of Use From <u>01-01</u>	To <u>12-31</u>
Quantity <u>0.03</u>		Use <u>IRRIGATION</u>		Period of Use From <u>04-15</u>	To <u>10-15</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

(4) 0.09 0.04 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 SW 1/4 NE 1/4, Sec. 35 Twp. 12S Rge. 43E 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.
DITCH IN SPRING TO HOME, STOCK CORRAL, 1/2 ACRE OF IRRIGATION implied in "domestic" use.

(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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	43E	35				D/S													1/2
						1/2													

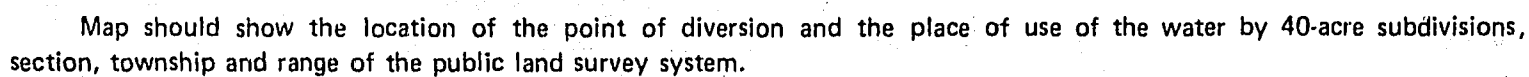
No. of acres 1/2

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
DOMESTIC: ONE HOME, STOCK: 20 MIXED HERD

NOTE: Include here the type and number of stock watered: 20 MIXED HORSES, CATTLE

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

(8) Remarks _____



State of Idaho)
County of BOONEVILLE) 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 3 day of October, 1991

Notary Public
Residing at 1240 Ave

My commission expires 9-12-94

FOR DEPARTMENT USE ONLY

Received by JDW Date 10-3-91 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$30.00 fee received by JDW Date 10-3-91 EO6610
Published in News-Examiner _____
Dates 10-17-24-91 _____

No 4266

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Bear Lake

ss.

Rosa S. Moosma
being duly sworn,

deposes and says:

That he is the Editor 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

October 17, 1991, and ending
with the issue of October 24, 1991.

Rosa S. Moosma
Fees, \$56.48

Subscribed and sworn to before me this 30th day
of October, 1991.

Sherry L. Brown
Notary Public, Residing at Montpelier, Idaho

My Commission Expires August 15, 1997.

NOTICE OF CLAIMS TO WATER RIGHT

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

11-04338

KUNZ, REED W.
KUNZ, EDITH P.
118 REEDS LANE
BERN, ID 83220
Source: GROUNDWATER
County: Bear Lake
Diversion Pt: NENESW Sec 36 T
12S R 43E

Use: STOCKWATER (.020 CFS)
Total Diversion: (.020 CFS)

Date Filed: 4/1/1945

In: T12S R43E S36 NWSE

11-04339

KUNZ, REED W.
KUNZ, EDITH P.
118 REEDS LANE
BERN, ID 83220
Source: NORTH SPRING
Tributary: SINKS
County: Bear Lake
Diversion Pt: NESWNE Sec 35 T
12S R 43E

Use: IRRIGATION (.030 CFS)

STOCKWATER (.020 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.090 CFS)

Date Filed: 4/1/1901

In: T12S R43E S35 SENE

0.5 ACRES TOTAL

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

R. KEITH HIGGINSON,
Director

Legal No. 4266 — Published October 17 and 24, 1991.

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

R. KEITH HIGGINSON, Director

Published 10/17/1991 & 10/24/1991

11-04339

KUNZ, REED W
KUNZ, EDITH P
118 REEDS LANE
BERN, ID 83220

Source: NORTH SPRING

Tributary: SINKS

Diversion Pt: NESWNE Sec 35 T 12S R 43E

Use: IRRIGATION (.030 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.090 CFS)

Date Filed: 4/ 1/ 1901

In: T12S R43E S35 SENE

0.5 ACRES TOTAL

11-04339
KUNZ, REED W.
KUNZ, EDITH P.
118 REEDS LANE
BERN, ID 83220
Source: NORTH SPRING
Tributary: SINKS
County: Bear Lake
Diversion Pt: NESWNE Sec 35 T
12S R 43E
Use: IRRIGATION (.030 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.090 CFS)
Date Filed: 4/1/1901
In: T12S R43E S35 SENE
0.5 ACRES TOTAL
Exceptions to a claim may be filed
with the Director, Dept. of Water Re-
sources, Eastern Region, 150 Shoup
Avenue, Suite 15, Idaho Falls, Idaho
83402.
R. KEITH HIGGINSON,
Director
Legal No. 4266 — Published Octo-
ber 17 and 24, 1991.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Avenue, Suite 15

Idaho Falls, Idaho 8
(208) 525-7161

MAIL-DATE

REED W KUNZ
EDITH P KUNZ
118 REEDS LANE
BERN, ID 83220

Re: Claim No. 11-04339

Dear Claimants(s):

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 the information or evidence added at any time. Please refer to the claim identification number when corresponding with the 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.

Sincerely,

RONALD CARLSON
Manager, Eastern Regional Office

dg

Enclosure

ACTION REQUIRED

11-8-91

FROM: H.W. Jones

TO: File

Claimants Reed + Edith Kunz were notified by phone on 11-8-91 that irrigation as a reference needed to be eliminated from the claim and the total of would then be 0.04 of For Domestic + stock. Mr. Kunz said he understood + since our own agents had made the claim up for him he had no objections.

Helf

This change will need to be done on computer record at your office. Thanks!

HWJ

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 REED W. & EDITH P. KUNZ
(Name of Claimant)

118 REEDS LANE, BEER, IDAHO 83220 Telephone No. 847-1640
(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) 4-1-1901

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)

NORTH SPRING 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:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.04</u>		Use <u>DOMESTIC</u>		Period of Use From <u>01-01</u>	To <u>12-31</u>
Quantity <u>0.02</u>		Use <u>STOCK</u>		Period of Use From <u>01-01</u>	To <u>12-31</u>
Quantity <u>0.03</u>		Use <u>IRRIGATION</u>		Period of Use From <u>04-15</u>	To <u>10-15</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity <u>0.09</u>		Use _____		Period of Use From _____	To _____

(4) 0.09 0.04 TOTAL QUANTITY USED.
(cfs, af)

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

NE 1/4, SE 1/4, NE 1/4, Sec. 35 Twp. 12S Rge. 43E 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.

DITCH IN SPRING TO HOME, STOCK CORRAL, 1/2 ACRE OF IRRIGATION implied in "domestic" use.

(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 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	43E	35				D/S													
						1/2													1/2

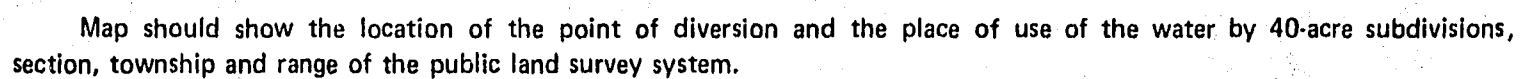
No. of acres 1/2

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

DOMESTIC: ONE HOME, STOCK: 20 MIXED HEAD

NOTE: Include here the type and number of stock watered: 20 MIXED HORSES, CATTLE

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



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 11111 1st St

FOR DEPARTMENT USE ONLY

Received by <u>DM</u>	Date <u>10-3-91</u>	Exception filed by:	Forwarded to
Prelim. check by <u>DM</u>	Date <u>10-25-91</u>		claimant by:
\$30.00 fee received by <u>DM</u>	Date <u>10-3-91</u>	<u>EOK610</u>	
Published in <u>News-Examiner</u>			
Dates <u>12-19-26-91</u>			

No 4301

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Bear Lake

ss.

Rosa S. Moosman

being duly sworn,

deposes and says:

That he is the Editor 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

December 19, 1991, and ending

with the issue of December 26, 1991

Rosa S. Moosman

Fees, 37.76

Subscribed and sworn to before me this 26th day

of December, 1991

Sherry Brown

Notary Public, Residing at Montpelier, Idaho

My Commission Expires August 15, 1997

RECEIVED

JAN - 2 1992

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS TO
WATER RIGHT

The Following claim(s) have been
filed on water rights created by diver-
sion and beneficial use:

11-04339

KUNZ, REED W

KUNZ, EDITH P

118 REEDS LANE

BERN, ID 83220

Source: NORTH SPRING

Tributary: SINKS

Diversion Pt: NESWNE Sec 35 T
12S R 43E in BEAR LAKE County.

Use: STOCKWATER (.020 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 4/1/1901

In: BEAR LAKE County

T12S R43E S35 SENE

Exceptions to a claim may be filed
with the Director, Dept. of Water Re-
sources, Eastern Region, 150 Shoup
Avenue, Suite 15, Idaho Falls, Idaho
83402.

R. KEITH HIGGINSON, Director

Legal No. 4301 — Published De-
cember 19 and 26, 1991.

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

R. KEITH HIGGINSON, Director

Published: 12/19/1991 & 12/26/1991

11-04339

KUNZ, REED W
KUNZ, EDITH P
118 REEDS LANE
BERN, ID 83220

Source: NORTH SPRING

Tributary: SINKS

Diversion Pt: NESWNE Sec 35 T 12S R 43E in BEAR LAKE County.

Use: STOCKWATER	(.020 CFS)
DOMESTIC	(.040 CFS)
Total Diversion:	(.040 CFS)

Date Filed: 4/ 1/1901

In: BEAR LAKE Count
T12S R43E S35

SENE

NOTICE OF CLAIMS TO WATER RIGHT

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

DECEMBER 11, 1991

THE NEWS-EXAMINER
P.O. BOX 278
MONTPELIER, ID 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. 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 JANUARY 6, 1992.

Yours truly,

Rita Bodell
Secretary

Encl.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

12-Dec-1991

REED W OR EDITH P KUNZ
118 REEDS LN
BERN ID 83220

RE: Application No. 11-04339

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the News-Examiner on 12-19 & 26-91. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MEMORANDUM

TO: File No: 11-04339
FROM: Brenda L. Miller *BLM*
DATE: January 23, 1992
RE: Application Letter

=====

Jim discussed with Harold Jones the letter dated December 12, 1991 sent to the claimants stating in error that they will receive an approved permit upon approval of their claim application.