

Claim No. 11-4343

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



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 EDYTH OR ROGER L. KUNZ
(Name of Claimant)

234 Park Ave. Pocatello ID
(Mailing Address)

83201
(Zip Code)

Telephone No. (208) 233-3356

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) July 1, 1921

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)

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 cfs</u>		Use <u>Domestic</u>		Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity <u>0.02 cfs</u>		Use <u>Stockwater</u>		Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

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

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

SE NW SE 1/4, Sec. 26 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. Spring box, 1" pipe to home, ~~200~~ corral and stock tank

- (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	
<u>12S</u>	<u>43E</u>	<u>35</u>	<u>S</u>																
		<u>36</u>						<u>D/S</u>											
		<u>25</u>											<u>S</u>						

No. of acres _____

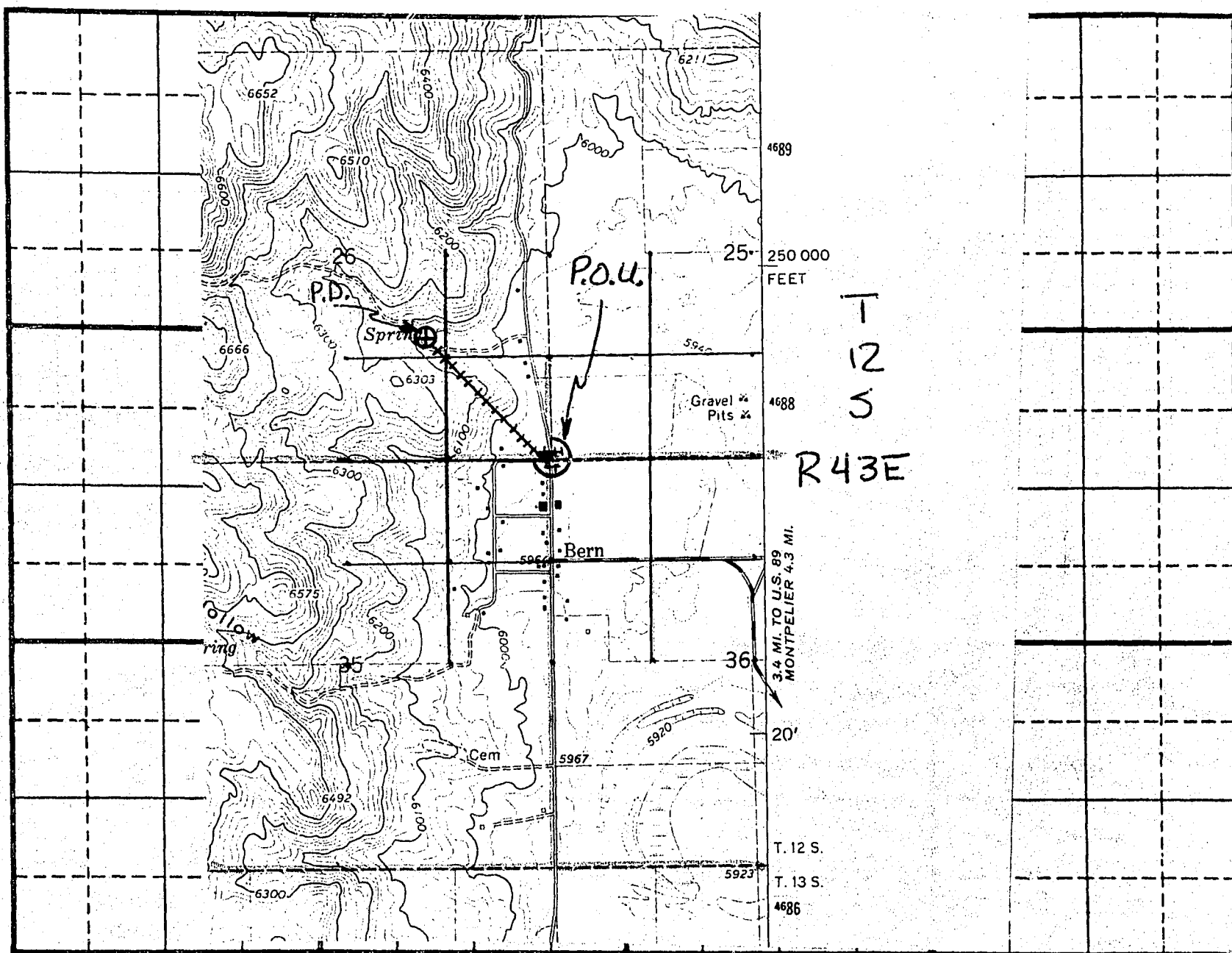
- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

Domestic, 1 Home

NOTE: Include here the type and number of stock watered: 5 range cattle, 2 horses

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

(8) Remarks _____

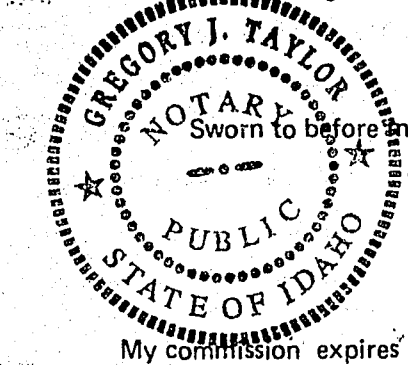


Scale: 2 inches equal 1 mile.

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 Bonneville) 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 30th day of September, 19 93.
My commission expires 3/3/98

Edyth Kunz (Claimant)
Hugo J. Taylor
Notary Public
Residing at Idaho Falls

FOR DEPARTMENT USE ONLY

Received by <u>HJT</u>	Date <u>9-30-93</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>HJT</u>	Date <u>9-30-93</u>		claimant by:	
\$30.00 fee received by <u>HJT</u>	Date <u>9-30-93</u>	<u>E019203</u>		
Published in <u>News Examiner</u>				
Dates <u>10-21-93</u>				

Exceptions to a claim may be filed with the Director, Dept. of Water
Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402.

R. KEITH HIGGINSON, Director

Published: 10/21/1993 & 10/28/1993

11-04343

KUNZ, EDYTH
KUNZ, ROGER
234 PARK AVE
POCATELLO, ID 83201

Source: SPRING

Tributary: SINKS

Diversion Pt: SENWSE Sec 26 T 12S R 43E in BEAR LAKE County.

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

Date Filed: 7/ 1/1921

In: BEAR LAKE County	
T12S R43E S25	SWSW
S35	NENE
S36	NWNW

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
900 N Skyline

Idaho Falls, Idaho 83402
(208) 525-7161

OCTOBER 6, 1993

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 NOVEMBER 8, 1993.

Yours truly,

Rita Bodell
Secretary

Encl.

No 4670

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 21, 1993, and ending
with the issue of October 28, 1993.

Rosa S. Moosma
Fees, \$36.59

Subscribed and sworn to before me this 30th day
of October, 1993.

Sherry Brown

Notary Public, Residing at Montpelier, Idaho

My Commission Expires August 15, 1997

NOTICE OF CLAIMS TO WATER RIGHT

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filed on water rights created by diver-
sion and beneficial use:

11-04343

KUNZ, EDYTH

KUNZ, ROGER

234 PARK AVE.

POCATELLO, ID 83201

Source: SPRING

Tributary: SINKS

Diversion PT: SENWSE Sec 26 T
12SR 43E in BEAR LAKE County.

Use: DOMESTIC (.040 CFS)
STOCKWATER (.020 CFS) Total Di-
version: (.040 CFS)

Date Filed: 7/1/1991

In: BEAR LAKE County T12SR 43E
S25 SWSW S35 NENE S36 NWNW

Exceptions to a claim may be filed
with the Director, Dept. of Water Re-
sources, Eastern Region, 900 N. Sky-
line, Idaho Falls, Idaho 83402.

R. KEITH HIGGINSON, Director

Legal No. 4670 — Publish Oct. 21,
28, 1993.