

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 37-4376
Date Received: 7/22/1988
Receipt No: S001062
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

LYNN FUNKHAUSER
33100 N COUNTY RD 41
STEAMBOAT SPRINGS CO USA 80487

Phone: (208)879-1230

WILLIAM L PUGH
PO BOX 5124
BELLA VISTA AR USA 72714

Phone: (501)855-0304

2. Date of Priority: 09/01/1957

3. Source: PREACHER CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04S	16E	19	SE SE	GOODING	

5. Description of diverting works:

DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	10/15	1.6	
STOCKWATER	1/01	12/31	0.02	
DOMESTIC	1/01	12/31	0.02	

7. Total Quantity Appropriated is:
1.64 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	16E	19	SE	NE	IRRIGATION	40
					Section Acres	40
04S	16E	20	SE	NW	STOCKWATER	
			NE	NW	STOCKWATER	
			SW	NW	STOCKWATER	
			NW	NW	DOMESTIC	
					Total Acres	40

11. Place of use in counties: GOODING, LINCOLN

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

DATE OF PRIORITY ON LICENSE LISTS MONTH OF MAY NOT SEPTEMBER.

OWNERSHIP CHANGED USING CHANGE OF OWNERSHIP FORM 42-1409(7) FROM 36-11250 AS PROOF 09/12/94 SS.

***** 4/2/99 TF; ROSHOLT ROBERTSON AND TUCKER REMOVED AS ATTORNEYS OF RECORD PER REQUEST REC'D 3/26/99.

15. Basis of Claim: Statutory Claim

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-04376
Date Received: 7/22/1988
Receipt No: S001062
Received By: See

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM L. PUGH 303-879-1230
Address: 33100 NORTH COUNTY RD. 41
STEAMBOAT SPRINGS, CO 80487

OR
Name: LYNN FUNKHAUSER 303-879-1230
Address: 33100 NORTH COUNTY RD. 41
STEAMBOAT SPRINGS, CO 80487

2. Date of Priority: SEP 01, 1957

3. Source: PREACHER CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	16E	19		SE	SE		GOODING

5. Description of diverting works:
DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	10/15	1.600		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
1.640 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/25 HORSES D/ 1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	16E	19	SE	NE		IRR	40.0
						Section Acres	40.0
		20	NE	NW		STOCK	
			NW	NW		DOMEST	
			SW	NW		STOCK	
			SE	NW		STOCK	
						Total Acres	40.0

11. Place of use in counties: GOODING, LINCOLN

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
DATE OF PRIORITY ON LICENSE LISTS MONTH OF MAY NOT SEPTEMBER.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____
Notary Public

Seal

Residing at _____
My Commission Expires _____

MICROFILMED
FEB 24 1993

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356

Ident. Number A37-04376

Date Received _____

Receipt Number 5001062

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUL 20 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) WILLIAM L. PUGH/LYNN FUNKHAUSER Phone (303) 879-1230
33100 NORTH COUNTY ROAD 41
 Mailing Address STEAMBOAT SPRINGS CO Zip 80487

2. Date of Priority (Only one (1) per claim) 09-01-1957

3. Source of water supply (a) PREACHER CREEK
 which is tributary to (b) BIG WOOD RIVER

4. a. Location of existing point of diversion is: Township 4S Range 16 Section 19,
1/4 of SE 1/4 of SE 1/4, Govt. Lot, B.M., County of GOODING

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. EARTHERN DAM ACROSS PREACHER CREEK WHICH IS AN INTERMITTENT STREAM THAT DRIES UP DURING THE SUMMER MONTHS. IRRIGATION RUNOFF FROM THE BIG WOOD CANAL IS TRAPPED AND USED FOR SURFACE IRRIGATION OF CERTAIN ACREAGE ON THE PROPERTY NOT CONVENIENTLY IRRIGATED BY CANAL WATER.

MICROFILMED
FEB 24 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 03-15 to 10-15 amount 1.6 or _____
For DOMESTIC purposes from 01-01 to 12-31 amount .02 or _____
For STOCK WATER purposes from 01-01 to 12-31 amount .02 or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.64 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) ONE HOUSEHOLD. 25 HORSES

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4S	16E	20					S	D	S	S									
4S	16E	19				40													40
																			40

Total number of acres irrigated _____

40 acres in Gooding irrigated. Other

11. In which county (ies) are lands listed above as place of use located? purposes are in Lincoln County.

12. Do you own the property listed above as place of use? Yes XXXX No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (X) Sec. 19

X Sec. 20

14. Remarks:

MICROFILMED
FEB 24 1993

Last Name PUGH, WILLIAM L.

Ident No.

A37-04376

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use XXX Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 37-4376

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) William L. Puig Date 7-19-88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of _____)

SS.

Subscribed and sworn (or affirmed) before me this _____ day of _____ 19 _____

SEAL

Notary Public Sherry L. Call

Residing at Twin Falls County

My Commission Expires 3/19/92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

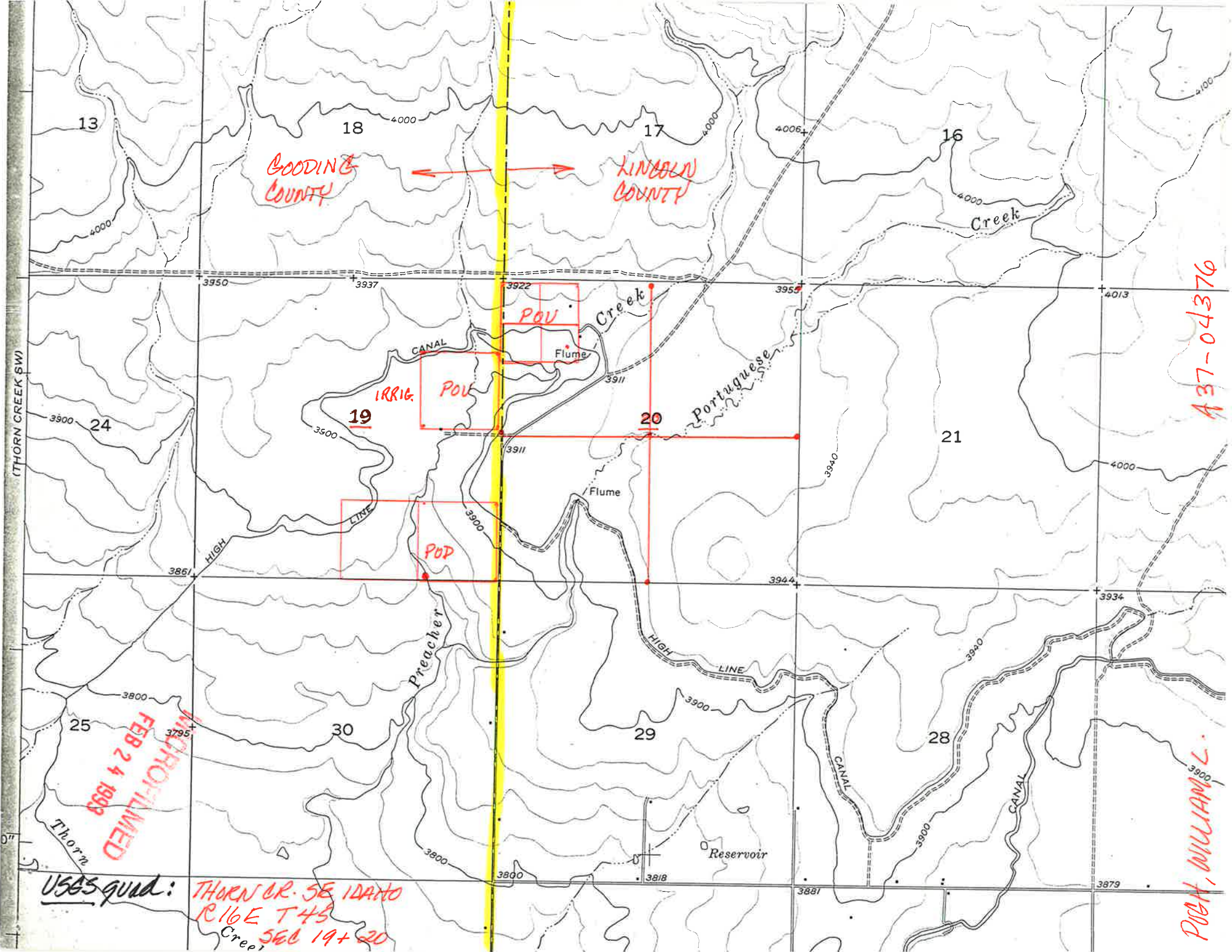
Address _____

Date _____

Last Name PUIG, WILLIAM L. Ident. Number A37-04376

Copies White-State, Yellow-Claimant

MICROFILMED
FEB 24 1993



GOODING
COUNTY

LINCOLN
COUNTY

POV

IRRIG. POV

POD

20

A 37-04376

POB, WILLIAM L.

MICROFILMED
FEB 24 1999

USGS quad: THORN CR. SE IDAHO
R16E T4S
SEC 19+20

02/22/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-4376

NAME AND ADDRESS: LYNN FUNKHAUSER
33100 N COUNTY RD 41
STEAMBOAT SPRINGS CO 80487

WILLIAM L PUGH
PO BOX 5124
BELLA VISTA AR 72714

SOURCE: PREACHER CREEK

TRIBUTARY: THORN CREEK

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 09/01/1957

POINT OF DIVERSION:

T04S R16E S19 SWSESE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within LINCOLN County

T04S R16E S20 NENW

DOMESTIC Within LINCOLN County

T04S R16E S20 NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Adjudication Claim Notes

Claim(s): 37-4376

Background Data

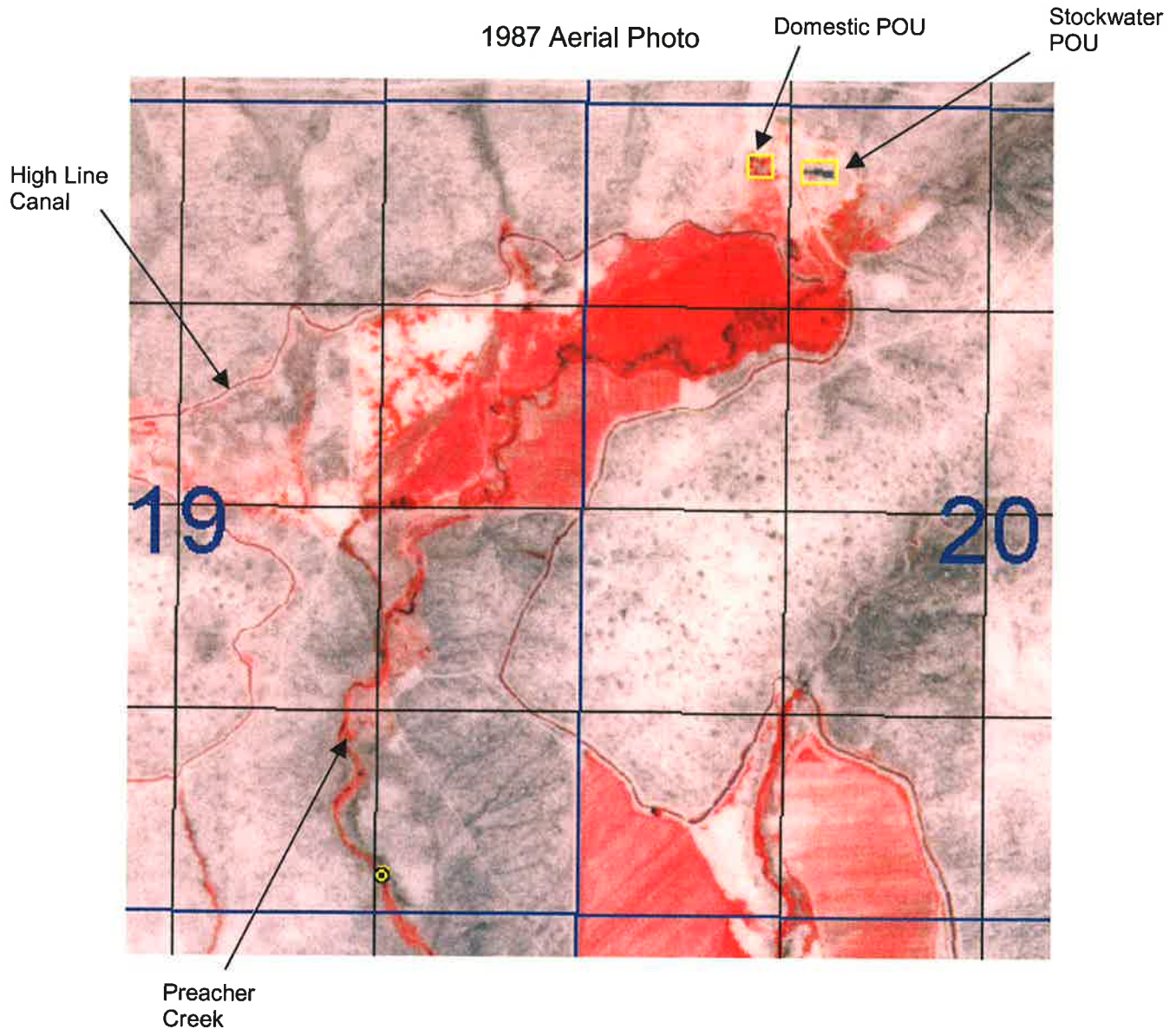
- Beneficial Use Claim
- Source is Preacher Creek tributary to Fish Creek
- Claimed 1.6 cfs for Irrigation of 40 acres
- Claimed 0.02 cfs for Domestic
- Claimed 0.02 cfs for Stockwater

Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)



Notes

T4S R16E Section 20

- Domestic and Stockwater POU created from 1987 aerial photo.
- POD digitized based on claim map.
- 2/22/06 called 303-879-1230 and 208-879-1230, both numbers have been disconnected. Called 501-855-0304 and got a message that the area code had changed to 479. Called 479-855-0304 and the person who answered said that William Pugh does not live there.
- No evidence of priority submitted. Disallowed Irrigation portion of claim and recommend the Diminimus Domestic and Stockwater portions of the claim.
- Data used for review: 1987, 1992, & 2004 aerial photos, Camas Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo

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 William L. Pugh &/or Lynn Greenfield
(Name of Claimant)

7163 S. Poplar Street, Englewood, Colo. 80112 Telephone No. (208) 886-2804
(Mailing Address) (Zip Code) (for info only)

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) May 1957

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)

Preacher Creek tributary to Big Wood 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	<u>.02 cfs</u>	Use	<u>domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>.02 cfs</u>	Use	<u>stock</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>1.6 cfs</u>	Use	<u>irrigation</u>	Period of Use From <u>3-15</u>	To <u>10-15</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

- (4) 1.64 cfs TOTAL QUANTITY USED

- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 19 Twp. 4 S Rge. 16 E B.M., County of Gooding

Additional points of diversion: ~~SW $\frac{1}{4}$ -NW $\frac{1}{4}$ -Sec-20,-Twn--4,-Range-16-~~

- 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. A dam exists in Preacher Creek to divert water for irrigation, stock and domestic.

- (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.

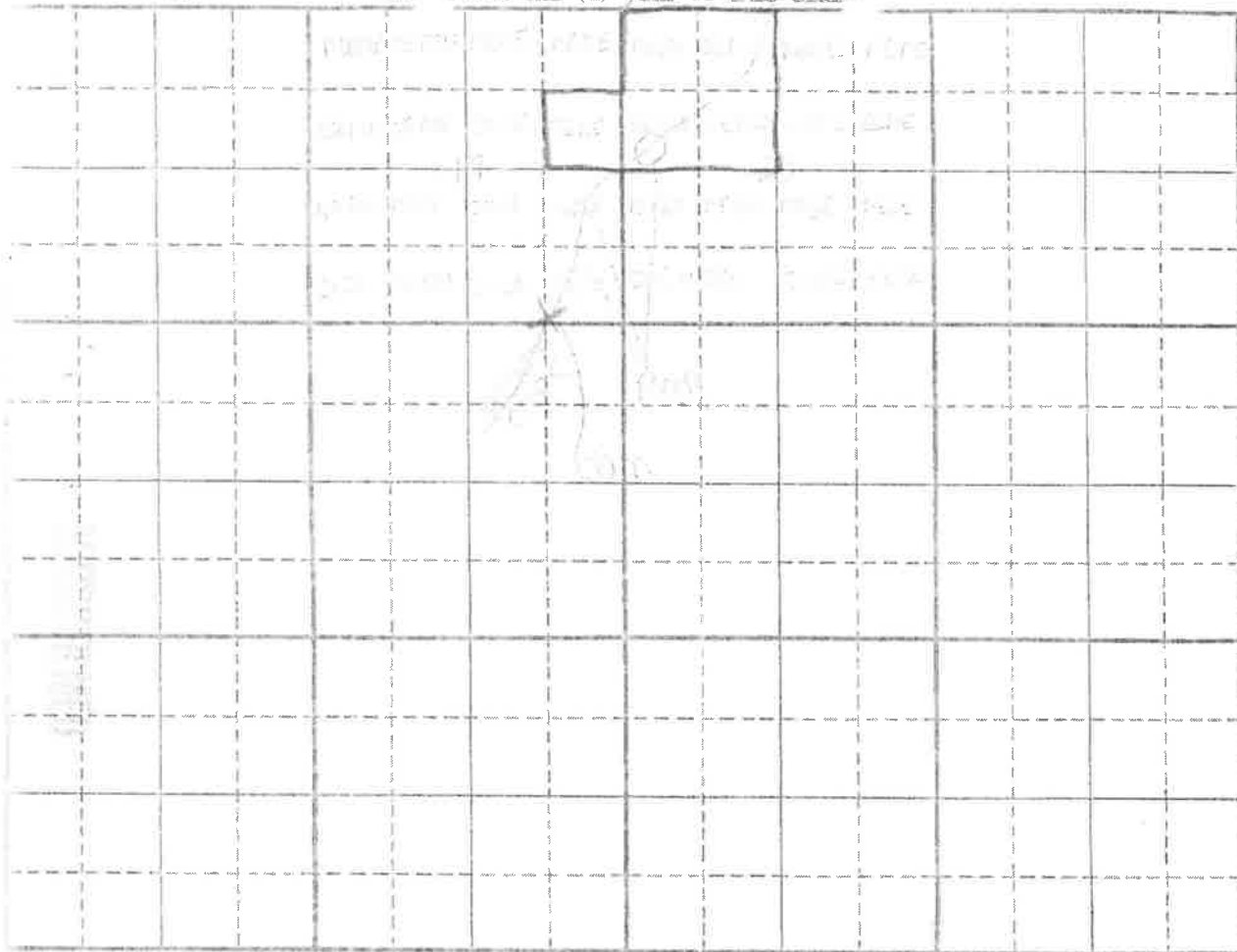
[illegible]

No. of acres 40

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Water is also used to water stock (horses), and is used in the domestic dwellings.

include the type and number of stock owned horses; 25

Applicant currently plans to replace the earthen dam with diesel 50 hp system.
The work to be completed within one (1) year of this claim.



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 TWIN FALLS

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 June

Lynn Greenfield
(Claimant)

1983

Sherry L. Cell
Notary Public

Residing at Julien Falls, Idaho

My commission expires March 17, 1986

FOR DEPARTMENT USE ONLY

Received by: [Signature] Date: [Signature] Exception filed by: [Signature] Forwarded to: [Signature] Date: [Signature]
Printed: check by: ADN Date: 7/5/83 claimant by: [Signature]
\$25.00 fee received by: [Signature] Date: [Signature]
Published in: Gooding Courier
Date: July 14, 1983



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 15, 2005

X
X
X
X

Re: Evidence of Priority

RESPONSE DEADLINE
JUNE 17, 2005

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, in the coming year, conduct reviews and/or field exams for the claims in your area. Since the priority date of a beneficial use water right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the Department. If you have received this correspondence from the previous owner of the property it is required that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Enclosed you will find a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: The Department will not recommend the court decree the notice **as claimed** if no evidence of a priority date is submitted – it may be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement does **not** need to be in the form of a notarized affidavit as described in the brochure, but must relate first hand knowledge of the water right in question and include dates, quantities of water and extent of water use.

Submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding Notice of Claim number (i.e. 37-_____). If you have questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.
Water Rights Supervisor

Enclosures

ROSHOLT ROBERTSON & TUCKER
ATTORNEYS AT LAW

142 THIRD AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, ID 83303-1906
(208) 734-0700
FAX (208) 736-0041

FACSIMILE TRANSMISSION

DATE: 3/26/1999
FAX TO: TRISH FAWCETT
FROM: CRYSTAL VINCENT
RE: "PUGH" WATER RIGHTS

RECEIVED

MAR 26 1999

Department of Water Resources
Southern Region

NUMBER OF PAGES INCLUDING THIS ONE: 4

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL US BACK AS SOON AS POSSIBLE AT (208) 734-0700.

INFORMATION CONTAINED IN THIS FACSIMILE COMMUNICATION IS ATTORNEY/CLIENT PRIVILEGED AND/OR CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS COVER PAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION OR THE INFORMATION CONTAINED HEREIN IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY CALL AT (208) 734-0700, AND RETURN THIS FACSIMILE TO US BY MAIL AT THE ABOVE ADDRESS. WE APPRECIATE YOUR COOPERATION.

ADDITIONAL MESSAGE: PER OUR CONVERSATION I AM SENDING YOU COPIES OF:

1. 11/15/1991 - OUR LETTER TO WM PUGH ADVISING HIM THAT WE NO LONGER WOULD REPRESENT HIM IN THE SRRA
2. 9/4/92 - COPY OF 8/24/92 PROPOSED RECOMMENDATION OF ONE OF PUGH'S OLD WATER CLAIMS NOW IN NAME OF SEAMONS; ORIGINAL OF WHICH I SENT BACK TO IDWR WITH NOTE ON BOTTOM STATING THAT WE NO LONGER REPRESENT MR. PUGH.
3. 3/3/99 - NOTICE OF RECOMMENDED CLAIN IN DIRECTOR'S REPORT OF 37-10196

HOPEFULLY THESE DOCUMENTS WILL HELP YOU IN TAKING US OFF THE RECORD AS ATTORNEY FOR THE PUGH'S.

AUG-24-1992

THIS IS A COPY OF YOUR WATER RIGHT AS IDWR PROPOSES TO RECOMMEND IT TO THE DISTRICT COURT*

***THIS IS NOT A FINAL DETERMINATION OF YOUR CLAIM. YOU MUST FILE A NOTICE OF ERROR WITH IDWR IF YOU DISAGREE WITH THE PROPOSED RECOMMENDATION.**

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
35-02366A	M. J. SEAMONS JEAN P. SEAMONS AT 1 BOX 446C HAGERMAN ID 83333	12/16/1958	IRRIGATION	04-01 10-31	1.24 CFS 248.00 AFY	LICENSE
SOURCE: GROUNDWATER POINT OF DIVERSION: TOTS R13E S01 PLACE OF USE: IRRIGATION TOTS R13E S01 S12 62.0 ACRES TOTAL				TRIBUTARY: SESESA SWSW 5.0 NENW 18.0 SESW 12.0 NKNW 27.0		
REMARKS: RIGHT NO. 36-02366B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.				TOTAL QUANTITY: TOTAL VOLUME: CONSUMPTIVE USE:		
				1.24 CFS 248.00 AFY 186.0 AFY		

This was Wm. Pugh when we filed it. Pugh no longer our client and neither is "Seamons". R'd original of this proposal to IDWR 9-4-92, ev

62

MAR 26 '99 14:41 FROM RRT TWIN FALLS

TO 7367737

PAGE.003/004

ROSHOLT, ROBERTSON & TUCKER
Chartered

ATTORNEYS AT LAW

142 3rd AVENUE NORTH

P.O. BOX 1906

TWIN FALLS, IDAHO 83303-1906

TELEPHONE (208) 734-0700

FAX (208) 736-0041

Boise Office
1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
(801) 336-0700
344-6034

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
CARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
CARY L. QUICKLEY
JUSTIN R. SEAMONS
JOHN Q. FITZGERALD
D. BERNARD ZALEHA

November 15, 1991

*No
enclosures
w/this one*

Mr. William L. Pugh
P. O. Box 295
Denver, Colorado 80201

RE: In Re the General Adjudication of Rights to the Use of
Water from the Snake River Basin Water System, Case
No. 39576, District Court for Twin Falls County, Idaho

Claimant: William L. Pugh

Claim No.(s): A36-11250; A37-04376; A36-02366; A37-10196

Dear Mr. Pugh:

As the Snake River Basin Adjudication (SRBA) progresses, this is a reminder that our firm has filed the claims listed above in the (SRBA). We understand that you no longer want us to represent your interests in this matter, and this letter is to confirm that our office will have no further involvement on behalf of your water rights claims in the SRBA. If you have any questions, please feel free to give me a call.

Very truly yours,

John A. Rosholt
JOHN A. ROSHOLT

JAR/shs
13901

AJ0749NP
No. A37-04376

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/12/94
PAGE: 1

MICROFILMED
OCT 24 1994

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM L. PUGH PO BOX 5124 BELLA VISTA AR 72714 (501) 855-0304	09/01/1957	IRRIGATION STOCKWATER DOMESTIC	03-15 10-15 01-01 12-31 01-01 12-31	1.60 CFS 0.02 CFS 0.02 CFS	
TOTAL DIVERSION:					1.64 CFS	

C LYNN FUNKHAUSER
33100 NORTH COUNTY RD. 41
STEAMBOAT SPRINGS CO 80487
(303) 879-1230

Water Source: PREACHER CREEK

Tributary to: BIG WOOD RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T04S R16E S19 SESE

GOODING County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
04S	16E	19	:															:	40.0	
																			TOTAL ACRES	40.0

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:		
04S	16E	20	:															:		

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:		
04S	16E	20	:															:		

POU County: GOODING, LINCOLN

Non-Irrigation Uses: S/25 HORSES D/ 1 HOUSE

Other Rights: NONE

Remarks: DATE OF PRIORITY ON LICENSE LISTS MONTH OF MAY NOT SEPTEMBER.
OWNERSHIP CHANGED USING CHANGE OF OWNERSHIP FORM 42-1409(7) FROM
36-11250 AS PROOF 09/12/94 SS.

AJ0749NP
No. A37-04376

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/12/94
PAGE: 2

=====

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number: 37	Field Inspection Flag: Presumption Flag:

MICROFILMED
OCT 24 1994

MEMORANDUM

DATE: September 12, 1994

TO: Judy

FROM: Sal

RE: A37-10196, A37-04376, 36-11250 & 36-02366A
William L. Pugh Address Change

J E G E I V

SEP 15 1994

Department of Water Resources
Southern Region Office

Hi Judy! Had so much to explain it's easier to type a message to you rather than hand-write a very long note.

This address change came about from a returned Eastern Snake Plain Aquifer Notice (one of about 500 we've received!). Don discovered that the state designation was incorrect on this person's claims, and had me fix them all (2 in basin 37 and 2 in basin 36).

There is a change of ownership in 36-11250 whereby Pugh et al, via a quitclaim deed, took back the property instead of foreclosing on the new owners. Don spotted that and had me change the address on the basin 37 claims also.

When the address change was initially done, the state for Pugh should have been AR for Arkansas, but somehow got put in as AZ, as in Arizona. I've corrected all four claims. Don said for one letter in the zip code a letter to the claimant(s) wasn't necessary because the next correspondence they'd get would be from us when we report basin 37.

Attached to the profile reports for Basin 37 claims is a copy of form 42-1409(7) showing the ownership change.

I've also attached proof reports of the basin 36 claims for your file.

Whew! Call me if you have questions, please.

...Sal



MICROFILMED
OCT 24 1994

0000 0000 1102

FOUR ORIGINAL

Form 42-140807

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(See instructions on back of page)

DATE OF CLOSING: 5-17-1991k

LEGAL DESCRIPTION OF PROPERTY: Township 7 South Range 13 EBM
 Section 1 & 12, 1/4 of 1/4 of 1/4 Cont. Lot, EBM.
 Lot Block Subdivision/Township
 If you have additional legal descriptions, please attach separate sheet. SEE ATTACHED

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintain water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: 836-11250 and 836-02368
- ☐ Name and Address of Former Owner/Claimant(s) (Seller): William L. Pugh, et al
P.O. Box 5134
Bella Vista, AR 72714
- ☐ New Owner/Claimant (Purchaser): M. J. Simmons and John P. Simmons
- ☐ New Mailing Address: Route # 1 Box 446C
Hagerman, Idaho 83333
- ☐ New Telephone Number: ()
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: COPY OF RECORDED WARRANTY DEED
 (proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s): M. J. Simmons Date 5-17-91
- ☐ Signature of Former Owner/Claimant(s): William L. Pugh, et al Date 5-17-91

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
 Initial Review and Date-Signed By dc
 Further Action Needed
 Further Action Taken By dc
 Final Review and Date-Signed By dc
 Close Numbers of Split, if any

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

May 4, 1989

Lynn Funkhauser
William Pugh
33100 North County Rd. 41
Steamboat Springs, CO 80487

A37-04376
A36-11250 - WP

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
FEB 24 1993

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered

ATTORNEYS AT LAW

142 3rd AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER
TERRY T. UHLING
TERRY R. McDANIEL
F. BRUCE COVINGTON
JERRY JENSEN
GARY D. SLETTE
CAROLYN M. MINDER
VICKI L. YRAZABAL
BRUCE M. SMITH
G. RICHARD BEVAN
MICK HODGES

Boise Office
1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700

RECEIVED

AUG 5 1988

Department of Water Resources
Southern Region Office

August 4, 1988

Mr. Alan Merritt, Chief
Adjudication Claims Taking
Idaho Department of Water Resources
Southern Region
2148 Fourth Avenue E.
Twin Falls ID 83301

Dear Mr. ^{Alan} Merritt:

Please find enclosed a listing of the adjudication claims filed by myself on behalf of this firm's clients in both Lincoln and Gooding Counties. The claims are identified by the adjudication I.D. number and/or the DWR water right number where applicable. My reason for writing to you is to establish this firm as the attorneys of record representing the clients' water rights that are enclosed. As we did not take advantage of the notice category on the last page of the claims prior to filing, I am using this format and would ask that you file this letter with the appropriate claim number as listed below.

In talking with Mr. Schaff at the Boise office, he suggested that I use this method to establish the firm as the attorneys to be contacted on behalf of the clients' claims. As the claims have not been filed yet with the court, it was Mr. Schaff's opinion that a letter such as this could be filed with the claim paperwork in your Department.

Please advise if you have a preference for another method or if you foresee a problem in doing it in this way. I would like to request that you acknowledge the placement of this letter with the enclosed claims if the method is agreeable to you.

Sincerely,

Frank

FRANCIS G. HITCHCOCK
Legal Assistant

FGH/dcb
94591

Enclosure

MICROFILMED
FEB 24 1993