

No Color
Documents
In File

Identification No. 11 4030

Claim No. _____

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant WILLIAM L PUGMIRE AND LUWANA PUGMIRE
post office address ST. CHARLES, IDAHO 83272

2. The point of diversion is in FR. SW ¼ of NW ¼ Section 13 Township 15S
Range 43E B.M. located on UNAMED SPRING
(name of source)

tributary to NA in BEAR LAKE County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

NOV 12-1888 amount: 0.3 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed 0.3 c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use LIVESTOCK period of use from JAN. 1 to DEC. 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known SPRING WHICH RISES
ON PROPERTY OF APPLICANT AND FLOWS DIRECTLY INTO MY DITCH OF WHICH
THE LIVESTOCK DRINK FROM.

b. Underground water diverting works: is well flowing or pumped _____ ; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____ ;

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leted

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible.

If water is stored: name of reservoir NA

period of storage is from _____ to _____; is reservoir drained each year _____; explain _____ is reservoir on or off stream _____

if feeder canal is used give maximum carrying capacity. cfs.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions.

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated.

Explain any significant increase in area irrigated since first use, give dates and acreages if known

b. Do you get water through a ditch owned by several users? NO If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered 80 HEAD COWS--2 BULLS--18 YEARLINGS TOTAL 100

7. Where water is used for domestic or municipal purposes give number of families served NA name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation THIS APPLICATION IS FOR WATER RIGHT OF NATURAL SPRING, LOCATED ON THE PRECEEDING PAGE DISCRIPTION. THIS SPRING HAS EXISTED AND USED SINCE THE LAND WAS FIRST HOMESTEADED FOR LIVESTOCK PURPOSES.

State of Idaho

County of _____

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 affiants knowledge.

Sworn to before me this

7th

day of

March

19 72

Claimant

Notary Public

Residing at

Montpelier, Idaho

My commission expires

8/28/73

For Department Use Only

Received by ej Date 2-23-72

Exception filed by: _____

Forwarded to claimant by: _____

Date _____

Prelim. check by NCY Date 3/9/72

Fee received by ej Date 2/24/72 Fee \$ 10.00

Approved for publication by NCY

Published in NEWS-EXAMINER Dates 3-16-72-72

11 4030

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates in each enlargement of the diversion. (Example: If you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:		May 18, 1871	amount:	0.8 c.f.s. or	acre feet
		June 1, 1901	amount:	0.4 c.f.s. or	acre feet
Total claimed:		1.2 c.f.s. or	acre feet		

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:
used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to it for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

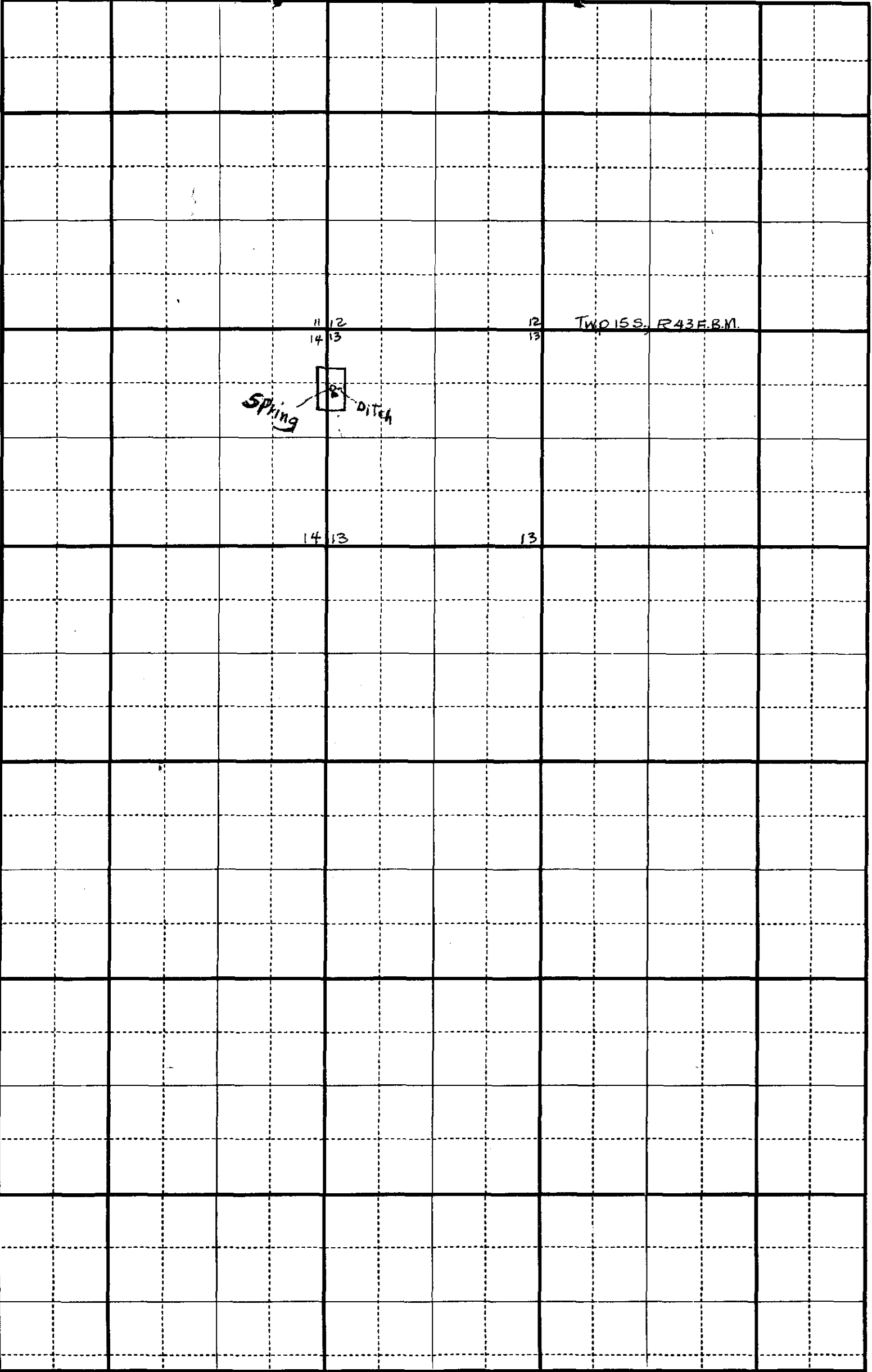
You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Water Administration, Statehouse, Annex 2, Boise, Idaho, 83707, is \$10.00.

NAME OF APPLICANT.....WILLIAM L. RUGMIRE.....

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

original copy has been retyped

VOID

11 4030

Identification No. _____

Claim No. 11-4030

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant WILLIAM L PUGMIRE AND LUWANA PUGMIRE

post office address ST. CHARLES, IDAHO 83272

2. The point of diversion is in Fr SE 1/4 of NW 1/4 Section 13 Township 15S.

Range 43E B.M. located on NE 1/4 UNNAMED SPRING
(name of source)

tributary to _____ in BEAR LAKE County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

NOV. 1888 amount: 1.2 c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

Total claimed 1.2 c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use LIVESTOCK period of use from JAN. 1 to DEC. 31 (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____

_____ ; length is _____ feet; height is _____ feet;

width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped FLOWING SPRING; depth of well is UNDETERMINED; diameter of well is _____ inches; type of pump is _____

capacity of pump is _____ g.p.m.; name and address of well driller is NATURAL SPRING

_____ ;

11 4030

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions_____

[illegible][illegible]

17 4030

Feb. 19, 1972

TO WHOM IT MAY CONCERN:

I own property bordering William L. Pugmire's property, and I am familiar with the water spring that He describes.

I testify that this spring water has been used both summer and winter for livestock purposes since the property was homesteaded in 1885.

This is a natural flowing spring and I verify that it has been and is now being used for livestock purposes.

I was born 25 JUNE 1885

James Bunderson

b. Do you get water through a ditch owned by several users? NO If yes, give the name of the ditch
_____. The other users and their respective
interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____
80 HEAD COWS--2 BULLS--18 YEARLINGS TOTAL 100

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

THIS APPLICATION IS FOR WATER RIGHT OF NATURAL SPRING, LOCATED
ON THE PRECEEDING PAGE DISCRPTION. THIS SPRING HAS EXISTED
AND USED SINCE THE LAND WAS FIRST HOMESTEADED FOR LIVESTOCK
PURPOSES.

State of Idaho

County of Bear Lake } 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 affiants knowledge.

William L. Pugmire
Lee Wana Pugmire
Claimant

Sworn to before me this 22 day of February, 1972.

Byron P. Cammack
Notary Public

Residing at Montpelier, Idaho

My commission expires March 1st 1972

For Department Use Only

Received by <u>ef</u> Date <u>2-23-72</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>ef</u> Date <u>2/23/72</u>	_____	_____	_____
Fee received by <u>ef</u> Date <u>2/24/72</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by _____	_____	_____	_____
Published in _____ Dates _____	_____	_____	_____

11 4030

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	<u>May 18, 1871</u>	amount:	<u>0.8 c.f.s. or</u>	<u> </u>	acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4 c.f.s. or</u>	<u> </u>	acre feet
		Total claimed:	<u>1.2 c.f.s. or</u>	<u> </u>	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

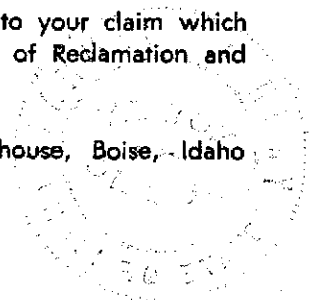
use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.



IN THE MATTER OF:

WILLIAM L. PUGMIRE &
LU WANA PUGMIRE

AFFIDAVIT

State of Idaho

County of BEAR LAKE

JAMES BUNDERSON

being first duly sworn,

deposes and says: I own property bordering William L. Pugmire's

property, and I am familiar with the water spring that he describes

in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 13- township 15 S- Range 43 E. I testify

that this spring water has been used both summer and winter for live-

stock purposes since the property was homesteaded in 1888. This is

a natural flowing spring and I verify that it has been and is now

being used for livestock purposes.

James Bunderson
(signature)

Birth - June 25 - 1885

Subscribed and sworn to before me this 7th day of March 19 72.

Ronald O. Peterson
(notary public)

Residing at Montpelier, Idaho
My commission expires 8/23/73

11 4030

IN THE MATTER OF:

WILLIAM L. PUGMIRE &
LU WANA PUGMIRE

AFFIDAVIT

State of Idaho

County of BEAR LAKE

E. JOHN RICH

being first duly sworn,

deposes and says: I have been familiar with the property of William L.
Pugmire all my life. The water spring he describes in the SW $\frac{1}{4}$ of
NW $\frac{1}{4}$ Section 13-township 15S-Range 43 E has been used for livestock
purposes since it was homesteaded in 1888 and is now being used for
the same purpose. It is a natural spring and is used the year around.

E. John Rich
(signature)

Birth - March 29 - 1888

Subscribed and sworn to before me this 7th day of March 19 72.

Ronald O. Peterson
(notary public)

Residing at Montpelier, Idaho

My commission expires 8/23/73

11 4030

THE NEWS-EXAMINER

MONTPELIER, IDAHO

RECEIVED

APR 10 1972

Department of Water Administration
Eastern District Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Bear Lake,) ss.

W. Jerome Taylor

being first duly sworn, deposes and says he is
Publisher and Foreman of the News-
Examiner; that the said News-Examiner is a
weekly newspaper published at Montpelier,
County of Bear Lake, State of Idaho, of
general circulation in said County and State.

That the notice attached was published in
the said News-Examiner, and not in a
supplement, for two
successive weeks, commencing with the issue
dated March 16, 1972
and ending with the issue

dated March 23, 1972

W. Jerome Taylor
Publisher and Foreman

NOTICE OF CLAIM TO A WATER RIGHT NO. 11-4030

Notice is hereby given that William L. Pugmire and Luwana Pugmire, St. Charles, Idaho have filed a claim to a water right established by diversion and application to beneficial use of 0.3 cubic feet per second of water from unnamed spring with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 15S, R. 43E, B. M., Bear Lake County.

The water is claimed to be used from January 1 to December 31 for stockwater purposes for 100 head of livestock with a priority of November 12, 1888.

The place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 15S, R. 43E, B. M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON
Director

Published in The News-Examiner, Montpelier, Idaho on March 16 and 23, 1972.

(11-10/20)

Subscribed and sworn to before me this 5th day of April, 1972

Tom L. Buzgoma
Notary Public.

11 4030

WRR100
11-4030

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
18-MAR-1986 23:47:01

54 LAST UPDATE - 18-MAR-1986

62 DATE-2

D A T E S

D A T E S

F L A G S

VERIFIED IKN

28/02/86

IDENT. NO. 11-4030

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 11-4030
Old No. New No.

Record

1. Original Owner: William L + Luwana Pugmire

Present Owner: _____

2. Address:

3. City: Saint Charles State: Id Zip: 832724. A. Source of Water: Spring

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): I

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 11-12-1888D. County: 07E. Total Diversion Rate: .3

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SWNW</u>	<u>13</u>	<u>15</u>	<u>43E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for 2 purposes. Amount .3
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: J

9. A. Decree Name:
B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information): *8/100 range*

12. Other Rights for Same Use:

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

6. Field Exam Made (P,R,F or blank):

H. Conditions of Approval:

14. Diversion Means (brief narrative):

April 18, 1972

Re: Claim to a Water Right No. 11-4030

William L. & Luwana Pugmire
St. Charles,
Idaho 83272

Dear Mr. & Mrs. Pugmire:

The Department of Water Administration has completed the processing of your claim to a water right and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BL

Enclosure: Copy of Claim

11 4030

cc. Eastern District Office

March 10, 1972

Re: Claim No. 11-4030 - William L. Pugmire and Luwana Pugmire

News-Examiner
P.O. Box 278
Montpelier, ID 83254
Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Norman C. Young
District Engineer

NCY:BJ
Enc: Legal notice

Bill submitted 4-11-72. de
11 4030

THE NEWS+EXAMINER

MONTPELIER, IDAHO

Advertising & Commercial Printers

Statement: Account of ~~Department of Water Administration~~

No. 11-4030 - Pugmire

Date April, 1972

March

16

31 Line Notice of Claim
published 2 times

\$12.09

I hereby certify that the foregoing
account is just and correct, that the
amount claimed is legally due, after
allowing all just credits, and that no
part of the same has been paid.

Dana Zifer

11 4030

NOTICE OF CLAIM TO A WATER RIGHT

NO. 11-4030

Notice is hereby given that William L. Pugmire and Luwana Pugmire, St. Charles,
Idaho

has filed a claim to a water right established by diversion and application to
beneficial use of 0.3 cubic feet per second ~~XXXXXX~~
of water from unnamed spring

with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 15S, R. 43E, B.M., Bear
Lake County;

The water is claimed to be used from Jan. 1 to Dec. 31 for stockwater
purposes for 100 head of livestock

with a priority of Nov. 12, 1888

The place of use is within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13, T. 15S, R. 43E, B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 240 South Holmes, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

Published in the News-Examiner, Montpelier, Idaho

on March 16 and 23, 1972

nc 11 4030

February 28, 1972

Re: Claim No. 11-4030

Mr. William L. Pugmire
St. Charles
Idaho 83272

Dear Mr. Pugmire:

Your Claim to a Water Right No. 11-4030 has been forwarded to this office for processing. During this processing I have noted several items which are not complete on the claim as it has now been filed. Enclosed is a copy of the claim that you filed and a blank claim form which can be used to amend the original claim. The following items need to be expanded upon:

1. Two points of diversion are listed, but you state that only one spring is being used. Are there two points of diversion along the channel from the spring, or is the spring located right on the line between the quarter sections you have shown?
2. To develop a water right, it is necessary under Idaho Law to both divert and beneficially use the water. You have indicated a beneficial use, but you have not indicated the method of diverting the water. Item #4 on the claim should be filled out showing how water is physically diverted. Simply allowing livestock to drink from a naturally flowing spring channel is not normally considered to constitute a diversion.
3. The place of use should be listed to the nearest 40-acre subdivision. This could be listed under Item #5a with irrigation crossed out.
4. Any supporting statements must be notarized. Thus, you should have Mr. James Bunderson complete his statement on one of the attached blank affidavit forms and have it notarized.

If you will make the above suggested changes to your claim and have it notarized and return it to us, we will be happy to continue processing it. No additional filing fee is necessary.

Very truly yours,

11-4030

NORMAN C. YOUNG
District Engineer
NCY:bj
Enclosures

February 24, 1972

William Pugmire
St. Charles,
Idaho 83272

Dear Mr. Pugmire:

Attached herewith is your receipt No. 8085 in the amount of \$ 10.00
for your claim application
which was received in this office.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

11 4030